



**City Council – Meeting Agenda  
September 6, 2022 – 5:30 P.M. – Foley City Hall**

1. Call the meeting to order.
2. Pledge of Allegiance.
3. Approve the agenda.
4. Consent Agenda:
  - Approve minutes of August 2<sup>nd</sup> & 16<sup>th</sup>, 2022.
  - Approve Updated Police Policy – Avoiding Racial Profiling Post Model Policy
  - Approve payment of bills.
5. Public Hearing – Temp Liquor License-Pantown @ Grand Champion Meats on September 22, 2022.
6. Wastewater Regionalization Project
  - Update on project & Pay Application Request #3 – Jacob Humburg, Bolton & Menk
7. Bryan Moshier – Foley Fire Relief Annual Update
8. Deb Olson
  - Downtown Survey Results
  - Downtown Parking
  - Recommendation to add a Community Service Personnel
9. Mayor's Comments & Open Forum
10. Department Reports:
  - Police Department –Katie McMillin
  - City Attorney – Adam Ripple/Ashley Bukowski
  - City Engineer – Jarod Griffith
    - Update on Highway 23 Project
  - Public Works/Fire – Mark Pappenfus
  - Administration – Sarah Brunn
    - Discussion on 2023 Budget
      - Consider Resolution #2022 - 23 Adopting Preliminary Levy
11. Old Business
  -
12. New Business
  -
13. Close the meeting per Minn. Stat. 13D.05 Subd. 3(c) 13D.05 – discussion on option agreement price of PID 020049300 & PID 020050000.
14. Adjourn

CITY OF FOLEY, MINNESOTA  
CITY COUNCIL MEETING – August 2, 2022

The Foley City Council held their regular meeting on Aug. 2, 2022, at 5:30 p.m. at the Foley City Hall.

Members Present: Mayor Gerard Bettendorf, Council Members Jeff Gondeck, Rosalie Musachio, Gary Swanson, and Jack Brosh.

Members Absent: None

The pledge of allegiance was recited.

Motion by Swanson, seconded by Gondeck, to approve the agenda.

Motion carried, unanimous.

Motion by Musachio to approve the consent agenda, seconded by Gondeck, with correction to the July minutes of the dollar amount of Pay Application Request #1 on the wastewater regionalization project to \$1,064,470.00.

Motion carried, unanimous.

Consent Agenda:

- Approve minutes of July 12, 2022.
- Approve closure of 4<sup>th</sup> Avenue N (downtown) on Sept. 25 from 11am-2pm for car show.
- Adopt Resolution #2022-20 Accepting Donation
- Adopt Resolution #2022-21 Accepting Donation.
- Approve payment of bills.

**Wastewater Regionalization Project**

Jared Voge from Bolton & Menk gave an overview of the wastewater project status. He directed the council to the Pay Application Request #2 in their council packet. Everything continues to progress well. Estimating that 16% of the pipeline is complete. Lift stations are also progressing. Crews are working on access roads and there is activity in multiple places. Expected completion date is November 2023.

Motion by Gondeck, seconded by Swanson, to approve Pay Application #2 for \$2,531,470.99.

Motion carried, unanimous.

Sarah Brunn, City Administrator, addressed the council to review the PFA Loan Agreement and Closing documents with Resolution. Brunn gave an overview stating that the city locked in the interest rate at 2.5%. What the resolution does is authorize moving forward on the debt. Once the city authorizes the debt, the documents go back to the state commission to finalize the loan. The city still has \$8 million in direct appropriation that will run through the same authority. We don't draw on the loan until we have to. If the PSIG money comes through, we will use that when it becomes available. We hope to close in two weeks following this approval.

Motion by Swanson, seconded by Musachio to approve the resolution.

Motion carried, unanimous.

### **Mayor's Open Forum**

Ken Anderson, 1128 Fouquette Street, addressed the council regarding a letter he received for being in violation of the Parking and Storage ordinance. Anderson stated he was unclear what he was in violation of since the dual-axel trailer mentioned in the letter is on the neighbor's property.

Debra Olson, 600 Dewey Street, addressed the council stating she's had people talk to her about the Parking and Storage ordinance and there is conflicting information. Olson also stated that the ordinance isn't clear on what size the parking pad needs to be.

### **Department Reports**

#### **Police Department**

Chief Katie McMillin gave an overview of the July crime stat report. There were 530 calls in July. Even if you subtract 65 ordinance violations for the Parking and Storage letters and the 77 TZD traffic stops, there were 388 calls – the highest number of calls for the entire year. Calls included 86 traffic stops on Broadway in the detour area around Hwy 23. Speed enforcement is up. Domestic and assaults are up. Arrest warrants are up as Benton County is doing misdemeanors again. Agency assists are also up. McMillin also reminded the council that school starts on Sept. 6.

Swanson asked McMillin how many ordinance letters were sent out. McMillin replied that 65 letters total were sent out for all ordinance violations in July: 8 for tall grass, 57 for Parking and Storage as requested by the council.

