

COUNCIL MEETING
MARCH 20, 2012

Meeting called to order by Mayor Tammy Konz at 7:00pm

Pledge of Allegiance recited

Council members present: Tammy Konz, Paula Capes, Joe Krippner, Eric Loewen and Nate Osmundson

Others present: Sherry Donabauer, Paul Degree, Dustin Orbeck, Leslie Arnold, Glenn Winter, Scott Qualle, Ashley Capes, Jason Mehr, Tim Ellis, Chad Johnson and Tom Marquardt

Motion made by Eric Loewen and seconded by Joe Krippner to approve the following addendums to the agenda: Consent Item #4 Shut-off Delinquent Utilities March 21, 2012 and utility project to the regular agenda; motion carried

Motion made by Joe Krippner and seconded by Eric Loewen to approve the claims; motion carried

Motion made by Paula Capes and seconded by Nate Osmundson to approve the following Consent Agenda items:

1. Minutes of the March 6, 2012 Special Meeting
2. Minutes of the March 6, 2012 Council Meeting
3. Employee Time-off Requests
4. Shut-off Delinquent Utilities March 21, 2012

Mayor Konz stated that the March 6, 2012 Council Meeting minutes should read "**Mayor Konz stated that she had spoken with a Councilmember from the City of Watkins**" instead of "**Mayor Konz stated that she had spoken with the Mayor of Watkins.**" The City Clerk will correct this.

motion carried

Dustin Orbeck from Kim-Built Propane passed out documents (attached as appendix 1; pages 1-4) to the City Council, City Clerk and Scott Qualle from MNSPECT. They are requesting a variance from the MN State Fire Code. Dustin stated they received approval from John Gohmann the Kimball Fire Chief for their project. Mayor Konz along with Councilmembers Loewen and Osmundson stated that Fire Chief Gohmann has no authority with respect to the issuance of building code permits, compliance with building codes or compliance with other state and federal regulations for building projects taking place within the City of Kimball (attached as appendix 2; pages 1-2). The Council further explained to both Mr. Orbeck and Mr. Degree that the City contracts with MNSPECT to enforce all state building, fire, plumbing and electrical codes. Paul Degree asked the Council about the special meeting that was held on February 6, 2012 and why no one from Kim-Built was invited to attend. Mayor Konz stated that all meetings are open to the public and the public is always invited to attend. Mr. Degree asked Mayor Konz if she and the other Councilmembers were communicating over their laptops; so as to avoid the public. Mayor Konz along with Councilmember Krippner explained to Mr. Degree that the City Clerk emails the council packets to the Councilmembers before each meeting and they use their laptops during the meetings to view the council packet. Mr. Degree then stated that he felt Councilmember Loewen was

rude as he does not made eye contact and was staring at the screen on his laptop and laughing to himself. Councilmember Loewen asked Mr. Degree if he ever thought that maybe there are certain instances that he (Councilmember Loewen) is uncomfortable in and suffers from social anxiety; thus explaining why he was staring at his laptop screen and not making eye contact. Councilmember Loewen then thanked Mr. Degree for pointing that fact out to all those in attendance. Scott Qualle from MNSPECT went over the variance instructions sheet provided by Mr. Orbeck to the Council (appendix 1, page 3). Scott stated that if Kim-Built propane does formally request a variance he would advise the City Council to defer to the matter to the State Fire Marshal. Dustin asked the City Council why they (Kim-Built) received a phone call when his Dad was out of town stating they had a permit ready to be picked up and were later told they did not have any permits to be picked up; but upon reviewing the information from their data request, included was a copy of their tank containment pit permit with portions whited out. Mayor Konz asked what Dustin was referring to as the Council does not see permits that are applied for; that is done through the Deputy Clerk/Zoning Administrator and building inspections department (MNSPECT). Mr. Qualle stated that some of the permits were issued, but upon them (MNSPECT) realizing the larger scale of the project they (the permits) were taken back to their office for further review. He felt it did not make sense to issue the containment pit permit before all other permits, as they prefer to issue them all at once. The Council suggested having a meeting with Kim-Built Propane, MNSPECT and the State Fire Marshal's Office. Mr. Orbeck stated that they would prefer to have a special meeting, before the next regularly scheduled meeting, if possible so as not to hold up their project even longer. Paul Degree invited all of the Councilmembers out to Kim-Built Propane so that they can view the project for themselves. Scott Qualle will get in touch with Kevin McGinty from the State Fire Marshal's Office to see what date/time will fit into his schedule, as he's already been in contact with him.

Sherry Donabauer from Thomes Insurance discussed the auto/liability insurance renewal with the Council – liability rates, property rates and mobile property increased about 3%; building rates and property in the open increased about 2.5% and contents rates increased about 3.5%.

Motion made by Joe Krippner and seconded by Eric Loewen to waive the statutory tort liability limit; motion carried

Motion made by Joe Krippner and seconded by Paula Capes to not elect the no-fault sewer backup coverage; motion carried

Glenn Winter from Land O'Lakes Oil spoke with the Council. He was approached by the Clearwater River Watershed District regarding a project they are looking at doing. They would like to put in a stormwater retention pond on his property at the corner of Hwy 15 & Willow Creek Road. Mr. Winter asked if the City was on board with the project. Mayor Konz stated the Watershed District was unable to make it to the meeting to present the project that evening. Mr. Winter stated he will go ahead with participating in the project if it will help the City; he did ask the Watershed District if they have checked upstream with the churches and schools about helping to alleviate the stormwater problems.

Chad Johnson from the Public Works Department discussed Xcel Energy's easement in Willow Creek Park. They are replacing power poles and have discovered that the easement boundaries are not accurate.

