

## COUNCIL MEETING

**DATE:** February 12, 2013

**TIME STARTED:** 7:00 p.m.

**TIME ENDED:** 8:00 p.m.

**MEMBERS PRESENT:** Mayor Doug Pomplun, Lois Gilles, Cindy Fahey, Todd Kiecker, Brad Augustin.

**MEMBERS ABSENT:** None

Staff members present: Clerk Treasurer Administrator Marcia Seibert-Volz. Craig Marti, Supt. Utilities & Streets, City Attorney Aaron Walton.

Meeting was called to order by Mayor Doug Pomplun.

**APPROVAL OF THE AGENDA:** Motion by Lois Gilles, second by Cindy Fahey to approve agenda as presented. Motion carried.

**UNFINISHED BUSINESS:** Pay Plan revision reducing step I of the Clerk Treas. Administrator class was presented by the Personnel Committee. Motion by Lois Gilles to approve the pay plan presented at the January meeting. Motion failed for lack of a second. Motion by Cindy Fahey, second by Todd Kiecker to approve the pay plan reducing Step I of the Clerk-Treas. Administrator class. Council polled: Lois-no, Cindy-yes, Todd-yes, Brad-yes, Doug-yes. Motion carried

Representative for Beyond Ribbon Network was considered. Doug Pomplun volunteered to be the representative.

**PUBLIC HEARING:** None

**PRESENTATIONS:** None

**BID OPENING & QUOTES:** None

**CONSENT AGENDA:** Motion by Lois Gilles, second by Cindy Fahey to approve consent agenda. Motion carried.

7.1 Approval of minutes dated January 8, 2013

7.2 Claims for payment

### **CLAIMS FOR PAYMENT:**

A&B Business Equipment	COPIER MAINT CONTRACT	82.31
ACT Services LLC	ZOLL MAINTENANCE	318.00
AGGW Cable Commission	2013 LOCAL CABLE ACCESS FEE	1,000.00
Alden Pool & Municipal Su	POOL MAINTENANCE	588.03
Ameripride Linen Services	LAUNDRY - LIQUOR STORE	564.48
Arctic Glacier	ICE	35.20
Arneson Distributing Inc	BEER & POP	1,376.90
Arnold's of Glencoe	BRUSH FOR KABOTA	1,111.32
Arvig Communication System	INTERNET - PD	30.95
Bernicks Pepsi Cola	ICE MACHINE RENT & POP	1,088.85
Bolton & Menk	WATER TOWER PROJECT	15,294.50
Border States	gas dept. supplies	1,094.24
Bound Tree Medical, LLC	AMBULANCE SUPPLIES	287.90
Bussler & Son Construction	POLICE STATION REMODEL	6,897.00
Capital One, F.S.B.	CRAIG MARTI SUPERVISOR TRAININ	159.79
Casey's	GAS	395.63
Central Minnesota Municip	power purchased	42,795.59
CenturyLink	TELEPHONE	1,280.72
Chip Steak & Provision Com	SUPPLIES FOR RESALE	1,067.11
City of Fairfax	UTILITY BILLS	13,527.83
City of Winthrop	GPW RESOURCE OFFICER	4,174.58
Clean Harbors Env. Service	EQUIPMENT REPAIR	1,590.73
Clobes Sanitation	GARBAGE	3,257.40
Country Wide Lumber	BLDG MAINT SUPPLIES	96.09
Crab Tree Companies	LASERFICHE SOFTWARE & SCANNER	2,462.64
Craig Marti	MILEAGE	188.70
Dave's Full Service	GAS	1,123.40
Davis Typewriter Co Inc	OFFICE SUPPLIES	150.95
Department of Energy-WAPA	POWER PURCHASED	27,553.12
Dept of Public Safety	retailers buyer card	20.00
Diversified Inspections	EQUIPMENT MAINTENANCE	879.75
Dr. James Hutchins	SAFETY GLASSES - PD	79.00
Duebers	SUPPLIES	95.35
Side Bailly LLP	AUDIT FEE	2,500.00