McMillin also addressed Anderson's question regarding the trailer that was on the neighbor's property stating that officers do not know exactly where property lines are so it can sometimes be a guess as to whose trailer it is. A letter will be sent to the neighbor. She also explained the letter was for the dual-axel trailer.

Discussion and questions followed.

McMillin also addressed the council regarding the state of Minnesota recently passing a law that allows for the sale of edible THC products. She asked the council if they wanted to consider a moratorium to stop the sale of THC products in city limits that would allow the city to study the issue and possibly pass resolution/ordinance. If a moratorium is passed, the city would need to actively study the issue.

Brunn addressed the council stating that staff had been discussing the best course of action since the state hadn't offered any guidance. Staff thought it would be best to ask for council direction before continuing.

Discussion and questions followed.

Council expressed that they will wait and see how things progress before making any decisions. Brunn stated that staff is working with the city attorney and will come back to the council when they have more information from the state.

**City Engineer**

Jarod Griffith gave an overview on the Hwy 23 project. Last week, the contractor finished the sanitary sewer connection from 8<sup>th</sup> to 9<sup>th</sup> Avenue. The sub-contractor is now moving on to the trunk at the Hwy 23 storm sewer. On Aug. 15, crews will begin work on the sanitary water at the intersection at Broadway. The road will be completely closed and the detour will shift to 4<sup>th</sup> Avenue N and run south to connect to the current detour. He expected this change in the detour would last one week. Griffith also directed the council to their packets and the change order #1 that was agreed upon and approved by MN Dot. He reminded the council the change order has been discussed during the last few meetings.

Discussion and questions followed.

**Public Works and Fire Department**

Mark Pappenfus addressed the council stating that Public Works had been very busy. Nothing new to report.

**Administrative**

Sarah Brunn gave an overview of the liability coverage included in their packet. Staff will need the council to motion to not wave the statutory tort limits.

Motion by Gondeck, Swanson seconded, to approve the liability coverage and not wave the statutory tort limits.

Motion carried, unanimous.

Brunn gave an update for the CUP for the property at 45 Hwy 23 W stating that the property owner had made a lot of progress. There were only a few other things that needed attention including the hard surfacing to the shed. Dan Hanes, 45 Hwy 23 W, addressed the council and gave an overview of how things were progressing.

Discussion and questions followed.

Brunn also reminded the council of the Budget workshop meeting on Aug. 16. They will get more information prior to the meeting. Staff was still waiting on a few things. She also encouraged the council to follow what the state legislature was doing regarding discussions on levy limits as it could affect the city.

**Old Business**

Brunn gave the council an update regarding two requests for swimming lesson refunds. One was an overpayment because the parent had accidentally signed up for a Level class when she'd meant to sign her child up for a preschool class. The scheduling was resolved at the pool and the child was enrolled in the correct class. The refund would simply be the difference between the preschool and Level class.

The second refund was a follow up on the refund requested by Sarah Moulzolf. Brunn updated the council that she'd spoken to the pool manager. The pool manager offered to help reschedule the lesson to later in the season but Moulzolf said that rescheduling was not an option.

Discussion and questions followed.

Gondeck expressed a willingness to refund the money for both requests. Swanson agreed.

Musachio expressed concerns that the pool loses money every year and that cancellations and refunds could result in slots not being filled, while the city must still pay fees to the Red Cross and wages to the swimming instructors.

Brosh expressed interest in changing the no-refunds policy to allow for refunds up to seven days prior to the start of the lessons.

Motion by Gondeck, seconded by Swanson, to approve the refunds for both requests.

Mayor Bettendorf added the stipulation that the council review the no-refunds policy over the winter. Gondeck seconded.

Motion carried, unanimous.

Brunn stated the council could see more requests for pool refunds on the agenda as long as the no-refunds policy changes are not in place.

#### **New Business**

No new business.

Mayor Bettendorf closed the regular council meeting at 6:20 p.m. for a discussion on an option agreement price on PID 020049300 & PID 020050000.

Bettendorf reopened the regular council meeting at 6:36 p.m.

Gondeck addressed the council stating he would like to bring the Parking and Storage ordinance back to discuss removing all the recent changes and give it back to the people. Discussion and questions followed.

Motion by Gondeck, seconded by Brosh, to review the Parking and Storage ordinance changes again.

Motion carried. Gondeck, Musachio, Swanson, and Brosh voting aye. Bettendorf voting nay.

Motion by Gondeck, seconded by Musachio, to adjourn.

Motion carried, unanimous.

Meeting adjourned at 6:57 p.m.

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Sarah A. Brunn, Administrator  
(Minutes By: Sara- Judson Brown, Administrative Assistant)

CITY OF FOLEY, MINNESOTA  
CITY COUNCIL MEETING – August 16, 2022

The Foley City Council held their regular meeting on Aug. 16, 2022, at 5:30 p.m. at the Foley City Hall.

Members Present: Mayor Gerard Bettendorf, Council Members Jeff Gondeck, Rosalie Musachio, Gary Swanson, and Jack Brosh.