Motion made by Paula Capes and seconded by Joe Krippner to allow Xcel Energy to redefine the easement boundaries; motion carried

The Council discussed the watertower color.

Motion made by Paula Capes and Nate Osmundson to have the bottom half of the watertower black and the top half barley with black lettering; motion carried

Chad discussed street sweeping bids with the Council – Hilsgen Bobcat Service, Inc. \$75/hr. and Astech Asphalt Corp. \$83/hr.

Motion made by Paula Capes and seconded by Nate Osmundson to accept the bid from Hilsgen Bobcat Service, Inc. for street sweeping; motion carried

Chad updated the Council on the sewer surcharge. He spoke with Ryan at the MPCA. Councilmember Osmundson asked if it is a huge expense to deal with (butchering waste in the sewer system). Mr. Johnson stated that the bugs that get added to the ponds at the wastewater treatment plant do the work; he figures it is not a big expense, about \$36/wk. Councilmember Krippner asked if Chad could speak with Knaus Sausage House about disposing of butchering waste in another manner instead of in the sewer system and/or if they could limit what they dispose of in the sewer system. Chad will speak with Knaus Sausage House.

K-Bid would like to add a driveway access in between their building and garage. Chad stated they have spoken with Stearns County and are applying for permits from them. Councilmember Loewen asked Chad if the City has an ordinance regarding access drives. The City Clerk read City Ordinance Section 1150 – Traffic and Streets Subd. 1150.03 aloud for the Council.

Tom Marquardt from the Kimball Express Ballteam discussed lawn care for the ballfield with the Council. He is going to get another bid this year from Ben Stockinger. In previous years the Ballteam paid about \$1200 for field maintenance. The Council did budget \$750 again this year for field maintenance. The Council did advise Mr. Marquardt that there will be a watering ban in place this summer while work is being done on the water treatment filter and watertower, so he may want to take that in to consideration when applying chemicals. Councilmember Loewen advised Mr. Marquardt to always irrigate from the stormwater pond by the hockey rink first. Tom stated he will bring in the paperwork for the ball team's liquor license right away.

Motion made by Joe Krippner and seconded by Nate Osmundson to pay the Kimball Express Ballteam \$750 for ballfield maintenance for 2012; motion carried

Officer Capes discussed winter parking with the Council; she would like to make sure that everyone is on the same page as winter parking is from November 1 – April 30. Councilmember Osmundson asked Officer Capes for her opinion on the winter parking. Mayor Konz stated she will speak with the Chief

tomorrow and have him speak with the property owner that is still parking on the street. Councilmember Loewen stated that Officer Capes should be following the City Ordinance regarding winter parking as instructed at a previous meeting and in his opinion the Council should look at amending the winter parking ordinance.

Mayor Konz read aloud an e-mail from the Clearwater River Watershed District regarding stormwater management in the City (attached as appendix 3; pages 1-3).

The City Clerk discussed the automated entrance door grant with the Council. The previous bid was from Inclusion Solutions in the amount of \$2975.00. She has gotten a new bid from Rogers Automated Entrances for \$2575.00 to automate the door and \$2950.00 to replace the door and sidelight.

Motion made by Nate Osmundson and seconded by Paula Capes to select the bid from Rogers Automated Entrances instead of the bid from Inclusion Solutions and to have Rogers Automated Entrances also replace the door and sidelight and pay for that out of the committed capital outlay funds from the general fund; motion carried

Motion made by Joe Krippner and seconded by Nate Osmundson to adopt Resolution No. 03202012A Resolution of the City of Kimball, Minnesota Approving and Authorizing an Advance Agreement with Minnesota Rural Water Finance Authority and Authorizing Participation in Joint Powers Authority; motion carried

Those voting in favor: Krippner, Loewen, Konz, Capes and Osmundson

Those voting against: none

The City Clerk discussed the final billing from Waste Management with the Council. Their representative, Jennefer Klennert, had stated the final bills would be prorated and they have not been. Ms. Klennert is no longer at Waste Management and Darrell Hoekstra, the new representative, has said they should be paid in full as billed. Councilmembers Loewen and Osmundson instructed the Clerk to ask for a copy of the contract for the City that Mr. Hoekstra has and an explanation as to why they are not honoring the agreement with Ms. Klennert.

Mayor Konz read aloud an e-mail from City Engineer Randy Sabart (attached as appendix 4; page 1). The Council would like to leave the sidewalk on the south side of Spruce Ave, west of Hwy 15, as it connects with the sidewalk from Elm St.

Other items discussed: the auditors will be presenting the 2011 audit at the next meeting, the Council would like a letter sent to Kim-Haven Apts. regarding their dog poop that is not being picked up on their property. They would also like a letter sent to the property owner at 20 Oak St S regarding their garbage cans always being left on the sidewalk. Councilmember Capes asked about a noise ordinance. Councilmember Loewen would like clarification from the City Attorney on what can void/revoke a CUP. The City Clerk informed the Council she sent the Deputy Clerk a text during the meeting to have her contact the City Attorney to make sure he is available to come to the meeting when the State Fire Marshal is here. Councilmember Loewen stated he is against a variance for Kim Built Propane. Mayor

Konz stated if a special meeting is held for Kim Built Propane the cost is \$250, and that she neglected to inform them of that. The Council is uncomfortable visiting the Kim Built property and they (Kim Built) have not answered all of MNSPECT's questions; the City has not yet received a stormwater management plan or landscaping plan from Kim Built.

Mayor Konz informed the Council that she had spoken with Fire Chief Gohmann regarding his leadership and that he must inform the other Fire Dept. members about the letter he gave Kim-Built Propane.

