

JAN. 7, 2008

Meeting was called to order at 7:00 p.m. by Mayor Tammy Konz.

Councilmembers present: Tammy Konz, DuWayne Orbeck, Chris Jansky, Eric Loewen and Joe Krippner.

Councilmembers absent: None.

Others present: Steve Thather, Josh Koplín, Jim Schulz, Jim Frilstad, Chad Johnson and Jean Matua.

Motion Orbeck/Krippner to approve the Dec. 17, 2008 minutes with a change to page 126, paragraph 12 to add the name of Eric Loewen. Motion passed.

Motion Jansky/Loewen to approve the following items on the consent agenda:

1. To disconnect all delinquent City utilities.
2. To approve the Pay Equity Report (in packet) and authorize the Mayor to sign the report.
3. To appoint the State Bank of Kimball, Atwater State Bank and the United Bankers of Bloomington as the official depositories for 2008.
4. To appoint the Law Firm of Young Brown & Pagel (letter in packet) as legal Counsel for 2008 at the rate of \$160.00 per hour and \$160.00 per evening council meeting of two hours or less and legal assistant time at the rate of \$75.00 per hour.
5. To appoint the Tri-County News as the official newspaper for city publications and notices for 2008.
6. To appoint \_\_\_\_\_ (Councilmember) as Acting Mayor to perform the duties of the Mayor during the Mayor's disability or absence from the city or, if there is a vacancy, until a successor has been appointed.
7. To accept the donation of \$80.00 from Mariella Arnold for Christmas lights for the City Christmas tree.

Motion passed.

Steve Thatcher and Josh Koplín of Thatcher Engineering, Inc. were present to requesting that the City consider their firm for the wastewater upgrade and expansion. Different ideas were presented.

They will draft a proposal before the next meeting to see if it meets the City's needs.

Bids were opened for the Maintenance tractor and attachments as follows:

Mies Outland, Inc. – Sent letter declining bidding.

Ziegler Cat - \$55,380.00 (this figure did not include sales tax; trade in contract and payment schedule included).

Arnold's of Kimball - \$44,730.00 (included sales tax, trade in, contract and payment schedule).

Motion Jansky/Loewen to purchase the maintenance tractor and attachments according to bid from Arnold's of Kimball for \$44,730.00 with the four year payment schedule and clarification of item #7 in the contact with payments being made 1/3 from the general fund, 1/3 from the water fund and 1/3 from the sewer fund. Motion passed.

Chad Johnson of Public Works reported that the quotes for the Water System Control Upgrade were not ready and would be reported at the next meeting.

He reported on the red dodge pickup which needs a rear end at the approx. cost of \$4,500.00. Councilmember Orbeck feels he can have this repaired for \$400.00. He will report on status of this at the next meeting.

Motion Krippner/Loewen to purchase 6 maps at the approx. cost of \$80.00 to \$100.00 from SEH, Inc. that show the property parcels for platted areas and the street addresses. Motion passed.

Chad Johnson reported on the free training being offered by the Department of Health at the Stearns County History Museum on Jan. 24<sup>th</sup> which the department plans on attending, that he has jury duty the week of Jan. 14 through the 25<sup>th</sup> and a GPS system for locating water and sewer lines.

Motion Krippner/Jansky to approve Jim Frilstad's vacation request. Motion passed.

The City Staff was instructed to enforce Chapter 8 – Public Utilities, 815 – Charges for City Utilities, 815.03 Reinstatement Following Disconnection. Utility service shall not be reinstated until all pending and delinquent utility bills, interest, penalties and delinquent real estate taxes have been paid in full. The Council shall establish a fee for reinstating discontinued services, whether done at the owner's request or due to non-payment of utility bills, which shall be set forth in the Schedule of Fees, Section 215 of this Code. (Fee is \$75.00).

The exception to the above would be an emergency shut off for repairs.

Police Chief Jim Frilstad reported that he would be meeting with the County Attorney on the forfeiture vehicle, pending loan, storage cost, etc.

He is also reported on the sale of the 2000 Crown Victoria and Fairhaven Townships offer to make a donation for a new camera system.

Chief Frilstad will check on the cost of the First Responders course being offered on March 3, 4 & 5th that Officer Randy Gott needs to complete for his intoxilizer certification.

The City staff was instructed to use the Emergency Abatement procedure in the City Ordinance to enforce the snow and ice removal on sidewalks as this is a safety hazard.

The Clerk Treasurer was instructed to write a letter to Safety First requesting a reduction in the contract fee or change the training to on site as we are being charged the same as the City of Cold Spring and city staff must travel to Cold Spring for the training.

Motion Krippner/Orbeck to submit the registration for the Minnesota Association of Small Cities. Motion Passed.

Mayor Tammy Konz called for a special meeting on Feb. 11, 2008 at 6:00 p.m. at City Hall for Council goal setting.

Police Chief Jim Frilstad requested that the Police Department be allowed to construct a temporary wall in the Police Office. This will be allowed as long as it is temporary and can be removed.

Motion Jansky/Loewen to adjourn at 9:20 p.m. Motion passed.

Dianne H. Robinson  
Clerk Treasurer

JAN. 10, 2008

Mayor Tammy Konz called to order a special joint meeting with Maine Prairie Township at 7:00 p.m.

Councilmembers present: Tammy Konz, DuWayne Orbeck, Chris Jansky, Eric Loewen and Joe Krippner.

Councilmembers absent: None.

Maine Prairie Township members present: John Wicker, Jim Unterberger and Dennis Loewen.

Maine Prairie Township members absent: None.

Items of discussion:

- Mayor Konz and Councilmembers outlined the progress of the City Comprehensive Plan, plan highlights, growth, preserving the downtown area, strengths and weaknesses and public input.
- Commercial growth being dependent upon the wastewater pond capacity and the NPDES permit modification.
- Future annexation of township property and this being done in an orderly manner which is agreeable to both the township and the City and being made part of a written agreement.
- Using existing open property in the City before annexation.
- The extension of Elm St. N. to Powder Ridge Road which would help with the traffic flow on Highway 15 and provide a shorter route for the Fire Department and school buses. The township would support this.
- The present sharing of the maintenance for 135<sup>th</sup> street.
- Commercial and industrial zones being north of the City with residential being on the easterly end.
- School Section Lake area growth.
- City of Rockville area which is looking at a petition to be removed from the City and possibly becoming part of Maine Prairie Township.
- Scheduling the next City/Township meeting for Aug. 21, 2008 at 7:00 p.m. (location to be determined) and inviting the County Commissioner Vince Shaefer, Rep. Larry Hosch, Senator Michelle Fischbach, Don Adams of Stearns County Environmental and others to this meeting.

It was agreed by all present that keeping communication between the township and City ongoing is very important and positive.

Motion Dennis Loewen/Eric Loewen to adjourn at 8:30 p.m. Motion passed.

Dianne H. Robinson, Clerk Treasurer, City of Kimball

JAN. 22, 2008

Meeting was called to order by Mayor Tammy Konz at 7:00 p.m.

Councilmembers present: Tammy Konz, Chris Jansky, Eric Loewen and Joe Krippner.

Councilmembers absent: DuWayne Orbeck.

Others present: Chad Johnson, Steve Thatcher, Josh Koplín, Jim Schulz, Jim Frilstad and Jean Matua.

Motion Krippner/Jansky to approve the Jan. 7, 2008 minutes as presented. Motion passed (Orbeck absent).

Motion Jansky/Loewen to approve the Jan. 10, 2008 minutes as presented. Motion passed (Orbeck absent).

Motion Loewen/Krippner to approve the claims for January as presented. Motion passed (Orbeck absent).

Motion Jansky/Loewen to approve the following items on the consent agenda:

1. To disconnect all delinquent City utilities.
2. To transfer \$7,660.00 from the Sewer Checking Account to the Sewer Replacement Money Market Account per the terms of the wastewater grant for replacement costs.
3. To do the following Local Government Aid and Market Value Homestead Credit Aid transfer of \$2,813.95 from the General Checking Account to:
  - Capital Outlay Money Market \$515.22
  - 1998 Bond Money Market \$835.71
  - 2005 Bond Money Market \$412.94
  - 2006 Bond Money Market \$1,050.08
4. To transfer \$10,877.50 from the Sewer Checking to the 2006 G. O. Temporary Bond (Condemnation) for the interest payment.
5. To transfer \$3,000.00 from the Sewer Checking and \$6,000.00 from the Water Checking to the 2005 Hazel Ave Bond for a portion of the principal and interest payment.
6. To pass a resolution approving the gambling operations renewal from 12:01 a.m. on June 1, 2008 to midnight on May 31, 2010 at the Kimball American Legion Post 261, 201 Main St. S. in the City of Kimball.
7. To transfer \$18,418.00 from the Water Checking to the 2006 Magnus Johnson/Linden Ave. Bond Account for a portion of the principal and interest payment.
8. To transfer \$18,418.00 from the Sewer Checking to the 2006 Magnus Johnson/Linden Ave. Bond Account for a portion of the principal and interest payment.

Motion passed (Orbeck absent).

Steve Thatcher and Josh Koplín of Thatcher Engineering presented a wastewater analysis proposal.

Chad Johnson of the Public Works Department reported that not all quotes for the water system control upgrades have been received. They should be available for the next meeting.

The emergency snow removal from sidewalks was discussed. Any build up should be removed. The Kimball Police Department will remind property owners to remove the snow and ice and if not done, the Public Works Department will be instructed to do emergency snow removal. Garbage cans left setting are also to be removed from the curb/sidewalk/street area.

The City will be billing for emergency shut offs after hours when homeowners shut off valves do not work or are not available.

Mayor Konz reported that a forfeiture vehicle will be used by the Police Department.

Departments will provide priority lists for replacement of equipment.

City Engineer Jim Schulz presented a letter on the wastewater pond capacity, commented on the draft NPDES wastewater permit and the 30 day public comment period and final plats for developments.

Motion Krippner/Jansky to write a letter to City Attorney Tim Young requesting his legal opinion on the pond capacity committed in the development agreements for Heritage Park and Scheeler Addition pursuant to City Engineer Jim Schultz's letter as the City is looking at taking back capacity and wish to know the risk to the City and any suggestions for a solution to the issue at hand. Motion passed (Orbeck absent).

There was discussion of oversizing costs in developments not being reimburse until Certificates of Occupancy are issues.

Police Chief Jim Frilstad reported on the forfeiture vehicle, computers, prosecuting attorney, sale of 2000 Crown Victoria and training.

Motion Jansky/Krippner to approve Jim Frilstad's attendance at the CLEO training at Fort Ripley and to pay the \$395.00 registration/lodging fee. Motion passed (Orbeck absent).

Motion Jansky/Loewen to approve the signing of the documents for Phase III of the Historical Grant application for the Kimball City Hall and to send a letter to the Kimball Historical Society thanking them for their time and effort and reminding them that at least two quotes are needed for all phases of the project and they need to be presented to the City Council for review and award by the City Council. The Public Works Department and the City Building Inspector will be inspecting the project with funds

being disbursed by the City when the project meets with their approval and they have signed off on the project. Motion passed (Orbeck absent).

Motion Krippner/Loewen to approve the Dance Permit for the Firemen's Auxiliary for March 14, 2008 at the Playland Ballroom and to waive the \$45.00 fee. Motion passed (Orbeck absent).

The Clerk Treasurer presented a report on the water and sewer rates. Once the Public Works Department reports on the quotes for the water system control upgrade, the report will be presented to reflect these costs.

Mayor Konz informed the Council that the City of Kimball will be hosting the May 20, 2008 Stearns County Municipal League Meeting which will be held at the Willow Creek Park Picnic Shelter.

Councilmembers Joe Krippner and Eric Loewen will continue the work on the City Web site hosting.

Don Bellmont of Stearns County Community Corrections along with Eric Altena of the DNR will be invited to a Council meeting to discuss projects for Willow Creek Park.

Mayor Konz reported that new street Christmas lights are being donated to the City. The donor, Mayor Konz and the Public Works department will be picking out the lights.

Councilmember Joe Krippner will be checking into televising the City Council meetings.

The Clerk Treasurer will be working on a spring and fall Newsletter.

Motion Loewen/Jansky to adjourn at 10:35 p.m. Motion passed (Orbeck absent).

Dianne H. Robinson  
Clerk Treasurer



FEB. 4, 2008

Meeting was called to order by Mayor Tammy Konz at 7:00 p.m.