Members Absent: None

The pledge of allegiance was recited.

Motion by Swanson, seconded by Gondeck, to approve the agenda.

Motion carried, unanimous.

### **Discussion on 2023 Budget**

#### **City Investment/Debt Update**

Monica Shaw, Accounting Technician and Deputy Clerk, gave an overview of the city's investments and debt. Currently, the investments are showing a loss, but that's how the market is going right now. Investments are still up from the original price of the investment. The city is continuing to get good interest rates on some of the money market investments. The city currently has three bonds. The balances of what we still owe are on the right hand side of the spreadsheet, \$4,439,000.00. This amount is what will be on the books at the end of 2022.

#### **Operational Budget Overview**

Shaw gave an overview of the operational budget. You'll see in your packet the where the current cash balances are for each account and what is needed for the 2023 budget. The proposed levy increase is at the bottom of the spreadsheet. She directed the council to the memo on the last two pages of the council packet that explains where the increases are coming from. There is tax capacity for the 22% increase based on the housing market increase. There isn't a guarantee of longevity. This capacity could change if property values go down or if there is no new growth. Questions and discussion followed.

Shaw stated that the proposed budget includes a 3% COLA. Insurance increases are estimated at 10%. Workers compensation insurance includes a 17% increase. There are also continued contributions to the Hwy 23 Coalition and Foley CARE. Question and discussion followed. Shaw explained that the workers compensation includes the police department and that is the reason for the 17% increase.

#### **Capital Improvement Plan Overview**

Shaw directed the council to the anticipated capital expenditures for 2023. The Laserfiche system was added in 2021 with COVID rescue dollars. Staff is now looking toward updating the accounting software (approved in 2022 and carried over). The expense would be paid out over three years once it is purchased. Staff has received a lot of recommendations. Civic Systems is the software that most cities are moving toward. Staff is also recommending renovating City Hall to make better use of the existing space to accommodate new staff and reduce office noise. The estimate from Conlin Construction is included in the CIP. Staff has reached capacity in the current space and as the need to

store paper records decreases with the Laserfiche system the records room could be repurposed into a conference room and two offices.

Chief Katie McMillin gave an overview to the council regarding the addition of a tornado siren. As the city is growing, staff is looking to make sure we have adequate coverage for the existing areas as well as future growth. Plan includes purchases a new siren as well as relocation of existing sirens. McMillin explained to the council that she is trying to find a grant to help offset the cost of the needed \$38,000 for the new siren. Questions and discussion followed.

Mark Pappenfus, Public Works and Fire Department, addressed the council regarding the purchase of a boom truck and air compressor. The boom truck cables are expiring next year and will need to be replaced. The goal is to find a used boom truck. Pappenfus also mentioned the need for drain tile on Birch Drive, water tower maintenance, and pool tuck point. The water tower would come from enterprise funds. Pool tuck point money would be taken from cash reserves and would not come from levy dollars. Pappenfus also mentioned that a new water tower was needed. The current tower only has a few years left. Questions and discussion followed.

### **Fee Schedule Overview and Discussion on Proposed Changes**

Shaw directed the council to the proposed fee schedule amendments:

Proposed yearly \$50 premises permit for gambling establishments.

Proposed façade improvement program with the Benton Economic Partnership. This would include the creation of a committee to oversee the application process. This is included in the budget as \$50,000 façade grants.

Discussion and questions followed regarding the proposed façade grant program. Bettendorf, Musachio, and Swanson all expressed that the money would be better spent on other areas in the budget.

Shaw explained the council could choose to remove the program from the 2023 budget and recommended adjusting the levy percentage to see how it would change the final number. Council agreed. The new levy without the façade program would drop to 17.94%. Shaw reminded the council that once the proposed levy is submitted the council would not be able to increase the percentage prior to finalization. The council expressed that it was in favor of removing the façade program at this time.

Discussion and questions followed regarding the proposed city hall renovation. Gondeck asked if it was possible to postpone the renovation another year. Shaw said that it was possible, but asked if the council would be comfortable with a staff teleworking option similar to when staff rotated office/telework during COVID. Shaw also suggested that the council could set aside a portion of the money in the 2023 budget even if the renovation didn't take place until the following year. More discussion followed.

Swanson asked Chief McMillian questions regarding TZD hours for the police department and other department expenses. McMillan explained that TZD hours for officers were paid for by the state and did not come from the city budget. The program was valuable as it helped increase highway safety for residents driving in and out of Foley and provided free training for Foley officers. McMillin also informed that council that she had reduced her original proposed budget request by \$11,500.00 during the drafting process.

Discussion and questions returned to the proposed city hall renovation. Musachio was in favor of staff rotating working from home for a year and then maybe the following year moving forward with the renovation. Gondeck agreed.

McMillin offered to remove the siren from the budget and add to the following year. Discussion and questions followed.

Shaw showed that if the cost of the remodel was reduced from \$100,000 to \$50,000 it would reduce the proposed levy to 13.31%. If it was removed completely, it would reduce the levy to 8.69%. Shaw explained that last year most cities had levy increases of 8-10%. Last year Foley had an increase of only 3% so this year could be a recovery year.