Councilmember Krippner informed the Council that he and Mayor Konz attend the annual township meeting. They did vote to build a town hall.

Motion made by Paula Capes and seconded by Joe Krippner to adjourn at 9:40pm; motion carried

Respectfully submitted by Nicole Pilarski

Kim-Built Propane Inc.
P.O. BOX 53
221 Maus DR
Kimball, MN 55353
Phone: (320)398-3420
Fax: (320)398-3421

To: MNSPEC

This letter is in regards to your March 5, 2012 letter on MSFC requirements.

1. CUP No. 01172012 dated January 17, 2012 allows for only 8 tanks: 4-20,000 gallon, 3-12,000 gallon, and 1-6,000 gallon tank. Resolution: we have purchased 4-20,000 gallon tanks, 2- 12,000 gallon tanks, and 1-6,000 gallon tank and the future tanks we will be sure not to go over what is allowable according to CUP No. 01172012.
2. Must be located 50 feet from nearest side of public way. Resolution MN State Fire Marshal sent a letter when the road was put in that we only had to be 75 feet from buildable property and that's why there is a 40 foot easement from center of road both directions and we would be 89 feet from buildable property.
3. The minimum horizontal separation distance between an LP gas container and a class I, class II, and class IIIA liquid storage tank shall be 20 feet. Resolution: From LP tank to Fuel storage would be 22 feet.
4. LP gas container shall be outside the diked area and at least 10 feet away from the center line of the wall of the diked area. Resolution: LP tank is 16.5 feet from the center line of the dike containment area.
5. Secondary containment shall be designed to contain a spill from the largest individual vessel. Resolution: Our secondary containment is 46,884 gallons which will hold 2 of our largest tanks.
6. Dispensing devices for conventional LP gas systems shall be at least 10 feet from any distance for class I Liquids. Resolution: Our LP gas dispenser would be 12 feet from a class I Liquids dispenser.
7. Minimum distance from nearest important building. Resolution: We are 138 feet from fuel storage to the nearest important building.
8. Minimum distance from nearest fuel dispenser 50 feet. Resolution: We are 117 feet from our nearest fuel dispenser
9. Minimum distance between tanks is 3 feet. Resolution: we are 4 feet.
10. Over fill protection and siphon prevention comes with the tank set up.

Kim-Built Propane Inc.
221 Maus DR
PO Box 53
Kimball MN 55353

Looking to receive a variance for the following:

We were given CUP # 01172012 for 4-20,000 gallon tanks, 3-12,000 gallon tanks, and 1-6,000 gallon tank and now you come with these regulations that we can only put a 12,000 gallon tank as a maximum storage container after we purchased these tanks that we had a permit for. So we are in need of a variance for an additional 8,000 gallons of storage per container for our 3- 20,000 gallon tanks.

135th Street is located on the North side of are property which 15.5 feet of the black top of the road is our property and we are 14 feet short of making the 50' set back. So we are in need of a variance to be 36 feet from the road.

48,000 gallon aggregate storage capacity is the maximum allowable storage capacity after we had received CUP # 01172012 which was allowed to have 4-20,000 gallon tanks, 3-12,000 gallon tanks, and 1-6,000 gallon tank which would be 122,000 gallon aggregate capacity which goes over what you are now allowing us to have. So we would like to receive a variance to put an additional 74,000 gallons aggregate capacity of storage in our secondary containment.



STATE OF MINNESOTA
 DEPARTMENT OF PUBLIC SAFETY
 STATE FIRE MARSHAL DIVISION
 444 Cedar Street, Suite 145 * St. Paul, MN 55101-5145
 Phone: 651/201-7200 * Fax: 651/215-0525 * TTY: 651/282-6555



INSTRUCTIONS

REQUEST FOR VARIANCE / TIME EXTENSION

REQUEST FOR FIRE CODE VARIANCE:

The procedures for fire code variance requests are established under Minn. Stat. § 299F.011, Subdivision 5. When considering a variance the following must be met. The requesting party should show that:

- A. There is substantial compliance with the provisions of the fire code.
- B. The safety of the public and building occupants will not be jeopardized.
- C. Undue hardship will result to the requesting party unless the variance is granted.

The following steps must be taken to apply for a variance:

1. Submit the following items as a package directly to the State Fire Marshal in St. Paul (address above):
 - A completed variance request form. All blanks must be complete. Please be thorough. The panel will be making decisions based on the information you provide.
Remember: you must supply all the information to be considered.
 - Supplemental information such as floor plans, diagrams, contractor bids or estimates, and photographs are encouraged as they assist in making a determination relating to your request.
2. If the variance request involves an order from a municipal or local fire official (such as a fire chief, fire marshal, or fire inspector), Minn. Stat. § 299F.011, subd. 5 requires local governing body action. The local governing body would be the city council, county board, board of supervisors, board of appeals, or town board in the area where the orders were issued.
 - The local governing body may move to endorse the variance, deny or modify the variance, or defer the matter to the State Fire Marshal.
 - **REMEMBER**, it is up to YOU to present your case to the local governing body.
 - If the variance involves an order from the State Fire Marshal, no local governing body action is required.
3. Once a complete variance package has been received, your request will be placed on the Fire Marshal's Code Advisory Panel agenda for their consideration. It is recommended, but not required, that you appear before the panel to present your information and answer any questions. The Panel may also solicit comments and information from the involved inspector, and/or the local Fire Chief. After a thorough evaluation of the issue, a recommendation will be made by the panel to the State Fire Marshal.
4. The State Fire Marshal will issue a decision approving, modifying, or rejecting the variance. You will be notified in writing after the Fire Marshal has made his/her decision (typically within ten (10) working days after the panel recommendation).
5. If the request is not granted, you may proceed before the Fire Marshal as with a contested case in accordance with the Administrative Procedure Act. This consists of a hearing that is similar to a court trial. This request must be made in writing to the State Fire Marshal at the address above. It is suggested that you consult legal counsel prior to commencing a contested case hearing.