Councilmembers present: Tammy Konz, DuWayne Orbeck, Chris Jansky, Eric Loewen and Joe Krippner.

Councilmembers absent: None.

Others present: Jim Schulz, Jean Matua and Sandy Steinmetz.

Motion Loewen/Krippner to approve the Jan. 22, 2008 minutes as presented with a change to Councilmembers present noting that Councilmember DuWayne Orbeck was absent. Motion passed.

Motion Krippner/Loewen to approve items 1 and 3 and remove item 2:

1. To certify for collection as taxes the water shut off and meter repair charges of \$200.50 for Erdale Rental Properties, LLC at 740 Elm St. E. if not paid by Feb. 12 and owners have not requested a hearing.
2. REMOVED.
3. To go out for bids for the Fire Department Tank/Pump Body and advertise in the Tri-County News with bids being due by March 3, 2008 at 4:00 p.m. and bids to be opened at the March 3, 2008 meeting.

Motion passed.

Motion Jansky/Orbeck to forgive the billing sent to Michael Libby's for an emergency water shut off and send a letter of apology. Motion passed.

Motion Loewen/Jansky to adopt the Water Shut Off form which was presented. Motion passed.

Information on safety training will be presented at the next meeting.

A park committee has been set for March 6, 2009 at Kimball City Hall at 7:00 p.m.

Motion Loewen/Jansky to support the County Urban Conservationist position with a support fee of \$500.00. Motion passed.

Councilmember Chris Jansky introduced the following resolution and moved for its adoption: To amend Chapter Two – Administration, Section 215 – Schedule of Fees, 215.02 Scope, Code 645.04 as follows:

DOG LICENSES (annual fee due JAN. 1 <sup>st</sup> )	\$10.00
(late fee – after FEB. 15 <sup>th</sup> )	\$30.00

Councilmember Joe Krippner seconded the foregoing resolution. Those voting in favor thereof: Tammy Konz, DuWayne Orbeck, Chris Jansky, Eric Loewen and Joe Krippner; those voting against, absent or abstaining: None. Motion passed and effective Jan. 1, 2009.

Motion Loewen/Jansky to pass a resolution to renew the Work Comp. insurance with the LMCIT for April 25, 2008 – April 25, 2009 and to cover elected officials, separate administrative boards (Fire Relief Assoc., Fire Board, Steering Committee, Planning Commission and Park Committee), volunteers and to select the regular premium option. Motion passed.

Clerk Treasurer Dianne Robinson provided a priority list as requested by the Council and issues were discussed.

Councilmember Joe Krippner presented cost figures from Melrose Telephone Company for video taping and broadcasting the City Council meetings on cable. It was noted that not all residents have cable.

Jean Matua of the Tri-County News had her video equipment available which could be displayed on the internet.

Motion Loewen/Jansky to table the video taping issue and set aside Melrose Telephone Company's proposal and have Jean Matua present her price quote and contract. Motion passed.

Motion Loewen/Jansky to have Tom Ethen set up the Web site hosting and enter into a two year agreement for \$182.64. Motion passed.

Councilmembers Eric Loewen and Joe Krippner reported on their positive attendance at the School board meeting.

Jim Schulz presented a draft city map with addressing and commented on the wastewater draft permit. City staff will review map for corrections and send a letter to Crayford Holdings in reference to the wastewater draft permit.

Sandy Steinmetz, Chamber of Commerce President address business promotion, Kimball Days Coordinator and speaking to the Paynesville Chamber of Commerce as she believes they have used Pepsi as the sponsor for teen dances.

Mayor Tammy Konz and Councilmember Eric Loewen gave a report on the Jan. 31 Steering Committee meeting.

Councilmember DuWayne Orbeck addressed winter parking and interviewing senior citizens for Kimball History. The Council felt that Kimball History should be left to the Kimball Area Historical Society.

Mayor Tammy Konz stated that Maine Prairie Township would be willing to share cost/work for Kimball Clean-Up Day as many township residents use this service.

Motion Krippner/Jansky to adjourn at 9:00 p.m. Motion passed.

Dianne H. Robinson  
Clerk Treasurer

FEB. 11, 2008

Mayor Tammy Konz called to the Council Goal Planning Meeting at 6:05 p.m.

Councilmembers present: Tammy Konz, DuWayne Orbeck, Chris Jansky, Eric Loewen and Joe Krippner.

Councilmembers absent: None.

Others present: Jim Frilstad.

Councilmember Orbeck spoke about communication, being open minded, pro-active in community and at meetings.

Councilmember Jansky spoke about citizen attendance at meetings.

Mayor Konz spoke about Council as group and not a one man show, Planning Commission being a good plus, sewer main lines, road maintenance/repair, public works priority list and building inspections.

Councilmembers Loewen and Jansky addressed special assessments and City finances, survey in newsletter.

Councilmember Joe Krippner has been reviewing City bonds for refinancing with Keith Markwardt at the State Bank of Kimball.

Councilmember Eric Loewen addressed creating and EDA, SAC and WAC fees and water/sewer rates.

DuWayne Orbeck address the storm water in the area of Magnus Johnson St. N. and State Hwy. 55 E. which is a Minnesota Department of Transportation issue and not a City issue.

Mayor Konz addressing Elm Street North being extended to the north which is in Maine Prairie Township. The township is supportive of this.

Goals were prioritized as follows:

1. City Finances.
2. Sewer and Water Main and Road Reconstruction.
3. Communication (newsletter).
4. Commercial Growth.
5. Positive Community (beautification).
6. Planning Commission (work in progress).

The next Council Goal meeting has been set for Wednesday, April 23, 2008 at 6:00 p.m.

Motion Loewen/Orbeck to adjourns at 9:15 p.m. Motion passed.

Dianne H. Robinson  
Clerk Treasurer

FEB. 19, 2008

Meeting was called to order by Mayor Tammy Konz at 7:00 p.m.

Councilmembers present: Tammy Konz, DuWayne Orbeck, Chris Jansky and Eric Loewen.

Councilmembers absent: Joe Krippner.

Others present: Jim Schulz, Paul Hoeschen, Chad Johnson, Jean Matua, Paul Lambrecht, Roger Cooper, Doug Knaus, Sandy Steinmetz, Keith Markwardt and Jim Frilstad.

Motion Orbeck/Jansky to approve the Feb. 4, 2008 minutes as presented. Motion passed (Krippner absent).

Motion Orbeck/Loewen to approve the Feb. 11, 2008 minutes as presented. Motion passed (Krippner absent).

Motion Jansky/Orbeck to approve the claims presented for February. Motion passed (Krippner absent).

Motion Jansky/Orbeck to approve the following items on the consent agenda:

1. To disconnect all delinquent city utilities.
2. To approve Maine Prairie Chapter of Ducks Unlimited's request for a Minnesota Lawful Gambling Application for Exempt Permit to conduct a raffle for April 11, 2008 at the Playland Ballroom, 531 State Hwy. 15 E. in the City of Kimball and waive the 30 day waiting period.

Motion passed (Krippner absent).

Kimball Lions members Roger Cooper and Doug Knaus reported on the progress of the work which the Lions are doing at the picnic shelter. The new addition is in need of 24 six foot tables and 144 chairs and are requesting City participation to obtain these.

Mayor Konz stated that she knows of individuals who may be willing to make a donation and that the City would be willing to help with some of the purchase.

Councilmember DuWayne Orbeck will check with Bargain Buys to see if they are able to purchase tables and chairs at a discount.

Jean Matua of the Tri-County News offered to donate an advertisement soliciting donations for tables and chairs for the Kimball Lions Club.

Mayor Konz thanked the Lions members for their hard work at the picnic shelter and park area and stressed working together. Doug Knaus commented that it has been a combined effort of a lot of groups donating time and finances.

Keith Markwardt, President of the State Bank of Kimball addressed the City's present debt structure and the \$624,000.00 General Obligation Improvement Bond of 2005 for the Hazel Ave. project which is a 40 year bond through USDA Rural Development and the \$475,000.00 Temporary Bond issue for the Wastewater Irrigation Condemnation which is a 5 year bond paying only interest. He presented two scenarios for refinancing by combining these two issues at a lower interest rate with either a 15 or 20 year repayment and saving a substantial amount on interest. The yearly payments would be larger due to the shorter payment period and thereby increasing the budget for repayment.

Motion Jansky/Loewen to contact Kennedy & Graven to have them take a look at the refinancing of these bonds with a 20 year repayment schedule. Motion passed (Krippner absent).

Councilmember Eric Loewen addressed the issue of video taping the Council meetings. He will be checking with the Kimball Branch of the Great River Regional Library to see if they can make video tapes available for the public and report back at the next meeting. Jean Matua will check on the formatting size.

Council reviewed the Wastewater Pond Capacity letter received from City Attorney Tim Young. Mr. Young will be invited to the next meeting to review this letter.

Contract Consultant Paul Hoeschen and Chad Johnson of the Public Works Department presented quotes for the Water System Control Upgrade as follows:

Preferred Controls, Inc. \$25,972.00 (includes sales tax).  
Automatic Systems Co. \$33,789.00 (includes sales tax).  
Telemetry & Process Controls, Inc. (TPC) \$51,473.00.

Motion Loewen/Jansky to accept the quote of \$25,972.00 from Preferred Controls, Inc. and pay for the project from the WAC Money Market fund. Motion passed (Krippner absent).

Motion Loewen/Jansky to pay Preferred Controls, Inc. 50% of the project cost upon the delivery of the equipment and the balance after a two week start up and the approval of the Public Works Department and Paul Hoeschen. Motion passed (Krippner absent).

Snow removal and junk vehicle nuisances were reported on and staff was requested to address the issues.

Chad Johnson reported that Dan Lais of the DNR is requesting a maintenance clause be added to the permit for the park bridge and that there would be \$120.00 fee for this change. He will provide a draft of the wording which will be sent to the Councilmembers for review.

He also addressed the City Ordinance on private sewer line blockage responsibility and snow plowing.

Police Chief Jim Frilstad addressed vehicle forfeiture, prosecution contract with the City of St. Cloud, computers received from Target, designing a new patch for the Police Department, administrative citations (which the City Council approves), Councilmembers riding along, the need for a new squad camera, jake breaking by semi-trucks, sale of the 2000 squad car and vandalism in park restitution.

City Engineer Jim Schulz reported on the Public Notice of intent to reissue State Disposal System (SDS) Permit MN0052647 and the public comment period ending Feb. 26<sup>th</sup>.

Motion Loewen/Jansky to join the LMCIT OSHA/Safety Assistance Program and become a member of Region III. Motion passed (Krippner absent).

Councilmember Chris Jansky introduced the following resolution and moved for its adoption: To amend Chapter Two – Administration, Section 215 – Schedule of Fees, 215.02 Scope, Code 800.03 and 810.06 as follows:

800.03 WATER ACCESS HOOK-UP CHARGE (WAC) \$2,250.00

810.06 SEWER ACCESS HOOK-UP CHARGE (SAC) \$2,500.00

Councilmember Eric Loewen seconded the foregoing resolution. Those voting in favor thereof: Tammy Konz, Chris Jansky and Eric Loewen; those voting against: DuWayne Orbeck; those absent; Joe Krippner; those abstaining: None. Motion passed and effective Feb. 19, 2008.

The water/sewer rate structure has been tabled to the March 3<sup>rd</sup> meeting.

Tammy Konz and DuWayne Orbeck plan to attend the LMCIT Loss Control Workshop in St. Cloud.

Sandy Steinmetz reported that Pepsi has done the teen dances in Paynesville and there have been no problems. The Chamber will be discussing the Kimball Days

Coordinator, parade coordinator, business banners and helping at the Clean Up Day at their next meeting.



Chad Johnson reported that he had to make a change to the equipment in the MN/DOT snow removal agreement by deleting the skid loader and adding the new tractor.

The City Attorney will also be asked to comment on a building moratorium at the next meeting.

Mayor Konz reported on Thatcher Engineering.

Councilmember Eric Loewen attended the Stearns County Comprehensive Plan Public Comment Period and spoke on behalf of the City.

Motion Orbeck/Loewen to adjourn at 9:35 p.m. Motion passed (Krippner absent).

Dianne H. Robinson  
Clerk Treasurer

MARCH 3, 2008

Meeting was called to order by Mayor Tammy Konz at 7:00 p.m.

Councilmembers present: Tammy Konz, DuWayne Orbeck, Chris Jansky, Eric Loewen and Joe Krippner.