Eric Nelson	ANTENNA FOR SNOW HAULING TRUCK	42.94
Fairfax C & C	ANNUAL DUES - LIQUOR STORE	60.00
Fairfax Postmaster	postage - utility bills	681.48
Fairfax Standard	LIBRARY SUPPLIES	152.20
Farm & Home Publishers	PLAT BOOK	43.16
Farm Merchandise Inc.	SUPPLIES	992.51
Fleet Services - Dept of A	LEASE PMT SQUAD CAR	658.13
Frandsen Bank & Trust	DEPOSIT BOOKS	79.88
Frontier Bar	SUPPLIES FOR RESALE	156.21
Gopher State One Call	LOCATES	100.10
Graham Tire Fairmont	TIRES - PD	473.16
Groebner & Associates	GAS SUPPLIES	2,338.76
Harry's Frozen Food	SUPPLIES FOR RESALE	121.00
Hawkins Water Treatment	CHEMICALS	10.00
Heggies Pizza	SUPPLIES FOR RESALE	599.10
Hermel Wholesale	SUPPLIES FOR RESALE	947.43
Jahnke Water Inc.	LIBRARY EXPENSE	5.91
Johnson Bros. Wholesale	LIQUOR	2,298.70
Juicebelly Entertainment	DJ	300.00
KNUJ AM	ADVERTISING - BAR	67.00
Lakeside P & H	GAS METER SERVICE CALL - GIBBO	144.00
Locher Bros. Inc.	BEER	6,820.40
MES - MIDAM	TURNOUT GEAR (BOOTS) PD	872.31
MN DNR Waters	DNR WATER FEE	242.00
MN Department of Revenue	LIQUOR SALES TAX - JAN	10,842.00
MN Municipal Utilities As	TRAINING - CRAIG	555.00
MN Pollution Control	ANNUAL AIR EMISSIONS FEE	670.00
MN Public Facilities Autho	BOND PAYMENT	59,971.36
MN Valley Testing Lab.	WATER SAMPLE TESTING	25.50
MN West Community & Tech	2013 MEMBERSHIP DUES	325.00
Martin Trucking, LLC	FREIGHT	64.00
Matheson Tri-Gas Inc	SHOP SUPPLIES	385.99
Maynard's of Fairfax	SUPPLIES FOR RESALE	292.08
Mediacom	CABLE TV & INTERNET - BAR	554.32
Merchant Services	LIQUOR CREDIT CARD FEES - JAN	390.07
Midwestern Electrical Semi	Electrician workshop	295.00
Mikes Auto Parts	SHOP SUPPLIES	1,273.66
New Ulm Public Utilities	TRANSPORTATION CAPACITY	122,937.14
North Ambulance	INTERCEPT 1-29-13	225.00
Northern Lights Dist.	SUPPLIES FOR RESALE	2,634.48
Northland Securities	DISCLOSURE REPORT	1,400.00
Office Ally	AMBULANCE FEE	19.95
Office Depot	OFFICE SUPPLIES- BAR	243.07
Phillips Wine & Spirits	LIQUOR	277.35
Pitney Bowes Inc.	POSTAGE	519.99
ProAction Safety & Sales	POLICE DEPT SUPPLIES	285.10
RVS Shredding	DOCUMENT SHREDDING	30.00
Red Feather	SUPPLIES	192.70
Region VI Chiefs Assoc.	2013 DUES	25.00
Renville County	LANDFILL FEES	3,045.00
Renville County Sheriff's	SOFTWARE SUPPORT MAINT PD	1,000.00
Revtrak Inc	JAN REVTRAK FEES	672.75
Schefus Towing	TOW SQUAD CAR	77.00
Schweiss Bi-Fold Doors	MAINT SUPPLIES	347.44
Schweiss Welding	DUMP TRUCK REPAIR	60.99
Sensit Technologies	GAS METER TESTING EQUIPMENT	154.32
South Central College	OSHA REFRESHER - FD	400.00
Southern Wine & Spirits of	LIQUOR	2,845.59
State of MN	GAS METER ASSESSMENT	38.00
Steve's Bakery	SUPPLIES FOR RESALE	185.51
TNT Construction/Kerkhoff	REPAIR WATER MAIN	350.00
Tapper's Beer Line Servic	CLEAN BEER TAPS	32.50
Tom Palmer	2013 CIP REBATE	35.00
Tow Distributing Corp.	BEER	2,658.87
US Foods Culinary Equipmen	SUPPLIES - BAR	289.06
USA Blue Book	CHEMICALS, UTILITY SIGN	1,000.64
United Farmers Coop	BOBCAT FILTERS	102.94
Verizon Wireless	TELEPHONE	377.08
Viking Coca-Cola Bo. Co.	POP	257.50
Weis Oil	JAN TAX CREDIT	5,481.60
West Central Communicatio	PAGER REPAIR	238.86
Younger & Walton PLLC	ATTORNEY FEES	2,000.00
Payroll Expense		44,944.19

**BUSSLER & SON:** A change order from Bussler & Son for the remodeling of the Police Department was presented in the amount of \$ 3,060.00. Removal of mold and sheetrock was required, remove wood casing around AC wall unit, install new 2" foam and sheetrock, and drywall finishing. Motion by Brad Augustin, second by Todd Kiecker to approve the Change order in the amount of \$ 3,060.00 to Bussler & Sons. Motion carried unanimously.

**RESOLUTION 2013-03:** Motion by Lois Gilles, second by Cindy Fahey to adopt Resolution 2013-03. Motion carried unanimously.

**RESOLUTION APPROVING FIRM ELECTRIC SERVICE CONTRACT NO. 13-UGPR-1004**

**WHEREAS,** the City of Fairfax has received a proposed Firm Electric Contract from the Department of Energy Western Area Power Administration, and

**WHEREAS**, this Firm Electric Service contract No. 13-UGPR-1004 affirms the resource commitment Western made through the 2021 Power Marketing Initiative, and

**WHEREAS**, Fairfax's Firm Electric Service Contract No. 90-BAO-453, as amended or supplemented is set to expire on December 31, 2020, and

**WHEREAS**, Western offers Fairfax a new long-term Firm Electric Service Contract commencing January 1, 2021 and terminating December 31, 2050.