CITY OF KIMBALL PERMIT APPLICATION
 PO BOX 236 - 1 Main Street N Kimball, MN 55353

2012 JAN 26 PM
 BUILDING PERM

Applicant to complete this area including Signature & Contractor Information:

SITE ADDRESS 221 Maus Drive Kimball MN 55353 DATE 1-24-2012

LEGAL DESCRIPTION Lot: _____ Block: _____
 Addition: _____ Property I.D.# _____

OWNER Name / Address / City / State / Zip / Daytime Telephone cell 920 980-4152
Self Orbeck shop 320-398-3420

TYPE OF WORK
 Commercial Residential
 New Construction Deck Demolition
 Finish Basement Accessory Structure Fence
 Remodel Pool Shed
 Addition Re-Roof Plumbing
 Garage - Attached Re-Side Mechanical
 Garage - Detached Window Replacement Misc Other _____

ESTIMATED VALUE OF WORK TO BE PERFORMED
13000.00

SPECIAL CONDITIONS OF PERMIT:
Tank Containment P.t.

Signature of this application by the legal property owner or a licensed contractor, as the owner's representative is required and authorizes the Zoning Administrator or designee and the Building Official or designee to enter upon the property to perform needed inspections. Entry may be without prior notice.
 I hereby acknowledge that I have read this application and state that all information is true and correct to the best of my knowledge. I further agree that all work performed will be in accordance with approved plans, specifications and conditions, and to abide by all of the ordinances of the City and the Laws of the State of Minnesota regarding actions taken pursuant to this permit. I agree to pay all plan review fees even if I choose not to proceed with the work.
 Permit expires when building and work is not commenced within 180 days from date of Permit issued, or if building and work suspended, abandoned or not inspected for 180 days.

SIGNATURE OF APPLICANT: [Signature] DATE: 1-24-2012

CONTRACTOR INFORMATION

BUILDER Name / Address / City / State / Zip / Daytime Telephone _____ Contractors License No. _____

ARCHITECT Name / Address / City / State / Zip / Daytime Telephone _____

From Here Forward Office Use Only: SETBACKS PERMIT VALUATION: 20,000.00

ACTUAL: Front _____ Rear _____ Side _____ Side _____

REQUIRED: Front _____ Rear _____ Side _____ Side _____

OCCUPANCY TYPE: U TYPE OF CONSTRUCTION: N/A

CODE USED: IRC OTHER: IEC / NFPA 30 SPRINKLED BUILDING: N/A YES / NO

Permit Fee: \$ <u>246.30</u>	Park Ded: \$ _____
Plan Check Fee: \$ <u>1100.03</u>	SAC Charge: \$ _____
State Surcharge: \$ <u>10.00</u>	WAC Charge: \$ _____
Site Inspection Fee: \$ _____	Sewer Hook-Up: \$ _____
Plumbing Fee: \$ _____	Water Hook-Up: \$ _____
Mechanical Fee: \$ _____	Water Meter: \$ _____
SEWA Fee: \$ _____	Sewer _____
<u>DOUBLE</u> SEWA Fee: \$ _____	Water _____
<u>Copys</u> Other: \$ _____	CI _____

Paid _____ DATE _____

BUILDING OFFICIAL APPROVAL BY: _____

ADMINISTRATOR/CLERK/PLANNER _____ DATE: _____
 ZONING ADMINISTRATOR: _____



Kimball Area Fire Department

300 Elm St North

Kimball, Minnesota 55353

City of Kimball

RE: Kimball bulk and retail fuel site.

I met with Jeff Orbeck on February 15th 2012 in regards to his bulk and retail fuel site. I was given a tour of work already done and also went over the plans of the final finished building site. As the Fire Chief for Kimball I find no problems with the site. I feel they have gone above what the MPCA and the State Fire Marshall Office has in place already with their guidelines and codes. These two entities should be the final say in these situations. I don't feel the local inspectors have enough knowledge in these areas, being when dealing with an explosive and or a potential pollutant these two areas will always fall back to the State Fire Marshall and the MPCA. I also had a phone conversation with Dan Halbmaier from BH Petroleum Equipment Company enclosed you will find his letter that explains the site and how it meets all the standards set forth. So in closing I find no faults with this plan.

John Gohmann

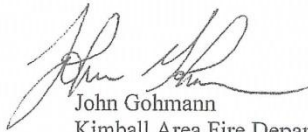
Kimball Area Fire Department Chief

TO: City Council
FROM: John Gohmann, Kimball Area Fire Department
RE: Kim-Built Bulk and Retail Fuel Site

In an undated memo addressed to the City of Kimball, I expressed an opinion that there were no problems with the Kim-Built bulk fuel site building project. I also expressed opinions with respect to the MPCA, State Fire Marshall Office, and local inspectors.

I have discussed this matter with the Mayor, Tammy Konz and Councilmember Nate Osmundson. I now understand that I have no authority to express opinions on behalf of the City of Kimball with respect to the issuance of building code permits, compliance with building codes, or compliance with other state and federal regulations for building projects taking place within the City of Kimball.

I also understand that MNSPECT is the appointed authority for the City of Kimball to issue building permits, enforce building code regulations and all other regulations with respect to building projects and conditional use permits issued by the City of Kimball.



John Gohmann
Kimball Area Fire Department Chief

From: Eric W. Loewen <eloewen@rockler.com>
Sent: Tuesday, March 20, 2012 4:04 PM
To: City of Kimball
Subject: Watershed

Nicole,

Can this please be added to the agenda?