Councilmembers absent: None.

Others present: John Gohmann, Bob Erickson, Mike Schneider, Wally Strand, Rhonda Pagel, Jean Matua, Sandy Steinmetz, Jim Frilstad, Deb Reinert, Jim Young and Brian Kiffemeyer.

Motion Orbeck/Jansky to approve the Feb. 19, 2008 minutes as presented. MP

Motion Jansky/Krippner to approve the following items on the consent agenda:

1. To disconnect all delinquent City utilities.
2. To certify all delinquent snow removal claims that have not been paid and no hearing has been requested by March 8<sup>th</sup>; to the County Auditor Treasurer for certification with the real estate taxes.
3. To approve the Clean Up day price per unit charge by Central Appliance Recyclers and authorize the Clerk Treasurer to sign the agreement.

MP

Mayor Tammy Konz opened the one bid which was received from Forstner Fire Apparatus for a fire dept. tanker/pumper body.

Motion Jansky/Loewen to accept the bid of \$48,520.00 from Forstner Fire Apparatus for the fire dept. tanker/pumper body. MP

Motion Loewen/Krippner to pay Friedrich's \$48,500.00 from the Equipment Fund Money Market for a cab/chassis for the fire department. MP

City Attorney Rhonda Pagel was present to address the development agreements for Heritage Park and Scheeler Addition and question on the possibility of a moratorium on new construction as it relates the Comprehensive Planning process.

After much discussion, the consensus was to invite the Developer of Heritage Park to a meeting to discuss the issues, namely land use, landscaping, punch list items, grading and seeding of the park area, building permits and certificates of occupancy.

Current punch lists will be obtained from the City Engineer for both developments.

The issue of a moratorium on new construction was tabled until after the Business Expo on March 29<sup>th</sup>.

Deb Reinert of Triple RRR Grill and Bar informed the Council that she would be applying for a Carter's Permit from the Minnesota Department of Public Safety, Alcohol and Gambling Enforcement Division and she is notifying the City that she has four planned outdoor events in conjunction with Mies Outland in her front parking lot scheduled for May 23, June 27, July 25 and Aug. 22.

No Council Action required as she already holds an Intoxicating Liquor License.

Signs for City parking lot and noise ordinance signs on Hwy. 15 were discussed.

Police Chief Jim Frilstad discussed the sale of the 2000 Crown Victoria Squad car, OSHA requirement that bars be placed on the evidence room window, replacement of police car camera and donations, prosecution attorney, administrative citations, parking ticket consistency, new uniform patch and good PR with the school and students.

Motion Loewen/Jansky to adopt the Snow and Ice Removal Policy as presented with changes. MP

The water/sewer rate study was tabled until after the bond indebtedness re-financing is complete.

Motion Loewen/Jansky to contact Ehlers & Assoc. to have them take a look at the refinancing of the 2006 General Obligation Temporary Bond and the Hazel Ave. General Improvement Bond of 2005 with a 20 year repayment schedule. MP

The Public Works Department will be handling the May 3<sup>rd</sup> Hazardous Household Clean Up Day.

Motion Krippner/Jansky to approve Jim Frilstad's vacation request as presented. MP

Payment of holiday pay as stated in the employment policy was addressed.

Motion Jansky/Loewen to accept the verbal resignation of Chris Jeppesen and to obtain a written resignation at a later date. MP

Deb Reinert reported that Chris Jeppesen and herself would be doing their Little Miss Kimball for Kimball Days. Sandy Steinmetz report on the Chamber of Commerce comments in regard to Kimball Days and insurance coverage. She will again approach them about helping with Kimball Days.

Mayor Konz discussed the advertising and the parade route.

Motion Jansky/Krippner to have Deb Reinert draft an advertisement for the position of Kimball Days Coordinator. MP

Councilmember Eric Loewen discussed the video taping of Council meetings. Jean Matua will work on the DVD format.

Councilmember Chris Jansky inquired of the City Attorney Rhonda Pagel about closing the meeting for employee discipline. She commented that she needed to research the statute.

Personnel Committee and City newsletter time line was discussed.

Motion Loewen/Orbeck to adjourn at 9:45 p.m. MP

Dianne H. Robinson  
Clerk Treasurer

MARCH 17, 2008

Meeting was called to order at 7:00 p.m. by Mayor Tammy Konz.

Councilmembers present: Tammy Konz, DuWayne Orbeck, Eric Loewen and Joe Krippner with Chris Jansky arriving at 7:25 p.m. and DuWayne Orbeck leaving at 9:30 p.m.

Councilmembers absent: None.

Others present: Charles and Marilyn Sterling, Jim Frilstad, Chad Johnson, Carri Raber, Sandy Steinmetz and Jim Schulz.

Motion Loewen/Krippner to approve the March 3, 2008 minutes as presented with a spelling correction to page 2. Motion Passed (Jansky absent).

Motion Krippner/Loewen to approve the following items on the consent agenda and table item 3 for discussion:

1. To disconnect all delinquent City utilities for non-payment.
2. To approve the Consumption & Display Permit (Set-Up) for Aqua Lanes, 250 Magnus Johnson St. N. for April 1, 2008 to April 1, 2009.
4. To charge a building permit filing fee of .0075 of the estimated value of the work being done or \$25.00, which ever is larger with the filing fee to be paid prior to the submittal of the application to the Building Inspector and no application for future permits will be accepted unless all prior permits have been paid.

Motion passed (Jansky absent).

Motion Orbeck/Krippner to approve the following consent agenda item:

3. To approve the transfer of stock, Intoxicating Liquor License and Sunday Liquor License from April 1, 2008 to Dec. 31, 2008 from Jan and Dennis Schmitz to Kerri Johnson for the Playland Ballroom which will be re-named Generations Ballroom, Inc. Motion passed (Jansky absent).

Carri Raber, Urban Conservationist with the Stearns County Soil and Water Department reported on her position with the County and services that she may be able to provide for the City working in the areas of wellhead protection, Willow Creek Park trout stream, writing grants, funding sources and working with the DNR.

A Park Committee meeting has been set for April 4, 2008 with a walk through Willow Creek Park.

#### OPEN FORUM

Charles and Marilyn Sterling informed the council that the new storm sewer line in front of their property on Magnus Johnson St. N. is frozen and water is not able to run into this storm sewer. The Public Works Department will check into situation.

They also reported that the new curb has pock marks and is peeling. City Engineer Jim Schulz stated that he is aware of the issue and addressed the two year warranty period. He will check situation when the snow is gone and bring to contractors attention.

#### DEPARTMENT REPORTS

Police Chief Jim Frilstad reported that Fairhaven Township is committing \$2,000.00 towards a new camera for the squad care. He is also waiting on a grant. Rotating gas stations, noise complaints, dangerous dog complaints, office space and connecting with the school was discussed.

Motion Loewen/Jansky to remove the 2000 Crown Victoria squad car from sale and purchase exempt plates and use vehicle for city employees and the fire department transportation to meetings. Motion passed.

Chad Johnson of Public Works presented electrical quotes for the Christmas lights, trenching for wiring to pond, wiring for picnic shelter and tarring quote from Mid-Minnesota Hot Mix. He will obtain more quotes.

Other items addressed were crack sealing, railroad tracks, air compressor, bridge decking, SDS permit, pressure washer and compost pick-up.

Mayor Tammy Konz and City Engineer Jim Schulz will do a walk through of the Magnus Johnson St./Linden Ave. St. project.

The Tri-County News will place an advertisement for a Kimball Days Coordinator in their 60<sup>th</sup> Anniversary issue.

Councilmember Eric Loewen reported on the March 6<sup>th</sup> park committee meeting.

Councilmember Joe Krippner reported on the progress of the Web site.

Councilmember DuWayne Orbeck reported on 120 used chairs and 20 used tables that Bargain Buys was bidding on for \$2,400.00 and suggested that the City purchase these for Willow Creek Park picnic shelter. Mayor Konz reminded the Council that the City was willing to help the Kimball Lions with some of the purchase. Councilmember Orbeck was instructed to speak with the Lions members first.

The 1995 Dodge Pick-up with BOSS plow will be advertised for sale if not being used by the Public Works Department.

Mayor Konz called for a special meeting on April 4, 2008 at 12:00 noon to meet with the Kimball Historical Society on City Hall planning.

Mayor Konz reported that the City did not receive the grant for Safe Routes to School for cross walk signals at the intersection of State Highway 15 and Hazel Ave.

Councilmember Chris Jansky addressed the need for noise signs and moving the speed limit sign on State Highway 15 North. He will be in contact with MN/DOT.

The Planning Committee will be meeting on March 25<sup>th</sup> at 6:00 p.m. Mayor Konz has invited Terry Humbert of MN/DOT.

Motion Jansky/Loewen to adjourn at 9:50 p.m. Motion passed (Orbeck absent).

Dianne H. Robinson  
Clerk Treasurer

APRIL 7, 2008

Mayor Tammy Konz called to order the regular City Council meeting at 7:00 p.m.

Councilmembers present: Tammy Konz, DuWayne Orbeck, Chris Jansky, Eric Loewen and Joe Krippner.

Councilmembers absent: None.

Others present: Tom Crouch, Chad Johnson, Chris Jeppesen, Tom Zipoy, Jim Schulz, Jim Frilstad, Jean Matua, Sandy Steinmetz and Chris Langness.

Motion Jansky/Krippner to approve the March 17, 2008 minutes as presented. Motion passed.

Motion Jansky/Krippner to approve the April 4, 2008 minutes as presented. Motion passed.

Motion Jansky/Loewen to approve the following items on the consent agenda:

1. To approve Chad Johnson's request to carry over up to 40 hours of vacation past his April 22, 2008 anniversary date.
2. To accept the gambling donation of \$500.00 from the Kimball American Legion Post 261 gambling funds for the Willow Creek Park picnic shelter project.

Motion passed.

Tom Crouch, Developer for Heritage Park of Kimball was present at the Council's request to review his future plans for the addition and the Steering Committees proposed planning for this area.

Mr. Crouch's plans are to start a few spec. homes this summer. Lot location was discussed and if they would be utilizing the lift station. He stated that the check list items relate to the lift station and could not be completed during the winter months which City Engineer Jim Schulz agreed with.

Councilmember Chris Jansky inquired about the two off set row of standard nursery stock evergreen trees which are to be at least four feet high which were to be planted on the east side of lots 1 – 13 of Block 1 as part of the condition in the Conditional Use Permit approved for the 13 townhouses on Nov. 1.

Mr. Crouch stated that he made the lots deeper and the park larger and the screening was not included in the development agreement or final plat and that the commercial property would have to do the screening.



Mayor Konz and Councilmember Loewen explained that the Steering Committee is looking at re-zoning the commercial property to the east of Heritage Park for industrial, punching Elm Street North all the way through to Powder Ridge and annexation going north.

Mr. Crouch stated that he is always open to annexation, he could do more developing. His development is not in trouble and he has no debt against it. He likes a mix in housing style and it will look nice when it is done.

Mayor Konz invited Mr. Crouch to attend the May 8<sup>th</sup> Public Planning Commission meeting.

The City Council presented a plaque to Chris Jeppesen for her retirement and years of service to the City of Kimball and the community.

Tom Zipoy, Attorney for St. John's Lutheran Church reviewed the church's upcoming building project which will be starting this year in the Greely Edition Addition. The fellowship hall will not be added this year, the steeple will not happen and the parking will comply with City Ordinance and will not need the previous variance which was granted.

The Church proposed expanding the City water run off pond with the church drafting a maintenance agreement. The City requested that they must send this agreement to the City Attorney Tim Young for review. The pond design will be reviewed with the City Engineer. The church will assume all costs for the expansion of this pond. The Council will then review the maintenance agreement before approving this pond expansion.

Tom Zipoy will be speaking to the Maine Prairie Township Board about the entrance to the Church. He will also be giving a heads up notice to all property owners in Greely Edition Addition in regard to all this upcoming construction taking place in this development.

Motion Orbeck/Krippner to work in cooperation with the St. John's Lutheran Church for the pond expansion while the church is drafting the maintenance agreement. Motion passed.

Mayor Konz reported that the Garden Club will be on the next agenda in regard to planting a flower garden by the picnic shelter and will be requesting help with the purchase of approximately \$300.00 in brick.

Police Chief Jim Frilstad reported that the City will be receiving a \$2,000.00 donation from Fairhaven Township for the new police squad camera. He is also working on other donations.