More discussion followed. Bettendorf expressed that he was in favor of keeping the remodel in the budget for 2023. Gondeck and Musachio expressed that they would like to postpone the project. Swanson said he would keep it in the budget but hold off on doing the remodel. Brosh said he would rather wait until all the scanning was done to remove the records and then move forward with the remodel. More discussion followed with the council deciding to remove the remodel from the budget for 2023.

Shaw updated the numbers to show the proposed levy at 8.69%. Council asked to remove the \$38,000 for the new tornado siren.

More discussion and questions followed. Council asked for the bulk water to be added to the list of fees. Council asked for more information regarding the proposed change in how the apartment complexes and trailer parks would be charged for water/sewer. Pappenfus added that the water meter reading fee should be corrected to \$25 not \$10. Discussion and questions followed on the fee schedule changes.

Shaw stated she would give updated budget with notes to the council to review. Proposed levy now 5.17%. Shaw said that staff had previously gone through the operational budget expenses line-by-line.

### **Other Business**

There was no other business.

Motion by Gondeck, seconded by Musachio, to adjourn.

Motion carried, unanimous.

Meeting adjourned at 7:03 p.m.

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Sarah A. Brunn, Administrator  
(Minutes By: Sara- Judson Brown, Administrative Assistant)



## **AVOIDING RACIAL PROFILING MODEL POLICY**

Minn. Stat. 626.8471, subd.4

### **I. POLICY**

It is the policy of the \_\_\_\_\_ (law enforcement agency) to reaffirm our commitment to impartial policing and to reinforce procedures that serve to assure the public we are providing service and enforcing laws in a fair and equitable manner to all.

### **II. DEFINITION**

Racial profiling has the meaning given to it in Minn. Stat. 626.8471, Sub. 2. Which states: "Racial profiling," means any action initiated by law enforcement that relies upon the race, ethnicity, or national origin of an individual rather than:

(1) The behavior of that individual; or

(2) Information that leads law enforcement to a particular individual who has been identified as being engaged in or having been engaged in criminal activity.

Racial profiling includes use of racial or ethnic stereotypes as factors in selecting whom to stop and search. Racial profiling does not include law enforcement's use of race or ethnicity to determine whether a person matches a specific description of a particular subject.

### **III. PROCEDURES**

**A.** Policing impartially, not racial profiling, is standard procedure for this agency meaning:

1. Investigative detentions, pedestrian and vehicle stops, arrests, searches and property seizures by peace officers will be based on a standard of reasonable suspicion or probable cause in accordance with the Fourth Amendment of the United States Constitution and peace officers must be able to articulate specific facts, circumstances and conclusions that support reasonable suspicion or probable cause for investigative detentions, pedestrian and vehicle stops, arrests, nonconsensual searches and property seizures;
2. Except as provided in paragraph 3., Peace officers shall not consider race, ethnicity, national origin, gender, sexual orientation and religion in establishing either reasonable suspicion or probable cause; and
3. Peace officers may take into account the descriptors in paragraph 2. Based on information that links specific, suspected, unlawful or suspicious activity to a particular individual or group of individuals and this information may be used in the same manner officers use specific information regarding age, height, weight, or other physical characteristics about specific suspects.

**B.** In an effort to prevent the perception of biased law enforcement peace officers shall:

1. Be respectful and professional;
2. Introduce or identify themselves to the citizen and state the reason for the contact as soon as practical unless providing this information will compromise officer or public safety;
3. Ensure the detention is no longer than necessary to take appropriate action for the known or suspected offense;

4. Attempt to answer any relevant questions the citizen may have regarding the citizen/officer contact including relevant referrals to other agencies when appropriate;
  5. Provide their last name or badge number when requested.
  6. Explain and/or apologize if it is determined the reasonable suspicion was unfounded (e.g. after an investigatory stop).
- C. Supervisors shall ensure all personnel in their command are familiar with the content of this policy and are in compliance.

#### **IV. DUTY TO REPORT**

Every member of this department shall perform their duties in a fair and objective manner and are responsible for promptly reporting any suspected or known instances of bias-based policing to a supervisor. Members should, when reasonable to do so, intervene to prevent any biased-based actions by another member.

#### **V. VIOLATIONS**

Alleged violations of this policy must be reported to POST in accordance with the reporting requirements in Minn. Stat. 626.8457.

