

Pursuant to due call and notice thereof, a City Council Meeting was duly held in the City Council Chambers at 7:00 p.m. on the 14th day of June 2011. The following members were present: Mayor Diane Barrett; Council Members Fred Barsness, and Bryan Haugen. Absent: Richard Nielsen and Brian Paulson. Also present: City Administrator Chris Heineman, Engineer Joe Palen, City Attorney Scott Riggs, and Administrative Assistant Pam Blow.

CITIZEN COMMENTS

None

AGENDA

Motion by Haugen, seconded by Barsness to approve the agenda as published. Motion carried 3-0-0.

CONSENT AGENDA

Motion by Barsness, seconded by Haugen to approve the Consent Agenda, which includes payment of check numbers 54950 through 55095; 1523E through 1537E; and additional checks 55096 through 55106. Motion carried 3-0-0.

ENGINEERING

TH 56/60 Reconstruction Project

Final plans have been submitted to MN DoT for review, and Palen distributed the cost estimates. According to those estimates, the City will have \$63,500 in costs for the removal of contaminated soils, and this estimate is for the MN DoT project only. There may be additional costs with the CSAH 12 project. The City of Kenyon's share of the project is estimated to be \$322,000, excluding administrative, engineering and inspection fees. The project is slated for bidding to begin in September, but this may be impacted should the State of MN have a shut down on July 1st.

7:05 p.m. – Councilmember Nielsen joined the meeting.

Petrofund Reimbursement

According to Palen, any hazardous materials that are removed from the excavation areas of this project will be trucked away for disposal. The MPCA would allow the materials to be replaced in the excavation area, but MN DoT requires their disposal off-site. The Petrofund would pay the total amount of the cost for removal of the hazardous materials if the City qualifies under this program. According to David Constant of Bonestroo, the likelihood of qualifying for the program is seventy-five percent, and the cost to complete the application would be \$2,500. Motion by Nielsen, seconded by Barsness to direct Bonestroo to complete the "Request to Take Corrective Action" letter to the MPCA for the Petrofund application. Motion carried 4-0-0.

Sidewalk Update

Palen noted that MN DoT is agreeable to the planned sidewalks near Veteran's Park. Heineman reported that he contacted a MN DoT representative regarding Veteran's Park, and he was informed that MN DoT would not turn the ownership of the parcel back to the City of Kenyon; however, the City could apply for a limited use permit for the Park.

Inflow & Infiltration (I & I) Planning / Smoke Testing

Palen noted that a part of the plan for elimination of I & I sources, smoke testing is a cost-effective tool that will identify inflow sources from downspouts, catch basins and broken pipes that are connected to the sanitary sewer. The last smoke testing was done in 2001, and Bonestroo is proposing to complete the remainder of the smoke testing in specified areas for a cost of \$3,000. They will work with the Public Works department to complete the test, and notification will be published in the newspaper so that residents will be aware of the procedure and what to expect. The KPD and Fire Department will also be notified. Palen noted that in some instances, the smoke could enter structures and need to be eliminated. Motion by Nielsen, seconded by Haugen to approve the smoke testing procedure at a cost of \$3,000. Motion carried 4-0-0.

LEGAL

Liquor License for Papa's Family Restaurant

This establishment is aware of the server training certification requirement for the liquor license. Motion by Barsness, seconded by Haugen to approve the on sale and Sunday liquor license for Papa's Family Restaurant. Motion carried 4-0-0.

Master Joint Powers Agreement with Bureau of Criminal Apprehension

Chief Sjolander stated that this agreement will allow processing citations from the patrol cars and sending them to central processing. This method will eliminate the need to deal with paper citations.

Resolution 2011-14: A Resolution Approving State of Minnesota Joint Powers Agreements with the City of Kenyon on Behalf of its City Attorney and Police Department

Motion by Nielsen, seconded by Haugen to approve Resolution 2011-14. Motion carried 4-0-0.

CMMPA Transmission Owner Services and Asset Assignment Agreement

Heineman received communication from CMMPA that Kenyon's estimated amount for this project is \$999,416, which is within the "not to exceed" amount previously approved of \$1M. Riggs noted that the projects costs are not known at this point and estimates are being used to determine Kenyon's share. Nielsen noted that we should require from CMMPA the costs per month for administration and other expenses that will be deducted from our investment. Motion by Nielsen, seconded by Haugen to table this matter until the expense issue has been resolved. Motion carried 4-0-0.

NEW BUSINESS

Resolution 2011-13: Authorizing Execution of Safe & Sober Agreement

Motion by Haugen, seconded by Nielsen to approve Resolution 2011-13. Motion carried 4-0-0.

Depot Park Liquor Request

Motion by Nielsen, seconded by Barsness to approve the request to have liquor at Depot Park for the Kenyon Color Guard picnic on July 9, 2011, pending the determination of the hours of the event. Motion carried 4-0-0.

Personnel Committee Salary Recommendation for Shannon Harvey

Motion by Nielsen, seconded by Haugen to approve the salary recommendation of the Personnel Committee of \$16.98 per hour to be effective June 1, 2011. Motion carried 4-0-0.

Hiring of Police Officer Candidates

Heineman noted that three candidates were sent an offer of employment, and all accepted that offer. Chief Sjolander noted that the background investigations are completed and the psychological testing will be done next week. Riggs commented approval of the hiring of these candidates could proceed, pending the successful completion of the required evaluations / testing. Motion by Haugen, seconded by Nielsen to approve the hiring of Ryan Sullivan and Kendra Zak (permanent part-time officers) and Mark Neu (casual part-time officer), pending completion of their psychological testing. Motion carried 4-0-0.

Working on Wellness (WOW) Path Signage Proposal

Heineman noted that the K-W School District developed a one and two mile walking path around the south side of the city. The WOW path and signage was approved by the Park & Recreation Committee, and would be included in the Parks and Open Space Master plan. The signage would be attached to existing City signs, and this walking path does not cross Highway 60. Motion by Nielsen, seconded by Barsness to approve the WOW path signage. Motion carried 4-0-0.

OTHER BUSINESS

Schedule of Upcoming Meetings

Council Work Session: Friday, July 8th @ 9 a.m.

Comprehensive Plan Amendment Public Hearing: Tuesday, July 12th @ 6 p.m.

Heineman noted that this Public Hearing is for the amendment to the Comprehensive Plan to include the Park & Open Space Master Plan, which will address the old High School property.

COMMENTS

Nielsen asked about the placement of fence around the old High School property, and Heineman noted that the County is securing the premises as directed by the State of Minnesota.

Motion by Barsness, seconded by Haugen to adjourn at 7:45 p.m. Motion carried 4-0-0.