Other items discussed were: Winter parking ending after April 30, noise ordinance signs on Highways 15 and 55, parking on Elm Street and leasing of vehicles.

Signs will be posted for NO PARKING on the east side of Elm Street from Linden Ave. W. to Spruce Ave. W. with a yellow no parking being painted on the west side curbs corners for at least two car lengths.

Chad Johnson presented quotes for the wastewater pond aerator electrical, Christmas lighting electrical, sewer main jetting and street sweeping.

Quotes as follows:

Aerator Electrical: Fairhaven Electric \$1,585.00 and Kramer Electric \$1,893.31.

Motion Jansky/Krippner to approve the bid from Fairhaven Electric for \$1,585.00.  
Motion passed.

Christmas Lighting Electrical: Fairhaven Electric \$2,145.00 and Kramer Electric \$2,551.39.

Motion Jansky/Loewen to approve the bid from Fairhaven Electric for \$2,145.00. Motion passed.

Sewer Main Jetting: Infratech and Roto Rooter (quotes on file in City Office).

Motion Jansky/Krippner to approve the bid with Roto Rooter. Motion passed.

Chad Johnson was instructed to obtain more quotes for street sweeping.

Bids were received as follows for the 1995 Dodge pick-up truck and BOSS plow: Kimball Garage \$926.30, Larry Davis \$610.00, Hendricks Sand & Gravel \$888.28 and DuWayne Orbeck \$200.00.

Motion Loewen/Jansky to approve the bid from Kimball Garage for \$926.30. Those voting in favor thereof: Tammy Konz, Chris Jansky, Eric Loewen and Joe Krippner; those voting against: None; those abstaining: DuWayne Orbeck; those absent: None. Motion passed. Chad Johnson reported that MPCA has notified the City that no Sanitary Sewer Main Extension Permit is need for the concession stand restrooms. He also reviewed the MPCA Compliance Monitoring Survey & Alleged Violation Letter which needs to be completed and responded to by April 18<sup>th</sup>.

Mayor Konz discussed with the Council a hot water pressure washer which is up for auction. Lonnie Hendricks will be bidding on item for the City and the limit will be at the Mayor's discretion.

There will be NIMS 300 training on Thursday, April 10<sup>th</sup>.

There will be a Park Committee meeting on April 15 at 7:00 p.m. at City Hall.

Jean Matua of the Tri-County News reported on the video taping of Council meetings and the features that can be used.

Charles Sterling's water run off issue will be addressed at the next meeting and Mayor Konz will invite representatives of MNDOT to be present.

Mayor Konz and City Engineer Jim Schulz will be conducting a walk through of the Magnus Johnson/Linden Ave. Street project.

The Council reviewed the Kimball Elementary School Letter of Excellence.

There will be a Personnel Committee meeting on April 16 at 6:00 p.m. for the reviewing of the Employee Handbook.

Mayor Tammy Konz and Councilmember Joe Krippner will be attending the League of Minnesota Cities Annual Conference in Rochester on June 11 -13.

May 3 is Household Hazardous Clean Up Day. Ed Borman and Mayor Konz will be working on this.

The Bond Refinancing will be placed on the next agenda.

Motion Loewen/Krippner to approve the premium payment of \$218.00 for the volunteer Workers Comp. Motion passed.

Motion Krippner/Loewen to approve the purchase of four noise signs from MNDOT for placement on Highway 15 and 55. Motion passed.

Motion to adjourn at 10:15 p.m. Motion passed.

Dianne H. Robinson  
Clerk Treasurer

APRIL 8, 2008

Mayor Tammy Konz called to order the Board of Appeal and Equalization for the City of Kimball for the purpose of reviewing and correcting the 2008 assessment of the City of Kimball for taxes payable in the year 2009.

Councilmembers present: Tammy Konz, DuWayne Orbeck, Eric Loewen and Joe Krippner.

Councilmembers absent: Chris Jansky.

Others present: County Assessor Gary Grossinger and Assistant Assessor Mike Cebulla, Ed Enerson and Ray Schreiner.

Motion Loewen/Krippner that their would be no change for Ed Enerson's property parcel 60.34483.000/001. Motion passed (Jansky absent).

Motion Loewen/Krippner that their would be no change for the home owner's association for Quill Park in Greely Edition Addition. Motion passed (Jansky absent).

Mayor Tammy Konz and Councilmember Eric Loewen will attend Maine Prairie Townships Board of Appeal on April 14<sup>th</sup> in regard to the value of the City owned irrigations sites in Maine Prairie Township.

Motion Loewen/Orbeck to adjourn. Motion passed (Jansky absent).

Dianne H. Robinson  
Clerk Treasurer

APRIL 8, 2008

Special goals meeting was called to order by Mayor Tammy Konz at 6:11 p.m.

Councilmembers present: Tammy Konz, Joe Krippner, Eric Loewen and Chris Jansky with DuWayne Orbeck arriving at 7:00 p.m.

Others present: None.

Items of discussion: Hot water power washer for the Public Works Department, water run-off issues, financing and budget, bond refinancing, condition of streets and utilities, compost pickup, commercial growth, planning, advertising the community, review of goals from the last goals meeting and news letter.

Major Goals were listed as follows:

1. City finances (bond refinancing).
2. Water and Sewer Rates.
3. Budgeting for streets, curbs, sidewalks.
4. Prioritizing which street should be done first. Spruce and Oak would be done first.
5. Commercial growth.
6. Advertising a positive community.
7. Newsletter.
8. Researching the formation of an EDA.
9. Planning Commission (work in progress).

Motion Krippner/Loewen to adjourn at 7:00 p.m. Motion passed (Orbeck absent as he left early).

Dianne H. Robinson  
Clerk Treasurer

APRIL 21, 2008

Meeting was called to order at 7:00 p.m. by Mayor Tammy Konz.

Councilmembers present: Tammy Konz, DuWayne Orbeck, Eric Loewen and Joe Krippner.

Councilmembers absent: Chris Jansky.

Others present: Jean Matua, Carol Newman, Mary Johnson, Al Nagel, Donna Gregory, Chuck and Marilyn Sterling.

Motion Orbeck/Krippner to approve the April 7 minutes with corrections. Motion passed (Jansky absent).

Motion Krippner/Orbeck to approve the April 8 minutes as presented. Motion passed (Jansky absent).

Motion Loewen/Orbeck to approve the claims as presented. Motion passed (Jansky absent).

Motion Krippner/Orbeck to approve the following items on the consent agenda:

1. To disconnect all delinquent utilities.
2. To accept the Kimball Fire Relief Assoc. gambling fund donation of \$22,000.00 for the Willow Creek Park Picnic Shelter remodeling.
3. To accept the donation of \$2,000.00 from Fairhaven Township and a \$250.00 grant from Stearns Electric Assoc. Trust (Operation Round Up grant) for the Police Department camera.
4. To approve the resignation of Bill Thell as Fire Department Captain and to approve the appointment of Mike Schneider to this position.
5. To accept the grant of \$500.00 from Stearns Electric Assoc. and \$500.00 from Meeker Cooperative Electric Trust for Fire Department pagers.

Motion passed (Jansky absent).

Al Nagel of Minnesota Benefit Advisors reviewed the employee health and dental renewal for June 2008 to June 2009.

Motion Krippner/Loewen to renew the employee health and dental coverage for June 2008 to June 2009 as presented. Motion passed (Jansky absent).

Sherry Donabauer of Thomes Insurance Agency of Kimball (agent of record) reviewed the property/liability/auto renewal for April 2008 to April 2009.

Motion Loewen/Krippner to waive the tort liability limit. Motion passed (Jansky absent).

Motion Loewen/Orbeck to not take the No-Fault sewer backup coverage. Motion passed (Jansky absent).

Motion Loewen/Krippner to increase the excess liability limit to \$1,000,000.00. Motion passed (Jansky absent).

Sherry Donabauer reminded the Council that she would need a list of Council approved volunteers for Clean Up Day and Kimball Days for the Volunteer Work Comp. coverage.

Mary Johnson and Carol Newman of the Kimball Area Historical Society discussed Phase IV renovation which is proposed for the City Hall interior, short term repair for one upstairs window, roof shingles and City funds for Phase IV.

The following quotes were presented to Phase III:

Tuck pointing:

D & D Construction \$17,580.00 and Kostreba Tuckpointing \$13,485.00.

Window Repair & Storms:

Vinar Woodworking \$1,225.00 and D & D Construction \$1,690.00.

Replacement of Windows:

Simonsen Lumber Co. \$15,232.00 and Young Brothers \$15,795.00.

Insulation of Attic:

City Wide \$2,024.00 and Gary's Insulation \$2,314.00.

Electrical Wiring in Attic:

Fairhaven Electric \$3,685.00 and Kramer Electric (bid not yet received).

Motion Loewen/Krippner to accept the bid from Kostreba Tuckpointing for \$13,485.00 for Tuck pointing, Vinar Woodworking bid of \$1,225.00 for Window Repair & Storms and Simonsen Lumber Co. bid of \$15,232.00 for Replacement Windows. Motion passed (Jansky absent).

Motion Loewen/Krippner to accept the bid from City Wide for \$2,024.00 for Insulation in Attic. Motion passed (Jansky absent).

The "Electrical Wiring in Attic" quote was tabled to the next meeting until a second quote is received for Council approval.

Donna Gregory presented the Garden Clubs proposal for the construction of a flower bed on City property in the area of the Willow Creek Park Picnic Shelter.

Motion Krippner/Loewen to pay for a portion of blocks for the construction of this flower bed and to not exceed \$300.00. Motion passed (Jansky absent).

Charles and Marilyn Sterling addressed the water run off problem on the corner of State Highway 55 and Magnus Johnson St. N. Mayor Konz read a portion of a letter received from MN/DOT. Areas discussed were: putting a plan in place, other water run off problem areas throughout the City, storm water from Magnus Johnson St. N. flowing onto MN/DOT right of way north of Sterling's home, City having no ownership of property in this area and working with MN/DOT.

Motion Orbeck/Loewen to work together with the Sterling's and MN/DOT to put together a plan for the water run-off and add the other water run-off problem areas to this plan. Motion passed (Jansky absent).

Mayor Konz will be in contact with MN/DOT and will address the issue further at the May 5<sup>th</sup> meeting.

Quotes were received from Parking Lot Sweeping and Hilsgen Bobcat Services for street sweeping.

Motion Krippner/Loewen to accept the quote from Parking Lot Sweeping for \$66.00 per hour for street sweeping. Motion passed (Jansky absent).

Councilmember Eric Loewen reported on the Park Committee meeting and the Stormwater report. May 15 and 22 will be park clean up days, a new rail fence will be constructed with Marguerite Laabs furnishing the rails, Willow Creek park sign will be moved further west, overlook in park will be cleaned up, old boards around the playground equipment will be replaced and roadside plantings will be cleaned up and maintained.

Carol Newman offered to continue planting and taking care of the planters by the War Memorial.

Mayor Tammy Konz and Councilmember Eric Loewen reported on the wastewater irrigation land and their attendance at the Maine Prairie Township Board of Appeals.

Mayor Tammy Konz read Chris Jeppesen's written resignation.

Motion Krippner/Loewen to accept Chris Jeppesen's written resignation with the same date as her verbal resignation. Motion passed.

The Council discussed how this vacant position would be handled.



Motion Loewen/Krippner to approve the purchase of the Banyon Data Systems Fund Accounting and Payroll program for \$8,130.00. Motion passed (Jansky absent).

Mayor Tammy Konz reported that the Personnel Committee is working on revising the Employee Handbook (Policies).

The Clerk Treasurer was instructed to invite Sen. Michelle Fischbach and Rep. Larry Hosch to the May meetings.

The Council discussed researching City attorneys.

Motion Loewen/Orbeck to adjourn at 9:45 p.m. Motion passed (Jansky absent).

Dianne H. Robinson  
Clerk Treasurer

APRIL 23, 2008

Special goals meeting was called to order by Mayor Tammy Konz at 6:11 p.m.

Councilmembers present: Tammy Konz, Joe Krippner, Eric Loewen and Chris Jansky with DuWayne Orbeck arriving at 7:00 p.m.

Others present: None.

Items of discussion: Hot water power washer for the Public Works Department, water run-off issues, financing and budget, bond refinancing, condition of streets and utilities, compost pickup, commercial growth, planning, advertising the community, review of goals from the last goals meeting and news letter.