Thank you,
Eric

From: Dennis Loewen [<mailto:loewen.dennis@yahoo.com>]
Sent: Tuesday, March 20, 2012 4:01 PM
To: Eric W. Loewen
Subject:

Eric,

Please read the following so that it will be included in the minutes of your meeting.

KIMBALL STORMWATER MANAGEMENT PHASE II

The Clearwater River Watershed District (CRWD), will be receiving a grant from the Board of Water and Soil Resources to investigate feasibility, design and construct a Phase II project for Kimball Stormwater Management. During our successful implementation of the Kimball Stormwater Retrofit, the project team identified several other opportunities to further improve stormwater management in the City of Kimball and to protect downstream waters: Goals that align the interests of the City with that of the CRWD.

To that end, the CRWD developed a conceptual project, prepared and secured a grant. We should be receiving word that the grant contract has been executed any day now. At that time, CRWD will determine the cost, feasibility and benefit of each option and recommend a design alternative.

To that end, the CRWD will work cooperatively with the City of Kimball's Engineer to ensure that the project dovetails with the planned street work and does not interfere with the City of Kimball's plans. The hope is that there may be opportunity to capitalize on the timing of both projects and get more from each one by leveraging funds for both. Short of two project team meetings, and gathering of support documentation substantial work has not yet begun on the project.

In developing this project for the grant, the CRWD developed a number of potential project elements. We will be fully developing these alternatives once we have permission to proceed from BWSR. The project's elements will be ranked and scored and a recommendation made to the CRWD board, as well as a presentation of alternatives to the City and City engineering staff. Each project element will be evaluated based on:

1. The benefit of water quality provided compared with the cost (both in terms of dollars per pound of

Phosphorus removed & cost per volume of water infiltrated).

2. Alignment with City needs.
3. Feasibility and logistics.

Certainly, added land costs and/or concerns over landowner cooperation significantly lower the benefit of each option relative to the multiple other options available but we won't know how things shake out until the work is complete.

We will make reports to the City of Kimball as often as possible. Thank you for your ongoing participation, this project presents a great opportunity to achieve both City goals and watershed goals.

We look forward to working with you.

Best regards,

Dennis,

Dennis Loewen

Assistant Administrator

Clearwater River Watershed District

PO Box 481

Annandale MN 55302

320-274-3935

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APPENDIX 4 - PAGE 1

City of Kimball

From: Randy Sabart <rsabart@sehinc.com>
Sent: Tuesday, March 20, 2012 2:16 PM
To: Nicole Pilarski
Cc: tkonz@meltel.net
Subject: Council Discussion re: sidewalk

Nicole,

Due to a meeting conflict, I won't be able to attend this evening's council meeting. However, I did want to pass on a request for the council's consideration from one of the property owners that I met to review temporary easements.

The Stuves' (#50 Spruce Avenue - corner lot) objected to the reconstruction of the sidewalk on the south side of the street especially with the understanding that sidewalk would also be constructed on the north side of the street, and extended down to the high school on only the north side.

The Stuves' noted that when cars are parked in the short driveways on the south side of the street, the cars frequently overhang or block the sidewalk on the south side. Given that the Stuve's have improvements on both sides of their lot, they will also incur one of the larger special assessments for the project given the corner lot.

Given the Stuves' opinion on the sidewalk, I thought it may be an opportune time for the council to both consider their request to eliminate the sidewalk on the south side of Spruce, and to also reconsider whether or not sidewalk should be constructed on the north side of Spruce between TH 15 and Oak Street.

The last direction from the council was to not construct the sidewalk on Spruce east of TH 15.

Sincerely,

Randy Sabart, PE | Principal, Project Manager SEH Inc. | 1200 25th Avenue South | St. Cloud, MN 56302-1717
320.229.4348 direct | 320.250.9187 cell | 888.908.8166 fax www.sehinc.com SEHBuilding a Better World for All of Us

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City of Kimball

03/28/12 10:41 AM

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Payments

Current Period: March 2012

Batch Name 031512CLAIMS
 Payment Computer Dollar Amt \$5,334.99 Posted

Refer	4428	VEOLIA ES SOLID WASTE MIDWEST	Ck# 034644	3/15/2012		
Cash Payment	E 603-49500-384	Refuse/Garbage	Residential 35gal	Garbage		\$56.70
Invoice	G20001114688	2/25/2012				
Cash Payment	E 603-49500-384	Refuse/Garbage	Residential 65gal	Garbage		\$2,312.90
Invoice	G20001114688	2/25/2012				
Cash Payment	E 603-49500-384	Refuse/Garbage	Residential 95gal	Garbage		\$186.15
Invoice	G20001114688	2/25/2012				
Cash Payment	E 603-49500-384	Refuse/Garbage	Residential	Recycling		\$745.30
Invoice	G20001114688	2/25/2012				
Cash Payment	E 603-49500-384	Refuse/Garbage	Credit Nelson Service	for January		-\$10.10
Invoice	G20001114688	2/25/2012				
Cash Payment	E 603-49500-384	Refuse/Garbage	Credit Nelson Recycling	January		-\$2.90
Invoice	G20001114688	2/25/2012				
Cash Payment	E 101-41000-384	Refuse/Garbage	City Hall	Dumpster		\$10.00
Invoice	G20001114688	2/25/2012				
Transaction	3	3/15/2012	Due 0	Checking	10100	Total \$3,298.05
Refer	4409	WRIGHT EXPRESS FSC	Ck# 034645	3/15/2012		
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$64.51
Invoice	5750	2/12/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$58.66
Invoice	6453	2/15/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$65.42
Invoice	5507	2/11/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$37.97
Invoice	2945	2/3/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$60.12
Invoice	2089	2/1/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$66.03
Invoice	0452	2/27/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$67.58
Invoice	9811	2/25/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$62.38
Invoice	8527	2/22/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$59.69
Invoice	7616	2/18/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$65.97
Invoice	6246	2/14/2012				
Cash Payment	E 101-43100-212	Motor Fuels	Public Works	Fuel		\$84.33
Invoice	2659	2/3/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$58.87
Invoice	4130	2/8/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$58.48
Invoice	3294	2/5/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$59.82
Invoice	2283	2/2/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$64.32
Invoice	6622	2/15/2012				
Cash Payment	E 101-42110-212	Motor Fuels	Police	Fuel		\$46.78
Invoice	9231	2/24/2012				