PB Rev 07/2022

Bills List - September 6th, 2022		
Gross Salaries	Payroll - 7/15/22	\$ 43,023.32
EFTPS	Federal Withholding	\$ 8,017.05
MN Dept of Revenue	State Withholding	\$ 1,504.86
State Treas. PERA	PERA	\$ 6,324.98
Nationwide	Deferred Comp	\$ 1,007.39
Pacific Life Ins	Deferred Comp/Roth IRA	\$ 70.00
Further	HSA Contribution	\$ 1,059.79
Gross Salaries	Payroll - 7/29/22	\$ 47,187.69
EFTPS	Federal Withholding	\$ 9,163.20
MN Dept of Revenue	State Withholding	\$ 1,755.09
State Treas. PERA	PERA	\$ 6,525.69
Nationwide	Deferred Comp	\$ 1,007.10
Pacific Life Ins	Deferred Comp/Roth IRA	\$ 70.00
Further	HSA Contribution	\$ 1,059.79

#### Already Paid 9/2022

Benton County Abstract Company	Herbst Research	\$ 175.00
Benton County Attorney	Legal Fee's	\$ 396.00
Benton County Highway Department	PD 07/22 Fuel	\$ 1,924.77
Benton County Highway Department	Final HWY #25 Trail	\$ 14,027.02
Benton County Land Services	2023 1st Assessment	\$ 5,377.00
Central McGowan	FD supplies	\$ 256.82
Cloudnet	08/22 Server Fee	\$ 10.00
Coalition of Greater MN Cities	2022 CGMC Summer Conference	\$ 280.00
Coborns	Shop Supplies, City Hall Supplies	\$ 134.44
CORE Professional Services	PD Employee Eval - Norton	\$ 250.00
Delta Dental	Employee Dental Insurance	\$ 1,265.60
Ferguson Waterworks	PW Street supplies	\$ 601.50
First National Bank of Omaha	August CC purchases	\$ 2,112.37
Foley Fuel & Lumber	PW Building Maintenance	\$ 10,994.58
Further	8/22 Employer HSA Contribution and Admin Fee	\$ 380.35
Gilman Coop Creamery	PW Weed Control chemicals	\$ 360.00
Granite Electronics	FD Radio Maintenance	\$ 301.15
Hawkins	PW Water Chemicals & Supplies	\$ 1,737.62
Jennifer Lezer	Refund Swim lesson schedule error	\$ 40.00
Marco	08/22 copies lease	\$ 266.04
Martock	PW Shop supplies	\$ 339.87
Midway Iron	PW Park and Water Supplies	\$ 348.43
Midwest Playscapes Inc	Park supplies	\$ 1,310.00
MN Pollution Control Agency	PW MRWA Annual Conference	\$ 23.00
Precies	Refund Mechanical Permit 10055 Hwy 23	\$ 45.00
RevTrak, Inc	CC fee's July	\$ 1,439.32
RMB Environmental Laboratories, Inc	Water testing	\$ 74.05
Rollie Werner Well Drilling	VW Expansion	\$ 12,915.00
Shift Technologies	5/22 & 7/22 Antivirus, 07/22 Antispam	\$ 88.20
Staples	PD Office supplies	\$ 164.05
Star Publication	07/22 Publications	\$ 653.10
Sun Life Assurance	Employee LTD	\$ 266.47
USABLE Life	9/22 Life Insurance	\$ 260.50
Verizon	PW, PD, FD Cell Phone	\$ 371.81
Xcel Energy	Utilities	\$ 8,749.02
		\$ 195,714.43

#### To Be Paid - 9/6/2022

Alex Air Apparatus, Inc	FD Equipment	\$ 422.50
Auto Value	PW Shop Supplies	\$ 76.94
BrockWhite	PW Supplies	\$ 142.52
C&L Excavating Inc	Penn Street water service repair,	\$ 3,678.50
Central McGowan	FD supplies	\$ 44.10
Cintas	Uniforms	\$ 261.63
Core & Main	PW supplies	\$ 159.92
East Central Energy	Utilities	\$ 1,278.59
Emergency Automotive Tech	PW supplies	\$ 134.56
Evelyn Kirby	Primary Election Judge	\$ 130.00
Ferguson Waterworks	PW Supplies	\$ 1,045.56
Foley Hardware Company	Shop Supplies	\$ 362.93
Galls, LLC	FD supplies-Surveillance - Pausch/Kothman	\$ 106.20
Handyman's Hardware	Park maintenance and supplies	\$ 723.93
Hawkins	Water chemicals	\$ 2,861.23
HealthPartners	Insurance Premium 8/22	\$ 13,690.04
Heidi Wanty	Primary Election Judge	\$ 154.00
Helmin Constructions	Street maintenance	\$ 512.32
Jan Natic	Primary Election Judge	\$ 133.25
JM Truck & Tractor Repair	FD Vehicle Maint/Repair	\$ 3,140.00
Karen Kampa	Primary Election Judge	\$ 154.00
League of Minnesota Cities	Membership dues & Workers Comp & Property Insur	\$ 120,995.00
Lou DeMarais	Primary Election Judge	\$ 160.50
Martock	PW Shop supplies	\$ 368.00
Minnesota State Fire Chiefs Assoc	Annual Conference Registration Pappenfus&Nadcan	\$ 600.00
MN Department of Revenue	Sales and Use Tax -August	\$ 796.00
Murphy Chevrolet	PD Vehicle Maintenance	\$ 87.56
Richard Wanty	Primary Election Judge	\$ 130.00
Sandy Lutterell	Primary Election Judge	\$ 154.00
Shift Technologies	PD and City Hall I.T. issues	\$ 396.40
Steve Bartell	Primary Election Judge	\$ 322.00
Wex Bank	FD,PW Fuel	\$ 2,881.69
William Brondor	Primary Election Judge	\$ 141.00
Williams Integracare	PD new hire exam Norton	\$ 384.00

\$ 548,057.73

Additional To Be Paid - 9/6/2022

#REF!