Major Goals were listed as follows:

1. City finances (bond refinancing).
2. Water and Sewer Rates.
3. Budgeting for streets, curbs, sidewalks.
4. Prioritizing which street should be done first. Spruce and Oak would be done first.
5. Commercial growth.
6. Advertising a positive community.
7. Newsletter.
8. Researching the formation of an EDA.
9. Planning Commission (work in progress).

Motion Krippner/Loewen to adjourn at 7:00 p.m. Motion passed (Orbeck absent as he left early).

Dianne H. Robinson  
Clerk Treasurer

MAY 5, 2008

Meeting was called to order at 7:00 p.m. by Mayor Tammy Konz.

Councilmembers present: Tammy Konz, DuWayne Orbeck, Chris Jansky, Eric Loewen and Joe Krippner.

Councilmembers absent: None.

Others present: Shelly Eldrige, Jean Matua, Jim Schulz, Chris Langness, Jim Frilstad and Tom Zipoy.

Motion Jansky/Orbeck to approve the April 21, 2008 minutes. Motion passed.

Motion Jansky/Krippner to approve the April 23, 2008 minutes. Motion passed.

Motion Jansky/Orbeck to approve the following items on the consent agenda:

1. To approve the Gambling Premises Permit Renewal Application for the Kimball Fire Relief Association to conduct gambling at Son of a Butcher's Bar and Grill, 51 Main St. S. in the City of Kimball from June 30, 2008 to June 30, 2010.
2. To approve the Gambling Premises Permit Renewal Application for Ten Door Express, Inc. (Main Street Pub), 10 Main St. S. in the City of Kimball from June 30, 2008 to June 30, 2010.
3. To approve the Gambling Premises Permit Renewal Application for Triple RRR Grill and Bar, 37 Maus Drive in the City of Kimball from June 30, 2008 to June 30 2010.
4. To approve Dianne Robinson's vacation request.
5. To approve a correction to the July 23, 2007 motion which stated tat the City will use \$5,000.00 from the Reserve #2 Money Market account for Phase III of the Historical City Hall restoration. Correct to state Reserve #2.

Motion passed.

Shelly Eldridge of Ehler's & Assoc. presented information on the refinancing of the 2005 Hazel Ave. G. O. Bond and the \$475,000.00 Temporary Bond. Items discussed were interest rate, cash flow, tax levy, utility rates, payoff and cost of issuance.

Resolution No. 05052008

Council Member Eric Loewen introduced the following resolution and moved its adoption:

Resolution Providing for the Sale of  
\$500,000 General Obligation Refunding Bonds, Series 2008A

- A. WHEREAS, the City Council of the City of Kimball, Minnesota, has heretofore determined that it is necessary and expedient to issue the City's \$500,000 General Obligation Refunding Bonds Series 2008A (the "Bonds"), to refund the City's 2006 General Obligation Temporary Bonds; and
- B. WHEREAS, the City has retained Ehlers & Associates, Inc., in Roseville, Minnesota ("Ehlers"), as its independent financial advisor for the Bonds and is therefore authorized to solicit proposals in accordance with Minnesota Statutes, Section 475.60, Subdivision 2(9);

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

1. Authorization; Findings. The City Council hereby authorizes Ehlers to solicit proposals for the sale of the Bonds.
2. Meeting; Proposal Opening. The City Council shall meet at 7:00 P.M. on May 19, 2008, for the purpose of considering sealed proposals for and awarding the sale of the Bonds.
3. Official Statement. In connection with said sale, the officers or employees of the City are hereby authorized to cooperate with Ehlers and participate in the preparation of an offering memorandum for the Bonds and to execute and deliver it on behalf of the City upon its completion.

The motion for the adoption of the foregoing resolution was duly seconded by Council Member DuWayne Orbeck and, after full discussion thereof and upon a vote being taken thereon, the following Council Members voted in favor thereof:

and the following voted against the same:

Whereupon said resolution was declared duly passed and adopted.

The next City Council Goals meeting has been set for July 17<sup>th</sup> at 6:30 p.m.

#### OPEN FORUM

Jean Matua addressed the Council in regards to the St. Cloud Times Festival Guide and Kimball Days activities, wind generators, length of Council meeting DVD's and broken glass on sidewalks.

Tom Zipoy, Attorney for St. John's Lutheran Church presented the Infiltration Pond Agreement between the City of Kimball and St. John's Lutheran Church for the provisions for the construction and future maintenance and repair of the resulting enlargement of the existing City water run off holding pond in Greely Edition Addition. The City Attorney has reviewed the agreement and will review it one more time before signing.

Motion Loewen/Orbeck to approve and authorize the Mayor and Clerk to sign the Infiltration Pond Agreement contingent upon another review by the City Attorney and that there would be no further changes to the agreement. Motion passed.

Mayor Tammy Konz reported on her communication with MN/Dot in regard to the water run off situation on the corner of State Highway 55 and Magnus Johnson St. N. and MN/Dot's requirement for a conditional use permit application for the City to do work on highway right of Way. She will be in contact with Robert Nibby of MN/Dot for their 20 year file on this area.

City Engineer Jim Schulz commented that a trench would need to be below the frost line for water to infiltrate in the spring. He will check with MN/Dot to see if they have a formal process to follow.

The walk-through for the Linden Ave/Magnus Johnson project was commented on.

Councilmember Joe Krippner reported on the Fire Board meeting. The Fire Board recommended increasing the fire department wages on the 2009 – 2010 budget from \$8.00 to \$9.00 per hour. This was tabled to the next meeting to allow time for reviewing the last payroll.

Motion Jansky/Loewen to approve the Fire Board recommendation to purchase a new radio with the new truck for \$4,000.00 if the truck comes in under budget. Motion passed.

Placing a \$10.00 cap on meals for the fire department during training was discussed.

Mayor Tammy Konz and Councilmember Krippner reported on the onsite inspection for an insurance claim.

City Engineer Jim Schulz reported on the concrete curb cracks that need to be repaired in the Linden Ave/Magnus Johnson Street project.

#### RESOLUTION TO AMEND CHAPTER TWO, ADMINISTRATION

Councilmember Eric Loewen introduced the following resolution and moved for its adoption. To amend Chapter Two, Administration, Section 215, Schedule of Fees, 800.03 Water Rates and 805.04, subd. 11 Sewer Rates as follows:

##### Water Rates

-Minimum – first 1,000 gallons	\$20.00
-Dual Units – minimum per un-metered unit	\$20.00
-Each 1,000 gallons over minimum	\$ 2.00

##### Sewer Rates

-Minimum – first 1,000 gallons	\$20.00
-Dual Units – minimum per un-metered unit	\$20.00
-Each 1,000 gallons over minimum	\$ 2.00

These rates to be effective with July 2008 usage billed in August 2008.

Councilmember Chris Jansky seconded the foregoing resolution. Those voting in favor thereof: Tammy Konz, DuWayne Orbeck, Chris Jansky, Eric Loewen and Joe Krippner. Motion passed.

Mayor Tammy Konz reported on NIMS training, new police department logo, leasing of vehicles from Minnesota Management and parking on Elm Street North which is north of State Highway 55.

The use of four wheelers in the City and how other communities address this issue was discussed with Officer Chris Langness.

Councilmember Eric Loewen reported on the Park Committee meeting and clean up nights. Maps from Biko for the Comprehensive Planning were handed out.

Motion Orbeck/Loewen to adjourn at 10:02 p.m.

Dianne H. Robinson  
Clerk Treasurer

JUNE 2, 2008

Meeting was called to order by Mayor Tammy Konz at 7:00 p.m.

Councilmembers present: Tammy Konz, DuWayne Orbeck, Eric Loewen and Joe Krippner with Chris Jansky arriving at 7:35 p.m.

Councilmembers absent: None

Others present: Michelle Fischbach, Jean Matua, Jim Frilstad, Chris Langness and Shelly Eldridge.

Motion Loewen/Orbeck to approve the May 19, 2008 and May 28, 2008 minutes as presented. Motion passed (Jansky absent).

Motion Loewen/Krippner to approve the following items on the consent agenda:

1. To accept the donation of \$2,616.00 from the Kimball Area Historical Society for Phase III of the City Hall restoration.
2. To accept the donation of \$300.00 from Hendricks Bus Service for picnic shelter chairs.
3. To approve the renewal application for Optional Liquor 2 A.M. for Ten Door Express, Inc. (Trade name: Main Street Pub), 10 Main St. South from July 1, 2008 – July 1, 2009.
4. To transfer \$25,000.00 from the Fire/Rescue Money Market to the Fire/Rescue checking for operating expenses.

Motion passed (Jansky absent).

Senator Michelle Fischbach was present and handed out the 2008 Session Wrap-up for State and Local Government & Taxes. Items discussed were levy limits, Local Government Aid, State deficit, state departments, speed limit on Main Street, cross walk lights/stop lights for Main Street and Hazel Ave. intersection, bonding money, MN/Dot's responsibility for repairing the sidewalk on Main Street, gas tax, Highway 15 expansion delay, power poles on Main Street and other projects which could be included with bonding money.

The Council invited Sen. Fischbach to attend the special meeting the City has set up with Main Prairie Township on Aug. 21.

Shelly Eldridge of Ehlers and Assoc., Inc. presented the Results of the bond sale with the low bidder being United Bankers Bank of Minneapolis, MN. and the State Bank of Kimball, Kimball, MN. with a true interest cost of 4.48567%. Bond would be paid 50% from sewer user revenue and 50% from tax levy.

Motion Loewen/Krippner to adopt "A Resolution Awarding the Sale of \$495,000 General Obligation Bonds, Series 2008A; Fixing Their Form and Specifications; Directing Their Execution and Delivery; and Providing for Their Payment".  
Motion passed. (Complete resolution on file at City Hall).

Police Chief Jim Frilstad reported on work scheduling, changing work week hours, bar clean up, bar closing time, recreational vehicle ordinance and recent burglaries.

Council commented on letter received from Tom Crouch. No action taken.

Letter from Tina Diedrich – Von Eschen, Stearns County Senior Appraiser in regard to the taxes on the City owned irrigation property. City staff will contact her with more concerns addressed by the Council.

Motion Loewen/Krippner to go out for Requests For Proposals for the Building Inspection Service Agreement. Motion passed.

Mayor Konz reported that she has been contacted by Chris Jeppesen to have the City lease a car for her from A. M. Maus & Son to drive the Little Miss Kimball girls in four parades on June 28, July 26, Aug. 2 and Aug. 28. City staff to contact Sherry Donabauer, Insurance Agent of Record.

The Personnel Committee (Tammy Konz and Joe Krippner) will hold an employee evaluation meeting on June 12, 2008 at 7:00 p.m.

Motion Orbeck/Krippner to adjourn at 9:35 p.m. Motion passed.

Dianne H. Robinson  
Clerk Treasurer



JUNE 16, 2008

Meeting was called to order by Mayor Tammy Konz at 7:00 p.m.

Councilmembers present: Tammy Konz, Eric Loewen, Joe Krippner and DuWayne Orbeck with Chris Jansky arriving at 7:30 p.m.

Others present: Jean Matua, Ed VanNurden, Larry and Garret Hosch, Steve Smith, Scott Qualle and Chris Langness.

Motion Krippner/Orbeck to approve the June 2, 2008 and June 7, 2008 minutes as presented. Motion passed (Jansky absent).

Motion Orbeck/Loewen to approve the June claims as presented. Motion passed (Jansky absent).

Motion Orbeck/Loewen to approve the following items on the consent agenda:

1. To disconnect all delinquent City utilities.
2. To approve the Church of St. Anne's LG220 application for Minnesota Lawful Gambling for Sept. 21, 2008 for pull tabs, bingo and raffle and to waive the waiting period.

Motion passed (Jansky absent).

Rep. Larry Hosch gave an overview of the Legislature progress on deficit an spending reduction, use of reserves and revenue raisers. He spoke about Local Government Aid and levy limits.

Councilmembers addressed the Highway 15 corridor, need for a double lane, stop lights, cross walk signals, sidewalk repair, foreclosure outlook, economic development, setting up meeting with MN/Dot, wind generators, renewable energy technology and community development grants and sales tax on City purchases.

Scott Qualle and Steve Smith of MNSPECT were present to make a proposal for the renewal of the Building Inspection Contract. A brief history was given, an overview of project inspections and their staff and each specialized field.

Mayor Konz questioned rental housing inspection. They have staff that can provide this type of service.