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Cash Payment	E 101-43100-212 Motor Fuels	Public Works Fuel		\$91.25
Invoice	8689	2/22/2012		
Cash Payment	E 101-42110-437 Other Miscellaneous	Tax Exempt Fee		\$2.50
Invoice		2/29/2012		
Cash Payment	E 601-49400-437 Other Miscellaneous	Tax Exempt Fee		\$1.25
Invoice		2/29/2012		
Cash Payment	E 101-43100-437 Other Miscellaneous	Tax Exempt Fee		\$1.25
Invoice		2/29/2012		
Cash Payment	E 601-49400-212 Motor Fuels	Water Fuel		\$70.75
Invoice	0559	2/28/2012		
Transaction	3 /14/2012	Due 0 Checking	10100	Total \$1,147.93
Refer	4416	<i>MEEKER COOPERATIVE</i>	<u>Ck# 034643 3/15/2012</u>	
Cash Payment	E 101-43100-381 Electric Utilities	Street Light		\$15.76
Invoice				
Cash Payment	E 101-43100-381 Electric Utilities	Street Light		\$15.76
Invoice				
Cash Payment	E 101-43100-381 Electric Utilities	Street Light		\$15.76
Invoice				
Cash Payment	E 602-49450-381 Electric Utilities	Scheeler Lift Station		\$62.37
Invoice				
Cash Payment	E 602-49450-381 Electric Utilities	Heritage Park Lift Station		\$53.57
Invoice				
Cash Payment	E 602-49450-381 Electric Utilities	WWTP Electricity		\$404.00
Invoice				
Cash Payment	E 101-43100-381 Electric Utilities	Street Light		\$10.81
Invoice				
Transaction	3 /15/2012	Due 0 Checking	10100	Total \$578.03
Refer	4424	<i>BP</i>	<u>Ck# 034642 3/15/2012</u>	
Cash Payment	E 101-42110-437 Other Miscellaneous	Tax Exempt Fee		\$4.31
Invoice		3/2/2012		
Cash Payment	E 101-43100-212 Motor Fuels	Public Works Fuel		\$63.52
Invoice	116415	2/8/2012		
Cash Payment	E 200-42200-212 Motor Fuels	Fire Dept Fuel		\$48.43
Invoice	361302	2/4/2012		
Cash Payment	E 101-42110-212 Motor Fuels	Police Fuel		\$50.38
Invoice	150124	2/8/2012		
Cash Payment	E 101-42110-222 Vehicle Maintenance	Police Wash		\$6.95
Invoice	150124	2/8/2012		
Cash Payment	E 101-42110-212 Motor Fuels	Police Fuel		\$58.48
Invoice	063895	2/22/2012		
Cash Payment	E 101-42110-222 Vehicle Maintenance	Police Wash		\$6.95
Invoice	063895	2/22/2012		
Cash Payment	E 200-42200-212 Motor Fuels	Fire Dept Fuel		\$63.34
Invoice	635011	2/4/2012		
Cash Payment	E 101-43100-437 Other Miscellaneous	Tax Exempt Fee		\$4.31
Invoice		3/2/2012		
Cash Payment	E 200-42200-430 Miscellaneous	Tax Exempt Fee		\$4.31
Invoice		3/2/2012		
Transaction	3 /15/2012	Due 0 Checking	10100	Total \$310.98

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Fund Summary

603 REFUSE (GARBAGE) FUND	10100 Checking	\$3,288.05
602 SEWER FUND		\$519.94
601 WATER FUND		\$72.00
200 FIRE/RESCUE FUND		\$116.08
101 GENERAL FUND		\$1,338.92
		\$5,334.99

Pre-Written Checks	\$5,334.99
Checks to be Generated by the Computer	\$0.00
Tota	\$5,334.99

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Payments

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Batch Name	032012CLAIMS	Computer Dollar Amt	\$9,690.99	Posted
	Payment			