**BOLTON  
& MENK**

Real People. Real Solutions.

2040 Highway 12 East  
Willmar, MN 56201-5818

Ph: (320) 231-3956  
Fax: (320) 231-9710  
Bolton-Menk.com

8/29/2022

Sarah Brunn  
City Administrator  
City of Foley  
251 4th Ave. N  
Foley, MN 56329

RE: Wastewater Regionalization Project  
City of Foley, Minnesota  
Project No.: R21.120226

Dear Sarah,

Please find enclosed Payment Estimate No. 3 for the above referenced project. The estimate includes work completed through August 26th. We have reviewed the estimate and recommend approval. If you agree, please sign and date three copies and return one with payment to Geislinger & Sons, Inc., one copy to me for our records, and retain one for yourself.

Please contact me if you have any questions.

Sincerely,

**Bolton & Menk, Inc.**

**Jared Voge, P.E.**  
Principal Engineer

**Contractor's Application for Payment**

<b>Owner:</b> <u>City of Foley</u> <b>Engineer:</b> <u>Bolton &amp; Menk, Inc.</u> <b>Contractor:</b> <u>Geislinger and Sons, Inc.</u> <b>Project:</b> <u>Wastewater Regionalization Project</u> <b>Contract:</b> <u>Wastewater Regionalization Project</u>	<b>Owner's Project No.:</b> _____ <b>Engineer's Project No.:</b> <u>R21.120226</u> <b>Agency's Project No.:</b> _____																								
<b>Application No.:</b> <u>3</u> <b>Application Date:</b> <u>8/26/2022</u> <b>Application Period:</b> From <u>7/23/2022</u> to <u>8/26/2022</u>																									
<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">1. Original Contract Price</td> <td style="width: 40%; text-align: right;">\$ 16,548,705.51</td> </tr> <tr> <td>2. Net change by Change Orders</td> <td style="text-align: right;">\$</td> </tr> <tr> <td>3. Current Contract Price (Line 1 + Line 2)</td> <td style="text-align: right;">\$ 16,548,705.51</td> </tr> <tr> <td>4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)</td> <td style="text-align: right;">\$ 4,815,531.10</td> </tr> <tr> <td>5. Retainage</td> <td></td> </tr> <tr> <td>    a. <u>5%</u> X <u>\$ 3,040,656.50</u> Work Completed</td> <td style="text-align: right;">\$ 152,032.83</td> </tr> <tr> <td>    b. <u>5%</u> X <u>\$ 1,774,874.60</u> Stored Materials</td> <td style="text-align: right;">\$ 88,743.73</td> </tr> <tr> <td>    c. Total Retainage (Line 5.a + Line 5.b)</td> <td style="text-align: right;">\$ 240,776.56</td> </tr> <tr> <td>6. Amount eligible to date (Line 4 - Line 5.c)</td> <td style="text-align: right;">\$ 4,574,754.54</td> </tr> <tr> <td>7. Less previous payments</td> <td style="text-align: right;">\$ 3,595,940.99</td> </tr> <tr> <td>8. Amount due this application</td> <td style="text-align: right;">\$ 978,813.55</td> </tr> <tr> <td>9. Balance to finish, including retainage (Line 3 - Line 4)</td> <td style="text-align: right;">\$ 11,733,174.41</td> </tr> </table>		1. Original Contract Price	\$ 16,548,705.51	2. Net change by Change Orders	\$	3. Current Contract Price (Line 1 + Line 2)	\$ 16,548,705.51	4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)	\$ 4,815,531.10	5. Retainage		a. <u>5%</u> X <u>\$ 3,040,656.50</u> Work Completed	\$ 152,032.83	b. <u>5%</u> X <u>\$ 1,774,874.60</u> Stored Materials	\$ 88,743.73	c. Total Retainage (Line 5.a + Line 5.b)	\$ 240,776.56	6. Amount eligible to date (Line 4 - Line 5.c)	\$ 4,574,754.54	7. Less previous payments	\$ 3,595,940.99	8. Amount due this application	\$ 978,813.55	9. Balance to finish, including retainage (Line 3 - Line 4)	\$ 11,733,174.41
1. Original Contract Price	\$ 16,548,705.51																								
2. Net change by Change Orders	\$																								
3. Current Contract Price (Line 1 + Line 2)	\$ 16,548,705.51																								
4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)	\$ 4,815,531.10																								
5. Retainage																									
a. <u>5%</u> X <u>\$ 3,040,656.50</u> Work Completed	\$ 152,032.83																								
b. <u>5%</u> X <u>\$ 1,774,874.60</u> Stored Materials	\$ 88,743.73																								
c. Total Retainage (Line 5.a + Line 5.b)	\$ 240,776.56																								
6. Amount eligible to date (Line 4 - Line 5.c)	\$ 4,574,754.54																								
7. Less previous payments	\$ 3,595,940.99																								
8. Amount due this application	\$ 978,813.55																								
9. Balance to finish, including retainage (Line 3 - Line 4)	\$ 11,733,174.41																								
<b>Contractor's Certification</b> The undersigned Contractor certifies, to the best of its knowledge, the following: (1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment; (2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such liens, security interest, or encumbrances); and (3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.																									
<b>Contractor:</b> <u>Geislinger and Sons, Inc.</u>																									
<b>Signature:</b> <u>Matt Geislinger</u> <b>Name:</b> <u>Matt Geislinger</u>	<b>Date:</b> <u>8-29-22</u> <b>Title:</b> <u>Project Manager</u>																								
<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; vertical-align: top;"> <b>Recommended by Engineer</b>   <b>By:</b> <u>Jared Voge</u>  <b>Name:</b> <u>Jared Voge, P.E.</u>  <b>Title:</b> <u>Principal Engineer</u>  <b>Date:</b> <u>8/29/2022</u> </td> <td style="width: 50%; vertical-align: top;"> <b>Approved by Owner</b>   <b>By:</b> _____  <b>Name:</b> _____  <b>Title:</b> _____  <b>Date:</b> _____           </td> </tr> </table>		<b>Recommended by Engineer</b>  <b>By:</b> <u>Jared Voge</u> <b>Name:</b> <u>Jared Voge, P.E.</u> <b>Title:</b> <u>Principal Engineer</u> <b>Date:</b> <u>8/29/2022</u>	<b>Approved by Owner</b>  <b>By:</b> _____ <b>Name:</b> _____ <b>Title:</b> _____ <b>Date:</b> _____																						
<b>Recommended by Engineer</b>  <b>By:</b> <u>Jared Voge</u> <b>Name:</b> <u>Jared Voge, P.E.</u> <b>Title:</b> <u>Principal Engineer</u> <b>Date:</b> <u>8/29/2022</u>	<b>Approved by Owner</b>  <b>By:</b> _____ <b>Name:</b> _____ <b>Title:</b> _____ <b>Date:</b> _____																								