Building Inspection fee bases was explained. Scott Qualle agreed that there was room for negotiation of this fee. He offered to cut the residential permit and plan review fee from 80% to 60%.

They can also supply a master electrician for electrical inspections. They will be drafting a contract agreement for the City to review.

The Clerk Treasurer reviewed a pending insurance claim and the irrigation land taxation. Another e-mail will be sent to the County Engineer on the taxation issue.

Mayor Konz reported that the Public Works Department is preparing a list of nuisances and emergency abatement letters will be sent.

Mayor Konz reported that Sara Krippner will be the Kimball Days Coordinator.

Mayor Konz reported on a complaint. Motion Konz/Jansky to forward complaint to City Attorney for investigation.

Mayor Konz and Councilmember Krippner will be getting together for a personnel committee meeting.

Motion Loewen/Orbeck to adjourn at 9:55 p.m. Motion passed.

Dianne H. Robinson  
Clerk Treasurer

## COUNCIL MEETING

July 7, 2008

Meeting was called to order at 7:00p.m. by Mayor, Tammy Konz.

Councilmember's present: Mayor, Tammy Konz, Council Members present: DuWayne Orbeck, Chris Jansky, Joe Krippner, Eric Loewen. Councilmember's absent: None

Others present: Chris Jeppesen, Jean Matua, Mary Johnson, Carol Newman, Jim Frilstad, Scott Qualle.

Motion made by Joe Krippner to accept the minutes of the June 16, 2008 council meeting, second by DuWayne Orbeck, MUC.

Motion by Chris Jansky to accept the minutes of the Special council meeting on June 26, second by Joe Krippner, MUC.

Motion by DeWayne Orbeck to accept the minutes of the Special council meeting on July 2, 2008 meeting, second by Chris Jansky, MUC.

Chris Jansky made motion to approve the consent agenda item #1-A payment to the State Bank of Kimball for the \$475,000.00 temporary bond pay off as follows: Prime \$475,000.00, interest \$10,877.50 for a total of \$485,877.00. Check was issued July 1, 2008; and #2-To approve an interfund transfer to correct a coding error as follows from 100 general fund to 601 sewer fund for \$3,501.74. Done on June 25, 2008, second by Joe Krippner, MUC.

Mary Johnson and Carol Newman on behalf of the Historical Society, gave a report on the renovation project of Kimball City Hall. Insulation has been put in the attic, will start the front and back windows, signage and tuckpointing, shortly. They reported that they need to get their pre-application grant in by July 25, 2008 and wanted to know how the council felt about the heating and air conditioning upgrade. Howards Heating & Plumbing has met with them and suggested two possibilities: #1-keep what the Hall has presently and upgrade it and start with the inside restoration or#2-Upgrade boiler in the basement to heat the whole building, cost approximately \$25,000.00. They said that Howards would come to a meeting to answer question. Motion by Eric Loewen, second by Chris Jansky to table the decision of the amount of donation the City would contribute, until the June 17, 2008 meeting, MUC.

Mary reported that the Historical Society would like to have tours of the hall upstairs during Kimball Days. Motion by Chris Jansky, second by Eric Loewen, to have Mayor, Tammy Konz check with the Insurance Agent as to the liability of having people walk up the stairway, MUC. Tammy to let Mary and Carol know what the agent said.

Scott Qualle from MNSPECT went through the contract for the next three(3) years, the contract decision was tabled until July 17, 2008 meeting so that the council had time to read through the contract.

Will need to do an Ordinance amendment for Fee Schedules for Plan Review.

Discussion about the Pool Ordinance and how it affects the new blow up pools that are larger than 18 inches deep. Will check with other towns and make a decision at the July 21, 2008 meeting.

The Greeley Edition Addition road repair of the cracks was discussed concerning warranty work and the mess the company left, Chad to contact them and see what they plan on doing about it.

Police Chief, Jim Frilstad gave his report: the Jake breaking has started to get better; and will have the Ordinance at the July 21, 2008 meeting concerning the ATV, Snowmobile, and Golf Carts.

Motion by DeWayne Orbeck, second by Eric Loewen to name Deb Reinert and Chris Jeppesen as volunteers for the City of Kimball on the following dates-July 27, 2008; August 2, 2008; August 6, 2008; August 8,9,10, 2008. MUC.

Motion made by Joe Krippner to budget \$300.00 for Nation Night Out on August 5, 2008, second by DeWayne Orbeck, MUC.

City of Kimball needs two (2) new Election Judges, motion made by DeWayne Orbeck, second by Eric Loewen, to have Tammy contact Dave Mackereth and Karl Swaisgood. MUC.

Discussion about the need for new computers and fax machine in the office. Eric Loewen made motion to have the copier set up as a fax and printer, because it is capable , second by DeWayne Orbeck MUC.

Personnel committee will meet on Thursday, July 10, 2008 to go through the Clerk Treasurer applications and work on the Employee Handbook.

Decided to leave the Clerk Treasurer ad in the paper the week of July 10, 2008 but not the week of July 17, 2008.

Jean Matua has a domain for e-mail, address is kimball.MN.

Joe Krippner went through Dianne Robinson's numbers and everything was correct. Will cut only one (1) check.

Motion to adourn meeting at 9:45p.m. by DeWayne Orbeck, second by Eric Loewen,  
MUC.

Respectfully submitted by Chris Jeppesen

JULY 17, 2008 6:30P.M.

Called to order by Mayor Tammy Konz

Pledge of allegiance was recited

Council members present: Tammy Konz, DuWayne Orbeck, Eric Loewen, Joe Krippner.  
Absent

Chris Jansky.

Others present: Scott Quale, Chris Jeppesen.

Motion by Eric Loewen, second by Joe Krippner to accept the three (3) year contract with MNSPECT, except the Fire Inspection part, motion carried. Scott Quale will develop Rental Inspection Ordinance.

DuWayne Orbeck left meeting at 6:58.

Donation for City Hall Renovation: Eric Loewen made motion to donate \$15,000 to the Renovation Project, second by Joe Krippner, motion carried, Chris Jansky and DuWayne Orbeck absent.

Tammy reported that the Historical Society could give tours of the upstairs during Kimball Days, per Sherry. Eric Loewen made motion to put a lock on the door to upstairs, second by Joe Krippner, motion carried, Chris Jansky and DuWayne Orbeck absent.

Tammy reported that Eileen Thomes from Richmond has started to help in the office, until someone is hired.

Eric Loewen will do research on a new computer and come back to the council. Motion made by Eric Loewen, second by Joe to buy one computer now and have Diane Kuechle set up system, motion carried, DuWayne Orbeck and Chris Jansky absent.

Goals were discussed as follows in the order of priority:

- 1) New Computer System in the Office
- 2) Budget for streets, curbs, sidewalks, discussed Spruce, Oak, Cherry
- 3) City Finances
- 4) Newsletter
- 5) Commercial growth
- 6) Planning Commission
- 7) Researching the formation of an EDA

Tammy and Joe gave report on the Interviewing for the Clerk Treasurer, interviewed three (3) on Monday, three (3) on Wednesday and will do five (5) on Friday and will be doing the second interviews next Tuesday, July 22, 2008 at 6:00p.m.

Motion to adjourn by Joe Krippner, second by Eric Loewen.

Respectfully submitted by Chris Jeppesen

KIMBALL CITY COUNCIL MEETING  
AUGUST 4, 2008—7:00P.M.

Meeting was called to order by Mayor, Tammy Konz at 7:05P.M.. The Pledge of Allegiance was recited. Roll call; Mayor Tammy Konz, Council members DuWayne Orbeck, Eric Loewen, Joe Krippner, Chris Jansky present.

Chris Jansky made motion to accept the July 21, 2008 minutes with these two corrections, Eileen Thomes salary is \$15.50 not \$14.50, and the findings of the public hearing were omitted, findings are to grant the variance because the lot was not a buildable lot and the new home would improve the value of the lot and the adjoining lots, second by DuWayne Orbeck, motion carried.

Chris Jansky made motion to accept these consent agenda items:

- 1) Accept Kimball Days donations from Styme Industries; Lesage, Reynolds, Welter Co. Ltd.; Young, Brown and Pagel; Hendricks Sand & Gravel; Hendricks Bus Service; American Legion; State Bank of Kimball; Fairhaven Electric; Main Street Pub; Dingman Funeral Care; Kim-Bilt Propane Inc.; Hinz Construction; Thomes Insurance Group; Diversicom; Elianson Enterprises, Inc.; A M Maus & Son; Roto Rooter; Kimball Lions Club; Kimball Chiropractic; Fire Trak; Froehling Brothers Com.; Brad Looman.
- 2) Approve Dance Permit for August 9, and Liquor License for August 9 and 10 to Kimball Fire Relief Association.
- 3) Approve off premise liquor license for Ten Door Express for August 8 and 9 and Dance Permit for August 8
- 4) Appoint Eileen Thomes as Clerk Treasurer of Record.
- 5) Accept the list of Kimball Days Volunteers: Bob Stein, Charlie Serbus; Tanner Bakke; Jeff Jacobs; Jeff Johnson; Kimball Fire Department; Sara Krippner; Tammy Konz, DeWayne Orbeck, Joe Krippner; Eric Loewen, Chris Jansky, Deb Reinert, Amanda Kuseske, Kenny Schmidt, Mrs Gary Woods, Dave Mackereth, Cathy Olson, and any others that may be added, second by Joe Krippner, motion carried

Xcel Franchise- discussion followed about the franchise . City attorney, Rhonda Pagel had made some recommendations to the agreement. Eric Loewen made motion to table the decision until the August 18, 2008 meeting for time to compare the two, second by Chris Jansky, motion carried.

Discussed the poles in town and the need to replace some. Karen Young from Xcel Energy said she would have a designer come to Kimball and look over the poles.

PUBLIC WORKS REPORT-Chad

- 1) Will finish removing the bridge at Willow Creek Park
- 2) Need four barricades for Kimball Days, told to check with Lonny Hendricks



- 3) Nuisance letters to be written and have Jim deliver them. In reference to pools, residents must remove pools until a fence is up or get a variance. Also, deal with the Swimming pool issue in the spring.

Eileen Thomes discussed PERA for the Mayor and City Council members

POLICE REPORT-Jim

- 1) Gave monthly report

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- 2) Need new computer for patrol car, possible get a new computer for his vehicle and put his into the car. Jim will work on this.
- 3) Dewayne Orbeck made a motion to send Jim Frilstad and Chris Langness to the Conference at Breezy Point on September 18, 2008, second by Eric Loewen, motion carried.
- 4) Need for a new video cam,(\$4,200.00), Jim will work on a grant.

Chris Jansky made a motion to appoint the following as election judges for 2008: Karl Swaisgood; Dave Mackereth; Audrey White; Eileen Thomes; Chris Jeppesen; DeWayne Orbeck, second by Eric Loewen, motion carried.

Verizon, need to send a representative with the correct information and redo the contract. Tammy to contact Verizon.

TIF Resolution for Schmidty's Tesoro , see attached, Joe made motion to accept the resolution, roll call as follows , those in favor: Eric Loewen, DeWayne Orbeck, Joe Krippner, Tammy Konz, Chris Jansky, those opposed none, motion carried. Tammy will contact Paul Harvego to have him check into the other TIF Districts to see if they have been done correctly.

Clerk Treasurer position, have no one to date , Chris Jansky made motion to meet on Monday, August 11, 2008, at 6:00p.m. to resume the application process if the candidates are available to meet, second by DeWayne Orbeck. Motion carried. If the candidates are not able to meet on August 11, 2008, a date will be found that will work for the candidates and the council.

Public Works 2 hour Weekend work pay. Chris Jansky made motion to pay Chad and Ed time and a half on Saturday and Sunday, second by Eric Loewen, motion carried.

Employee Handbook will be on the August 18, 2008 agenda.

Kimball City Council will be in the parade on Sunday, August 10, 2008.

Discussion as to buy a black ink or a colored ink laser printer, decided to buy a black.

Diane Kuechle will set up the new computer on Wednesday, August 6, 2008.

The Hazel Ave Payment that was due August 1, 2008 from Stearns County has not been received. Eric Loewen will check the contract and see if interest can be added.

No Parking signs for Hazel Ave West and Elm Street on the East side of Elm Street north of Highway 55 to 135<sup>th</sup>, have been ordered.

Thank you's to the Boy Scouts and Adam Stelten.

Church of Christ permit for their new sign, questioning the cost. Chris Jeppesen will contact the MN Spect, to find out how the price was arrived at. Will report at the August 18, 2008 meeting.