Refer	4408	<i>THEIS, CATHY</i>	<u>Ck# 034670 3/20/2012</u>		
Cash Payment	E 101-42110-202	Police Reports	Police Reports		\$5.50
Invoice		3/13/2012			
Cash Payment	E 101-42110-202	Police Reports	Police Reports		\$41.25
Invoice		3/12/2012			
Transaction	3 /14/2012	Due 0	Checking	10100	Total \$46.75
Refer	4410	<i>KIFFMEYER, BRIAN</i>	<u>Ck# 034673 3/27/2012</u>		
Cash Payment	E 200-42200-222	Vehicle Maintenance	Fire Dept Oil Changes		\$1,286.78
Invoice	10099	2/17/2012			
Transaction	3 /15/2012	Due 0	Checking	10100	Total \$1,286.78
Refer	4411	<i>KIMBALL PARTS CITY</i>	<u>Ck# 034662 3/20/2012</u>		
Cash Payment	E 200-42200-210	Operating Supplies	Fire Dept Supplies		\$3.73
Invoice	129-132583	2/20/2012			
Cash Payment	E 200-42200-222	Vehicle Maintenance	Return Fire Dept Gas Tank Sender		-\$128.25
Invoice	129-132490CM	2/18/2012			
Cash Payment	E 200-42200-222	Vehicle Maintenance	Fire Dept Supplies		\$4.98
Invoice	129-131764	2/8/2012			
Cash Payment	E 200-42200-222	Vehicle Maintenance	Fire Dept Gas Tank Sender		\$128.25
Invoice	129-131589	2/6/2012			
Cash Payment	E 200-42200-210	Operating Supplies	Fire Dept Supplies		\$4.05
Invoice	129-131318	2/1/2012			
Transaction	3 /15/2012	Due 0	Checking	10100	Total \$12.76
Refer	4412	<i>METRO FIRE</i>	<u>Ck# 034664 3/20/2012</u>		
Cash Payment	E 200-42200-210	Operating Supplies	Fire Dept Service		\$73.60
Invoice	43549	2/29/2012			
Transaction	3 /15/2012	Due 0	Checking	10100	Total \$73.60
Refer	4413	<i>FAIRHAVEN ELECTRIC CORP</i>	<u>Ck# 034657 3/20/2012</u>		
Cash Payment	E 200-42200-404	Repairs/Maint	Fire Dept Upstairs Electrical		\$821.95
Invoice	16552	3/5/2012			
Transaction	3 /15/2012	Due 0	Checking	10100	Total \$821.95
Refer	4414	<i>MN STATE COMMUNITY &</i>	<u>Ck# 034665 3/20/2012</u>		
Cash Payment	E 200-42200-208	Training and	Fire School - Kiffmeyer, Dahlinger & D. Rose		\$210.00
Invoice		3/8/2012			

Transaction	3 /15/2012	Due 0 Checking	10100	Total	\$210.00
Refer	4417 AMERIPRIDE SERVICES	<u>Ck# 034654 3/20/2012</u>			
Cash Payment	E 101-41000-300 Professional Svcs	City Hall Rugs			\$36.50
Invoice	2200223037	3/12/2012			
Transaction	3 /15/2012	Due 0 Checking	10100	Total	\$36.50
Refer	4419 MPCA	<u>Ck# 034666 3/20/2012</u>			
Cash Payment	E 602-49450-433 Dues and Subscriptions	WWTP 2011 Annual Fee			\$1,450.00
Invoice	4400096443	3/7/2012			
Transaction	3 /15/2012	Due 0 Checking	10100	Total	\$1,450.00
Refer	4420 XCEL ENERGY	<u>Ck# 034672 3/20/2012</u>			
Cash Payment	E 101-43100-381 Electric Utilities	Street Lights			\$1,750.43
Invoice	412097285	3/5/2012			

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Payments

Current Period: March 2012

Transaction	3 /15/2012	Due 0 Checking	10100	Total	\$1,750.43
Refer	4421 OFFICE DEPOT	<u>Ck# 034667 3/20/2012</u>			
Cash Payment	E 101-42110-200 Office Supplies	Police Supplies			\$18.45
Invoice	599940067001	2/28/2012			
Cash Payment	E 101-41000-200 Office Supplies	Office Supplies			\$1.73
Invoice	599846752001	2/28/2012			
Transaction	3 /15/2012	Due 0 Checking	10100	Total	\$20.18
Refer	4422 KEEPRS	<u>Ck# 034660 3/20/2012</u>			
Cash Payment	E 101-42110-201 Clothing Allowances	Police - Greg 2 Pants, Shirt & Jacket			\$366.07
Invoice	183759	2/29/2012			
Cash Payment	E 101-42110-201 Clothing Allowances	Police - Greg Shirt			\$49.99
Invoice	183770	2/24/2012			
Transaction	3 /15/2012	Due 0 Checking	10100	Total	\$416.06
Refer	4423 HEALTH PARTNERS	<u>Ck# 034659 3/20/2012</u>			
Cash Payment	E 101-42110-133 Employer Paid Dental	POLICE DENTAL			\$162.95
Invoice	39839115	3/6/2012			
Cash Payment	E 101-41400-133 Employer Paid Dental	CLERK DENTAL			\$40.97
Invoice	39839115	3/6/2012			
Cash Payment	E 602-49450-133 Employer Paid Dental	SEWER DENTAL			\$60.99
Invoice	39839115	3/6/2012			
Cash Payment	E 101-43100-133 Employer Paid Dental	PUBLIC WORKS DENTAL			\$121.98
Invoice	39839115	3/6/2012			
Cash Payment	E 601-49400-133 Employer Paid Dental	WATER DENTAL			\$60.99
Invoice	39839115	3/6/2012			
Transaction	3 /15/2012	Due 0 Checking	10100	Total	\$447.88
Refer	4425 TRI-COUNTY NEWS	<u>Ck# 034671 3/20/2012</u>			
Cash Payment	E 101-41910-351 Legal Notices	Outdoor Furnance Moratorium			\$84.38
Invoice	01203105	3/5/2012			
Transaction	3 /15/2012	Due 0 Checking	10100	Total	\$84.38
Refer	4426 RAJKOWSKI HANSMEIER	<u>Ck# 034668 3/20/2012</u>			
Cash Payment	E 101-41000-304 Legal Fees	General Legal			\$94.50
Invoice	57677	3/10/2012			
Cash Payment	E 101-42110-304 Legal Fees	Police Legal			\$1,556.00
Invoice	57702	3/10/2012			
Cash Payment	E 317-47000-304 Legal Fees	Utility Project Legal			\$718.00
Invoice	57676	3/10/2012			
Cash Payment	E 101-41910-304 Legal Fees	Zoning & Building Legal			\$243.00
Invoice	57677	3/10/2012			
Transaction	3 /15/2012	Due 0 Checking	10100	Total	\$2,611.50
Refer	4429 A M MAUS	<u>Ck# 034653 3/20/2012</u>			
Cash Payment	E 101-42110-222 Vehicle Maintenance	Police Wash			\$6.00
Invoice	249649	2/24/2012			
Cash Payment	E 101-42110-222 Vehicle Maintenance	Police Durango Throttle Fix			\$294.68
Invoice	73967	2/22/2012			
Cash Payment	E 101-42110-222 Vehicle Maintenance	Police Wash			\$6.95
Invoice	249435	2/4/2012			