**Progress Estimate - Unit Price Work**

<b>Owner:</b>	City of Foley	<b>Contractor's Application for Payment</b>
<b>Engineer:</b>	Bolton & Menk, Inc.	
<b>Contractor:</b>	Gaislinger and Sons, Inc.	Owner's Project No.: R21.120226
<b>Project:</b>	Wastewater Regionalization Project	Agency's Project No.:
<b>Contract:</b>	Wastewater Regionalization Project	

Application No.: 3			Application Period: From 07/23/22 to 08/26/22			Application Date: 08/26/22							
Bid Item No.	Description	C	D	Contract Information		F	Previous Estimate		H	I	J	K	L
				E	F		G	H					
		Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E) (\$)		Quantity Previous Estimate	Value Previous Estimate	Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G) (\$)	Work Completed and Materials Stored to Date (H + I) (\$)	% of Value of Item (J / F) (%)	Balance to Finish (F - J) (\$)
Original Contract													
1	MOBILIZATION	1.00	LUMP SUM	570,000.00	570,000.00		0.25	142,500.00	0.29	165,300.00	165,300.00	29%	404,700.00
2	CLEARING AND GRUBBING	1.70	ACRE	31,000.00	52,700.00		0.55	17,050.00	0.55	17,050.00	17,050.00	32%	35,650.00
3	CLEARING AND GRUBBING	27.00	TREE	1,100.00	29,700.00		18.00	19,800.00	22.50	24,750.00	24,750.00	83%	4,950.00
4	DECOMMISSION BIRCH LIFT STATION	1.00	LUMP SUM	7,500.00	7,500.00		-	-	-	-	-	-	7,500.00
5	SALVAGE AND REINSTALL SIGN	14.00	EACH	510.00	7,140.00		11.00	5,610.00	16.00	8,160.00	8,160.00	114%	(1,020.00)
6	SALVAGE AND REINSTALL PIPE CULVERT	252.00	LIN FT	20.00	5,040.00		42.00	840.00	119.00	2,380.00	2,380.00	47%	2,660.00
7	AGGREGATE SURFACING FROM STOCKPILE (CV)	4,164.00	CU YD	21.00	87,444.00		-	-	-	-	-	-	87,444.00
8	DEWATERING	1.00	LUMP SUM	0.01	0.01		-	-	-	-	-	-	0.01
9	GEOTEXTILE FABRIC, TYPE 5	8,053.00	SQ YD	2.00	16,106.00		-	-	-	-	-	-	16,106.00
10	COMMON EXCAVATION (P)	4,082.00	CU YD	15.00	61,230.00		-	-	2,869.00	43,035.00	43,035.00	70%	18,195.00
11	AGGREGATE SURFACING, CLASS 2 (CV)	908.00	CU YD	50.00	45,400.00		-	-	-	-	-	-	45,400.00
12	AGGREGATE SURFACING, CLASS 5 (CV)	1,519.00	CU YD	40.00	60,760.00		-	-	-	-	-	-	60,760.00
13	AGGREGATE BASE, CLASS 5 (CV)	2,747.00	CU YD	35.00	96,145.00		-	-	995.00	34,825.00	34,825.00	36%	61,320.00
14	BITUMINOUS PATCH - DRIVEWAY	450.00	SQ YD	90.00	40,500.00		-	-	-	-	-	-	40,500.00
15	BITUMINOUS PATCH - STREET	796.00	SQ YD	85.00	67,660.00		-	-	-	-	-	-	67,660.00
16	12" PIPE APRON	4.00	EACH	250.00	1,000.00		-	-	-	-	-	-	1,000.00