Kimball Days Parade route was discussed , Eric Loewen made motion to leave it the same as in the past, second by Chris Jansky, motion carried. Will look into changing the route for 2009.

Chris Jansky made motion to direct Sherry Donabauer to bill us for the \$250.00 for insurance for Fireworks, second by Eric Loewen, motion carried.

Motion by Eric Loewen to adjourn the meeting at 9:45p.m., second by DeWayne Orbeck, motion carried.

Others present: Chris Langness, Jim Frilstad, Chad Johnson, Sandy Steinmetz, Jeane and George Matua, Eileen Thomes, Karen Young, Chris Jeppesen

Respectfully submitted by  
Chris Jeppesen.

BUDGET MEETING  
CITY OF KIMBALL  
SEPTEMBER 11, 2008

Meeting was called to order by Mayor Tammy Konz at 6:34 p.m. Prersent: Chris Jansky; Eric Loewen; Joe Krippner; Tammy Konz; Eileen Thomes; Jim Frilstad; Chris Jeppesen

2009 Budget was discussed and worked on.

Truth & Taxation meeting will be Monday, December 1, 2008 at 6:30p.m.

Fees were discussed with possible increases on some.

Eric Loewen brought up a grant for rain barrels, told to proceed.

Highway 15 Coalition, should participate so that Kimball has a voice.

Chris Jansky informed the council of a web site for U S Government Grants, will get information to Eric Loewen.

Motion made by Joe Krippner to adjourn, second by Eric Loewen, motion carried.

Respectfully submitted by Chris Jeppesen

SPETEMBER 15, 2008

Called to order at 7:00p.m.by Mayor Tammy Konz

Pledge of allegiance was recited

Council members present: Tammy Konz, DuWayne Orbeck, Eric Loewen, Joe Krippner.

Absent

Chris Jansky.

Others present: Dennis Miranowski; Matt Mohs; Jim Frilstad,; Chad Johnson; Mark & Cindy Erickson; Scott Quale; Jim Schultz; Eileen Thomes; Jeane Matua; Joyce Dubois; Chris Jeppesen.

Motion by Eric Loewen, seconded by DeWayne Orbeck to accept the minutes of the September 2, 2008 Council Meeting, motion carried. Jansky absent.

Joe Krippner made a motion to accept the claims and pay them, seconded by Eric, motion carried. Jansky absent.

Plumbing and Electrical Ordinance by MN Spect, see attached Resolution.

Dennis Miranowski and Matt Mohs from Bonestroo Engineering did a presentation of their firm.

Mark & Cindy Erickson, new owners from the Laundromat, explained their renovation of the building.

Elm Street repair—the City of Kimball ordinance concerning who is responsible for the repairs, is the same as the other towns, the League says the same, so the repair cost is that of the home owners. Office instructed to send a letter to the home owners and ask them to have the repair done soon, so that hot mix can still be purchased. If they want the cost assessed to their taxes, they should call the office.

Eric Loewen made motion to accept the Right of Way Ordinance and adopt a fee of \$10.00 per permit, seconded by Joe Krippner, motion carried, Jansky absent.

Concrete Barriers to be moved to pond.

Will need to budget for Chip Sealing of streets.

Discussion of well at Sewer plant, not working, would cost \$200.00 to check well.

Motion by Eric Loewen, seconded by DuWayne Orbeck to raise the hourly rate for Highway 15 snow removal from \$75.00 to \$80.00 per hour, motion carried, Jansky absent.

Eric Loewen made motion seconded by Joe Krippner to move forward with the MPCA Penalties, motion carried. Jansky absent.

Police Chief, Jim Frilstad

- Contract with Fairhaven, Jim will finish
- Ordinance for Snowmobiles/4-wheelers-tabled until next meeting; Golf carts totally different ordinance

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- Need NO PARKING 6:00a.m.-10:00p.m. signs in Willow Creek Park. Eric Loewen made motion to put these signs up, seconded by DuWayne Orbeck, motion carried. Jansky absent.
- John Lester is no longer a part time officer for City of Kimball. Jim will get someone else to replace John, and add more coverage time

Clerk Treasurer's position, will meet Thursday, September 17, 2008 at 6:00p.m. to do interviews.

Pay the bill for the WEB Site setup to Tom Ethan.

CSAH 63—Clerk Treasurer, Eileen Thomes to sign off on acceptance of check.

Nuisances—Tammy to check on status of work

Regional Meeting will be Thursday, October 23, 2008 at Dassel, send in registrations for Eileen Thomes; DuWayne Orbeck; Tammy Konz; and Chris Jeppesen.

Will have a Special Meeting to discuss the budget, street repair and painting of the water tower needs to be added to budget.

Meeting was adjourned at 9:55 by motion from DuWayne Orbeck, seconded by Joe Krippner, motion carried. Jansky absent.

Respectfully submitted by  
Chris Jeppesen

OCTOBER 5, 2008

Called to order by Mayor Tammy Konz at 7:03p.m.

Pledge of allegiance was recited

Council members present: Tammy Konz, DuWayne Orbeck, Eric Loewen, Joe Krippner.

Absent

Chris Jansky.

Others present: Dianne Robinson, Chris Langness, Andrew Toenjjes, Jim Frilstad, Jean Matau, Eileen Thomes, Chris Jeppesen.

Mayor Tammy Konz and the City Council presented Dianne Robinson a plaque for her 27 years of service.

Eric Loewen made a motion to accept the September 11,15,18, and 24 meeting minutes, seconded by Joe Krippner, motion carried, Jansky absent.

Eric Loewen made a motion to accept the Consent agenda items of:

- 1)Appoint Eileen Thomes;Chris Jeppesen; Joan Nystron; Karl Swaisgood; DuWayne Orbeck; Audrey White as Election judges for the November 4, 2008 election
- 2)Accept \$50.00 donation from Center Point Energy for Kimball Days
- 3)Accept \$15,000 donation from the Fire Relief Association to the City of Kimball
- 4) Date of Household Hazardous Waste will be May 2, 2009

motion seconded by DuWayne Orbeck, motion carried, Jansky absent.

Karen Young presented the Excel Energy Franchise. Motion made by Eric Loewen, seconded by DuWayne Orbeck, to accept Resolution 100508-3-(attached)-the Franchise agreement, motion carried, Jansky absent. Complete Franchise available at City Hall.

Mary Johnson from the Historical Society gave a report on the upcoming projects to be done in City Hall. Phase 4 will be new heating and air conditioning. Also decided for the council to meet twice a year with the Historical Society and library, possibly in February or March.

Eric Loewen made motion to certify delinquent Utility Bill to Stearns County, seconded by Joe Krippner, motion carried, Jansky absent.

City of Kimball received final payment from Stearns County for the County Road 63 Project

Police Chief, Jim Frilstad introduced, Andrew Toenjjes, new partime officer. Jim also gave monthly report for City of Kimball and Fairhaven. Eric Loewen made motion to accept the Snowmobile, ATV Ordinance, seconded by Joe Krippner, in favor, Loewen, Krippner,

Konz, nay Orbeck, motion carried, Jansky absent. Complete Ordinance available at City Hall.

Resolution 100508-2-( attached) Joe made motion to accept resolution, Eric Loewen seconded motion, motion carried. Jansky absent.

Will be getting more advice on the TIF at Conoco.

Tammy will talk to Chad and Ed to take over the Nuisances.

MedTox will begin as soon as everything is in place.

Verison Contract- no response from them.

Eric Loewen made a motion to deny Brent Russell's request for a credit on Utility Bill, seconded by Joe Krippner, motion carried, Jansky absent.

Special Budget meeting will be November 24, 2008 at 6:30p.m.

The Monday, November 3, 2008 Council Meeting will be changed to Thursday, November 6, 2008 at 6:30 p.m. for the regular council meeting and canvassing the election results.

NCPERS Life Insurance tabled until October 20, 2008 council meeting, to do research.

Have public works check on dogs that are not under control, when they are driving around.

All capital improvements need to come before the council before they are done.

Tammy is still working on the grant for Safe Routes to School.

A new City Clerk Treasurer, Tammy Weege has been hired and will begin October 21, 2008.

The paving block is in at the park at Scheeler Addition.

Union Contract—Have signed a petition to have the Clerk Treasurer position removed from the union.

Motion to adjourn by DuWayne Orbeck, seconded by Eric Loewen.

Respectfully submitted by Chris Jeppesen

KIMBALL CITY COUNCIL MEETING

November 6, 2008 – 6:30 p.m.

Meeting was called to order by Mayor, Tammy Konz at 6:35 p.m. The Pledge of Allegiance was recited.

Roll call: Mayor Tammy Konz, Council members, Chris Jansky and DuWayne Orbeck present. Absent: Eric Loewen and Joe Krippner

Others present: Chris Jeppesen, Tammy Weege, Eileen Thomes and Jeane Matua.

Chris Jansky made motion to accept the canvas elections, seconded by DuWayne Orbeck, motion carried, absent Krippner/Loewen

DuWayne Orbeck made a motion to accept the minutes from the October 20, 2008 Council meeting (with exception of Jim's wages, there was no ratification with the Union), seconded by Chris Jansky, motion carried, absent Krippner/Loewen.

Chris Jansky made a motion to pay the claims, seconded by DuWayne Orbeck. Motion carried, absent Krippner/Loewen.

Chris Jansky made a motion to approve a Gambling Permit for the Kimball Rod & Gun Club raffle to be held at American Legion, seconded by DuWayne Orbeck. Motion carried, absent Krippner/Loewen.

Ron Batty with Kennedy & Graven came out to discuss the TIF agreements (see attached). TIF Agreement No. 3 owes the City \$6,000 for administrative expenses. The City is researching TIF District No. 3.

Resolution for the Golf Cart Ordinance, Section 525 – A motion was made by Chris Jansky to accept resolution, seconded by Tammy Konz. Those voting in favor were Tammy Konz and Chris Jansky, voting nay, DuWayne Orbeck. Motion carried, Krippner/Loewen.

Board of Review training was discussed and it was decided that no one needs to attend this year. Tammy and DuWayne have both attended and should be good until the end of their term.

The Verizon contract was discussed there was nothing new from Eileen. Chris Jansky is going to contact Melrose Telephone to discuss any possible upgrades to the system.

Joe Krippner attended the Kimball Baseball Field Task Force meeting, he said it went well.



NCPERS Voluntary Life Insurance – Eileen Thomes received some information from the Insurance Agent, still waiting for more. Table to next month.

Public Employees Retirement Association of MN (PERA) – Eileen Thomes reminded the Council members in attendance to turn in their forms if they're interested in receiving these benefits, due December 15, 2008.

Identity Theft Program (Red Flag) – Chris Jeppesen has not heard from any Council members – table to next month.

Informational: Chris O'Brien contacted Mayor Tammy Konz inviting her and any other people who wish to attend to Kimball CARES @ Bella's on November 15, 2008 from 9:00 to 11:00 a.m.

Safe Routes to School Grant is going well, hoping to submit Monday, November 10, 2008.

DuWayne Orbeck put 3 playground toys at Scheeler Park.

The vacant lots at Heritage Park were discussed, grass needs to be mowed if longer than 6" (inches) and the lots need to be kept up.

Comprehensive Draft Plan Meeting set for Wednesday, November 19, 2008 at 7:00 p.m. to discuss the Preliminary draft.

Chris Jansky made a motion to appoint Tammy Weege as the new Clerk Treasurer, seconded by DuWayne Orbeck. Motion carried, absent Krippner/Loewen.

DuWayne Orbeck made a motion to adjourn at 8:30 p.m., seconded by Chris Jansky. Motion carried.

## KIMBALL CITY COUNCIL MEETING

November 17, 2008 – 7:00 p.m.

Meeting was called to order by Mayor, Tammy Konz at 7:07 p.m. The Pledge of Allegiance was recited.

Roll call: Mayor Tammy Konz, Council members, Joe Krippner, Eric Loewen, Chris Jansky and DuWayne Orbeck present.

Others present: Chad Johnson, Donna Roerick, Tina Markwardt, Jim Frilstad, son Adam, Chris Jeppesen, Tammy Weege and Jeane Matua.

DuWayne Orbeck made a motion to accept the minutes from the November 7, 2008 Council meeting, seconded by Eric Loewen, motion carried.

Chris Jansky made a motion to pay the claims, seconded by Eric Loewen. Motion carried.