Transaction	3 /15/2012	Due 0 Checking	10100	Total	\$307.63
Refer	4430 <i>ECOLAB PEST ELIMINATION</i>	<u>Ck# 034656 3/20/2012</u>			
Cash Payment	E 200-42200-410 Cleaning	Fire Hall Pest Control			\$94.58
Invoice	7298039 1/6/2012				

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Payments

Current Period: March 2012

Transaction	3 /15/2012	Due 0 Checking	10100	Total	\$94.58
Refer	4431 <i>SCHMIDTYS KIMBALL TESORO</i>	<u>Ck# 034669 3/20/2012</u>			
Cash Payment	E 101-42110-212 Motor Fuels	Police Fuel			\$20.01
Invoice	4797 2/17/2012				
Transaction	3 /16/2012	Due 0 Checking	10100	Total	\$20.01

Fund Summary

602 SEWER FUND	10100 Checking	\$1,510.99
601 WATER FUND		\$60.99
317 2012 USDA CONST ACCT		\$718.00
200 FIRE/RESCUE FUND		\$2,499.67
101 GENERAL FUND		\$4,901.34
		\$9,690.99

Pre-Written Checks	\$9,690.99
Checks to be Generated by the Computer	\$0.00
Total	\$9,690.99

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Current Period: March 2012

Batch Name	032012CLAIM2 Payment	Computer Dollar Amt	\$6,177.97	Posted
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Refer	4432 <i>CENTERPOINT ENERGY</i>	<u>Ck# 034655 3/20/2012</u>			
Cash Payment	E 101-42110-383 Gas Utilities	Police Bldg Gas Service			\$157.15
Invoice	3/13/2012				

Transaction	3 /20/2012	Due 0 Checking	10100	Total	\$157.15
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Refer	4433 <i>MEDICA</i>	<u>Ck# 034663 3/20/2012</u>			
Cash Payment	E 101-42110-131 Employer Paid Health	LANGNESS COBRA			\$301.57
Invoice	0027138044 3/12/2012				

Cash Payment	E 101-41400-131 Employer Paid Health	CLERK HEALTH			\$301.57
Invoice	0027138044 3/12/2012				

Cash Payment	E 602-49450-131 Employer Paid Health	SEWER HEALTH			\$598.68
Invoice	0027138044 3/12/2012				

Cash Payment	E 601-49400-131 Employer Paid Health	WATER HEALTH			\$598.68
Invoice	0027138044 3/12/2012				

Cash Payment	E 101-43100-131 Employer Paid Health	PUBLIC WORKS HEALTH			\$1,197.37
Invoice	0027138044 3/12/2012				

Cash Payment	E 101-42110-131 Employer Paid Health	POLICE HEALTH			\$1,617.65
Invoice	0027138044 3/12/2012				

Transaction	3 /20/2012	Due 0 Checking	10100	Total	\$4,615.52
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Refer	4434 <i>THEIS, CATHY</i>	<u>Ck# 034670 3/20/2012</u>			
Cash Payment	E 101-42110-202 Police Reports	Police Reports			\$5.50
Invoice	3/18/2012				

Transaction	3 /20/2012	Due 0 Checking	10100	Total	\$5.50
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Refer	4435 <i>TRI-COUNTY NEWS</i>	<u>Ck# 034671 3/20/2012</u>			
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Cash Payment	E 101-41000-351 Legal Notices	Office Hours		\$26.00
Invoice	01203193	3/15/2012		
Cash Payment	E 101-41910-351 Legal Notices	Bldg Code Amendment		\$81.00
Invoice	01203193	3/15/2012		
Transaction	3 /20/2012			
Refer	4436 OFFICE DEPOT			
Cash Payment	E 101-41000-200 Office Supplies	Office Supplies		\$4.25
Invoice	601297563001	3/9/2012		
Cash Payment	E 101-42110-200 Office Supplies	Police Supplies		\$3.70
Invoice	601297563001	3/9/2012		
Cash Payment	E 101-41000-200 Office Supplies	Office Supplies		\$3.85
Invoice	601297610001	3/9/2012		
Transaction	3 /20/2012			
Due 0	Checking	10100	Total	\$107.00
Refer	4438 GOLD CROSS EDUCATION			
Cash Payment	E 200-42200-208 Training and	Fire Dept EMT Refresher		\$1,281.00
Invoice		3/12/2012		
Transaction	3 /20/2012			
Due 0	Checking	10100	Total	\$1,281.00

Ck# 034667 3/20/2012

Ck# 034658 3/20/2012

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Current Period: March 2012

Fund Summary

602 SEWER FUND	10100 Checking	\$598.68
601 WATER FUND		\$598.68
200 FIRE/RESCUE FUND		\$1,281.00
101 GENERAL FUND		\$3,699.61
		\$6,177.97
Pre-Written Checks		\$6,177.97
Checks to be Generated by the Computer		\$0.00
Total		\$6,177.97