**THEREFORE BE IT RESOLVED:** The Fairfax City Council approves Contract No. 12-UGPR-1004 to reserve firm electric service contract rate of delivery with associated energy for the City of Fairfax with Western Area Power Administration.

**RESOLUTION 2013-04:**

**CITY COUNCIL RESOLUTION  
RESOLUTION 2013-04**

**RESOLUTION MAKING CITY APPOINTMENT TO CENTRAL MINNESOTA MUNICIPAL POWER AGENCY (CMMPA) and UTILITIES PLUS (UP) BOARD OF DIRECTORS**

Member Todd Kiecker moved the adoption of the following resolution. Member Cindy Fahey seconded the motion.

**BE IT RESOLVED** by the City Council of the City of Fairfax, Minnesota (hereinafter referred to as "City") as follows:

Section 1: Craig Marti is hereby appointed as the City of Fairfax's representative on the Central Minnesota Municipal Power Agency's (CMMPA) and Utilities Plus (UP) Board of Directors

Section 2: Marcia Seibert-Volz is hereby appointed as the City of Fairfax's alternate representative on the Central Minnesota Municipal Power Agency's (CMMPA) and Utilities Plus (UP) Board of Directors.

**WHEREUPON**, the members voted as follows:

Ayes: Gilles, Fahey, Kiecker, Augustin, Pomplun

Nays: none

Absent: none

and the Resolution was declared passed.

**RESOLUTION 2013-05:** Motion by Lois Gilles, second by Cindy Fahey to approve Resolution 2013-05. Motion carried.

**RESOLUTION 2013-05**

**RESOLUTION OF STATEWIDE VOLUNTEER FIREFIGHTER RETIREMENT PLAN  
A RESOLUTION ALLOWING SURVIVOR BENEFITS TO BE PAID IN CASES WHERE THE  
FIREFIGHTER DIES BEFORE BECOMING VESTED**

The City Council of the City of Fairfax, Minnesota does ordain:

Whereas: The City's fire department has joined the Statewide Volunteer Firefighter Retirement Plan administered by the Public Employees Retirement Association (PERA); and

Whereas: The Statewide Plan offers survivor benefits to the families of firefighters who die after providing at least 5 years of service; and

Whereas: The City highly values the contributions of volunteer firefighters and wishes to also provide similar survivor benefits to the families of firefighters who die before providing 5 years of service; and

Whereas: The City understands that should this provision be approved and passed into law, it would not increase required contribution amounts.

Now therefore be it resolved by the city Council of the City of Fairfax, Minnesota:

The City hereby ratifies the addition of a plan provision allowing survivor benefits to be paid to firefighters who die within their first five years of service should such a provision be passed into law.

The resolution was declared duly passed and adopted by the City Council of the City of Fairfax on February 12, 2013.

**FIRE DEPARTMENT:** Motion by Todd Kiecker, second by Cindy Fahey to approve Shawn Borning as a member of the Fire Department/First Responder pending the background check and passing physical exam. Motion carried.

**STAFF REPORTS:**

Marcia Seibert-Volz: Building permits issued in January follow:

Lawrence Schweiss	windows	\$3,800.00
City of Fairfax	Police Dept. remodel	8,944.00

2012 Unaudited Financial Statements were presented: Motion by Lois Gilles, second by Todd Kiecker to accept 2012 Financial Statements. Motion carried.

Proposal for specs for remodeling the auditorium were presented from SEH. The cost to draft the specifications for bidding is \$ 20,500.00. The council did not accept the SEH proposal and referred it to the building committee.

2012 Electric Fund usage report was presented.

Mediacom Franchise Agreement was discussed. The franchise agreement terminates in March of 2015.

Liquor Committee requested the council consider hiring a full-time assistant manager for the Liquor Store, due to the fact; Steve Linsmeier is retiring at the end of the year.

**Craig Marti:** Reported he was going to take slush off streets the next day. Calendar parking was discussed. Police Department needs to ticket persons that are not abiding by the Ordinance after a snowfall event.

**Kevin Hagen –Police Report:** Kevin Hagen Police report for the month. Police Department lap top and docking station for the squad will be purchased through the County costing \$ 3,740.00. A computer will also be purchased at a cost of \$ 670.00. Lease agreement for police car is coming due in March. The buy-out amount for the Ford is \$ 6,925.00. The electric heaters need to be replaced in the Police Department (old library). Kevin questioned where he should get lettering for Police Dept. He was directed to check Sid's Signs in New Ulm.

**COMMITTEE REPORTS:**

Liquor Committee: Liquor Committee minutes were presented dated 2-6-13.

RS Fiber: Minutes were presented and a brief update was given by Brad Augustin.

**CORRESPONDENCE:** CMMPA is hosting their annual regional meeting in Springfield April 18, 2013.

**COUNCIL CONCERNS:** None

**ADJOURNMENT:** Motion by Lois Gilles, second by Brad Augustin to adjourn at 8:000 p.m. Motion carried.

  
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Mayor Doug Pomplun

ATTEST:   
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Marcia Seibert-Volz, City Administrator