Consent Agenda - Chris Jansky made a motion to have all delinquent utilities shut off, approve Jim and Chad's time off, seconded by Eric Loewen. Motion carried.

### Chad Johnson

- Presented quotes to replace the heater at the Water Plant. DuWayne Orbeck made a motion to go with Henderson Heating, seconded by Joe Krippner. Motion carried.
- He discussed the training seminar he attended in Eden Valley. Joe Krippner made a motion for Chad to sign up for Mutual Aid, seconded by Chris Jansky, motion carried. Further information regarding Mutual Aid can be found at [www.mnwarm.org](http://www.mnwarm.org)
- He expressed his concern regarding the up-keep at Heritage Park.
- The six gear cases need to be replaced on the pivots
- The ponds at St. John's Lutheran Church (300 135<sup>th</sup> Street) were discussed, Chad is going to check with Jim Schultz
- He discussed ice skating rink

A discussion was had regarding TIF District No. 3, pertaining to the information found by the City. It was decided that the City would look into the files for further information regarding the TIF agreements.

A discussion was had about putting a stop sign at Hazel and Magnus Johnson Streets. Council did not think it was a good idea.

The Verizon contract was discussed, Chris Jansky has not had a chance to contact Melrose Telephone to see if there are going to be upgrades to the system here in Kimball, possibly asking Verizon for wireless. Table to next month.

NCPERS Voluntary Life Insurance – We have received some information from the Insurance Agent, still waiting for more. Tammy Weege will follow up. Table to next month.

Public Employees Retirement Association of MN (PERA) – Tammy Weege reminded the Council members in attendance to turn in their forms – Joe Krippner said he would download the forms and give them to the Council members interested in signing up.

Identity Theft Program (Red Flag) – Council will be getting information to Chris Jeppesen. Table to next month.

Eric Loewen made a motion to approve sending out the notices for liquor licenses renewal, seconded by Joe Krippner. Motion carried.

- We will also be sending a letter along with the renewals letting each business know the outside of the building needs to be kept up (cigarette butts, beer bottles, etc.) If this is not done, they will be issued a fine and after the 3<sup>rd</sup> fine, the Council can revoke their license.

Eric Loewen made a motion to approve sending out the notices for cigarette license renewal, seconded by Joe Krippner. Motion carried.

- Chris Jansky made a motion to remove the games of skill and pool tables license fee from the renewal, seconded by Eric Loewen. Motion carried.

Donna Roerick attended the meeting to discuss the possibility of having a Community Farmer's Market in town. Everyone thought it was a great idea – it was thought Willow Creek park would be the best place to have the Market. Tammy Konz said she would contact Sherry regarding insurance and Donna was told the City does not require business permit.

Tammy Konz reported that the Christmas Train is stopping on December 14 at 8:45 p.m.

The Wrestling Boosters contacted Tammy Konz inquiring about putting a sign on HWY 15 & 55.

Tammy Konz reported that the Historical Society received their grant for the 2009 project.

Tammy Konz met with Jim Schultz, Jeremy Kuechle, Dave Johnson and Knife River's attorney regarding the Maguns Johnson/Linden Project. Another meeting is planned for November 20 at 10:00 a.m.

The Kimball CARES meeting at Bella's on November 15 went well, there was a great turnout.

- Another meeting will be December 13 at Bella's at 9:00 a.m.

Ann Antinson informed Tammy Konz that the Union is going to pull their contract with the City.

Tammy Konz informed the Council that she's been seeing many people saying they are not receiving their utility bills and they're asking to have the late fee removed. Tammy wanted to make sure that the motion the Council passed in October to waive late fees for the people that did not receive their bills, was only a one-time offer.

Discussed the clerk treasurer position.

Chris Jansky made a motion to have the City closed the day after Thanksgiving, seconded by Eric Loewen. Motion carried.

DuWayne Orbeck made a motion to adjourn at 9:35 p.m., seconded by Joe Krippner. Motion carried.

KIMBALL CITY COUNCIL MEETING

November 24, 2008 – 6:30 p.m.

Meeting was called to order by Mayor, Tammy Konz at 6:42 p.m.

Roll call: Mayor Tammy Konz, Council members, Joe Krippner, Eric Loewen, and Chris Jansky present. Absent: DuWayne Orbeck

Others present: Jim Frilstad and Tammy Weege

The final budget was discussed.

Eric Loewen made a motion to pay the claims, seconded by Joe Krippner. Motion carried, absent Orbeck.

Tammy Weege was instructed by the Council to research printer/printing options for the City Office.

Joe Krippner made a motion for Tammy Weege to attend Alcohol & Gambling Training January 15 and a Conference for Women January 27, seconded by Chris Jansky. Motion carried, absent Orbeck.

Chris Jansky made a motion to adjourn at 10:45 p.m., seconded by Joe Krippner. Motion carried, absent Orbeck.

KIMBALL CITY COUNCIL MEETING

December 1, 2008 – 6:30 p.m.

Truth and Taxation Meeting was called to order by Mayor, Tammy Konz at 6:37 p.m.

Mike Beehler expressed a concern about his property taxes to the Council

Chris Jansky made a motion to adjourn the Truth and Taxation meeting at 7:00 p.m., seconded by DuWayne Orbeck, motion carried.

The regular Council meeting was called to order by Mayor, Tammy Konz at 7:00 p.m. The Pledge of Allegiance was recited.

Roll call: Mayor Tammy Konz, Council members, Joe Krippner, Eric Loewen, Chris Jansky and DuWayne Orbeck present.

Others present: Jim Frilstad, Jean Matua and Tammy Weege.

Chris Jansky made a motion to accept the minutes from the November 17 and 24, 2008 Council meetings, seconded by DuWayne Orbeck, motion carried.

DuWayne Orbeck made a motion to pay the claims, seconded by Eric Loewen, motion carried.

A discussion was had regarding solicitors in the city - some think they should have to get permits before going door-to-door. Stearns County already has something like this in place.

Paul Havego contacted Mayor, Tammy Konz regarding TIF# 3 – he said Ron Batty contacted him for information on the TIF agreements. Tammy told Paul to work with Ron Batty and Jim Schultz to get the information requested.

The Verizon contract was discussed, Chris Jansky has not had a chance to contact Melrose Telephone to see if there are going to be upgrades to the system here in Kimball, possibly asking Verizon for wireless. Table to next month.

Identity Theft Program (Red Flag) – Tammy Konz gave her ideas to the City Office and instructed them to go through her list and bring to next meeting for Council review.

Tammy Konz met with Jim Schultz (did not meet with Knife River), the meeting has not been rescheduled.

The Council acknowledges and thanks Margaret Arnold for all her work on the Kimball Safe Routes to School Grantwriting.

Jim Frilstad reported that there have been a few tickets issued for winter street parking.

DuWayne Orbeck made a motion for City offices to be closed December 26, 2008, seconded by Eric Loewen, motion carried.

### Informational

Tammy Konz reported that the Historical Society received their grant for the 2009 project.

Tammy Konz is working with the RR and HWY Department on getting a good detour set up for the Holiday Train on December 14.

Sara Krippner printed flyers for the Holiday Train

- There will be skating & sledding
- Sleigh/hay rides (starting at 6:00 p.m.)
- Medallion hunt
- Hamburger/hot dogs, coffee/hot chocolate
- Litchfield All men choir at high school
- Shuttle rides to/from school to park

There will be a Community meeting at Bella's on December 13 at 9:00 a.m. – All invited to attend.

DuWayne Orbeck made a motion to adjourn at 7:50 p.m., seconded by Chris Jansky, motion carried.

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**DECEMBER 15, 2008**

Called to order by Mayor Tammy Konz AT 6:40 P.M.

Pledge of allegiance was recited

Council members present: Tammy Konz, DuWayne Orbeck, Joe Krippner, Chris Jansky, Eric Loewen arrived at 7:05p.m.

Others present: Bill Smith; Shirley Dahl; Shannon Dahl; Jean Matua; Eric Rego; Math VanLith; Chris Jeppesen.

Motion by Chris Jansky, seconded by Joe Krippner to approve the December 1, 2008 minutes, motion carried.

Motion made by DuWayne Orbeck and seconded by Chris Jansky to approve the claims, motion carried.

Motion made by Chris Jansky and seconded by Joe Krippner to authorize the delinquent utilities be turned off Tuesday, December 16, 2008.

Motion by Chris Jansky, seconded by DuWayne Orbeck to adopt the following resolution and move for its adoption. Those voting in favor thereof: Tammy Konz, Chris Jansky, Joe Krippner, Eric Loewen, and DuWayne Orbeck, those voting against, none, motion carried.

**RESOLUTION ADOPTING FINAL TAX LEVY**  
**RESOLUTION NO. 12152008-A**  
**RESOLUTION APPROVING 2008, COLLECTABLE IN 2009**

Be it resolved by the City Council of the City of Kimball, County of Stearns, Minnesota, that the following sums of money be levied for the current year, collectible in 2009 upon the taxable property in the City of Kimball for the following purposes:

Total Levy \$339,298.00

The City Clerk Treasurer is hereby instructed to transmit a certified copy of this resolution to the County Auditor Treasurer of Stearns County, Minnesota.

Adopted by the City Council on December 15, 2008.

Motion by Chris Jansky, seconded by DuWayne Orbeck to adopt the following resolution and move for its adoption. Those voting in favor thereof: Tammy Konz, DuWayne Orbeck, Chris Jansky, Eric Loewen, Joe Krippner, those voting against None. Motion passed.

**RESOLUTION ADOPTING FINAL BUDGET**  
**RESOLUTION NO 12152008-B**

Be it resolved by the City Council of the City of Kimball, County of Stearns, Minnesota, that the Final Budget for 2009 be adopted as presented with a total levy of \$339,298.00.

Those voting in favor thereof: Tammy Konz, DuWayne Orbeck, Chris Jansky, Joe Krippner, Eric Loewen, those against, none. Motion passed.

Motion by Joe Krippner, seconded by Chris Jansky to allow Aqua Lanes to have music on December 31 2008 without a dance permit. Motion carried



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Public Works report by Chad Johnson—Controls on tower need to be replaced; Chad to enforce sidewalk shoveling and the need to have garbage cans removed from sidewalk. Chris to put in Newsletter that if the sidewalks are not cleaned in the allotted time the city will have them cleaned and the resident will be charged; Chad asked about the heating system in the hall and it was decided that the Council meet with the Historical Society.

Bill Smith from Biko Associates presented the final Comprehensive Plan, motion made by Eric Loewen, seconded by Chris Jansky to accept the Comprehensive Plan, those voting in favor, Tammy Konz, Eric Loewen, Joe Krippner, DuWayne Orbeck and Chris Jansky, voting against none, motion carried. Bill also recommended Carolyn Braun for training for Planning Commission and Land Use Ordinance Recodification.

Eric Rego and Math VanLith from Coordinated Business Solutions presented their Copier information, Eric made motion to have Clerk, Tammy look over copier lease and sign lease if lease was correct, motion carried.

Verizon Contract tabled until January 5, 2009 meeting.

Need to have a paper Maintenance Agreement with Main Prairie Township in regards to line roads, contact Jim Unterberger.

Joe Krippner made motion to allow Clerk, Tammy to pay bills on line, seconded by Eric Loewen, motion carried.

Eric Loewen made motion to have Clerk Tammy to write a letter of Request for Proposal for Auditor and Attorney, add Criminal prosecuting also to attorney and bring to January 4, 2009 meeting, seconded by Joe Krippner, motion carried.

Chris Jeppesen to find out costs to have online Utility Bill paying and bring back to January 4, 2009 council meeting.

Chris Jansky made motion to accept the 2009 Kimball Fire Department Officers as follows: Chief- John Gohmann; Assistant Chief-Dave Traurig; 1<sup>st</sup> Assistant Chief—Jim Young; Captains-Dave Geislinger, Danny Rose, Brad Donnay; Safety Officers—Mark Dockery, Cindy Stelten; Engineers— Bob Erickson. Seconded by Joe Krippner, motion carried.

WebSite-Joe Krippner to check on this.

Chris Jansky will be attending a meeting in regards of a marquee for City of Kimball. Reminder to ask Cathy Olson to work on the grant for the marquee when the time comes.

Tammy Konz reported that the Holiday Train was a success, despite the cold weather.

Eric Loewen made motion to adjourn at 8:45, seconded by DuWayne Orbeck, motion carried.

Respectfully submitted by Chris Jeppesen