17	15" PIPE APRON	6.00	EACH	310.00	1,860.00		-	-	-	-	-	-	1,860.00
18	18" PIPE APRON	4.00	EACH	375.00	1,500.00		-	-	-	-	-	-	1,500.00
19	24" PIPE APRON	4.00	EACH	525.00	2,100.00		-	-	2.00	1,050.00	1,050.00	50%	1,050.00
20	30" PIPE APRON	1.00	EACH	950.00	950.00		-	-	-	-	-	-	950.00
21	12" PIPE CULVERT	80.00	LIN FT	30.00	2,400.00		-	-	-	-	-	-	2,400.00
22	15" PIPE CULVERT	76.00	LIN FT	32.00	2,432.00		-	-	-	-	-	-	2,432.00
23	18" PIPE CULVERT	143.00	LIN FT	36.00	5,148.00		-	-	-	-	-	-	5,148.00
24	24" PIPE CULVERT	282.00	LIN FT	45.00	12,690.00		-	-	224.00	10,080.00	10,080.00	79%	2,610.00
25	30" PIPE CULVERT	20.00	LIN FT	65.00	1,300.00		-	-	-	-	-	-	1,300.00
26	CONNECT TO EXISTING SANITARY MAIN	8.00	EACH	7,500.00	60,000.00		-	-	-	-	-	-	60,000.00
27	8" SANITARY SEWER PIPE	221.00	LIN FT	125.00	27,625.00		-	-	-	-	-	-	27,625.00
28	12" SANITARY SEWER PIPE	1,995.00	LIN FT	135.00	269,325.00		-	-	-	-	-	-	269,325.00
29	15" SANITARY SEWER PIPE	285.00	LIN FT	140.00	39,900.00		-	-	-	-	-	-	39,900.00
30	18" SANITARY SEWER PIPE	40.00	LIN FT	165.00	6,600.00		-	-	-	-	-	-	6,600.00
31	27" SANITARY SEWER PIPE	38.00	LIN FT	250.00	9,500.00		-	-	-	-	-	-	9,500.00
32	FORCE MAIN (MIN. I.D. 11.65 INCHES)	70,839.00	LIN FT	100.00	7,083,900.00		13,434.00	1,343,400.00	19,568.00	1,956,800.00	1,402,285.68	47%	3,724,814.32
33	24" CASING (MIN. DIAM)	374.00	LIN FT	250.00	93,500.00		-	-	-	-	-	-	93,500.00
34	TRENCHLESS FORCE MAIN - (MIN. I.D. 11.65 INCHES)	10,692.00	LIN FT	115.00	1,229,580.00		-	-	1,619.00	186,185.00	338,727.63	28%	890,852.37
35	TRENCHLESS FORCE MAIN & CASING-SIMULTANEOUS PULL-	1,386.00	LIN FT	250.00	346,500.00		-	-	87.00	21,750.00	241,796.29	70%	104,703.71
36	TRENCHLESS 30" CASING (DIRECTIONAL DRILL)	110.00	LIN FT	850.00	93,500.00		-	-	-	-	-	-	93,500.00
37	GATE VALVE AND BOX	12.00	EACH	5,500.00	66,000.00		-	-	2.00	11,000.00	11,000.00	17%	55,000.00
38	METERING & OUTFALL MANHOLES - FOLEY	1.00	LUMP SUM	40,000.00	40,000.00		-	-	-	-	-	-	40,000.00
39	METERING MANHOLE - SAUK RAPIDS	1.00	LUMP SUM	45,000.00	45,000.00		-	-	-	-	-	-	45,000.00
40	CONSTRUCT 8" OUTSIDE DROP	4.30	LIN FT	650.00	2,795.00		-	-	-	-	-	-	2,795.00
41	CONSTRUCT SANITARY SEWER MANHOLE - DESIGN 4007 48"	178.00	LIN FT	550.00	97,900.00		-	-	-	-	-	-	97,900.00
42	CONSTRUCT SANITARY SEWER MANHOLE - 60" DESIGN	23.90	LIN FT	650.00	15,535.00		-	-	-	-	-	-	15,535.00
43	FIBERGLASS-REINFORCED MANHOLE	1.00	EACH	40,000.00	40,000.00		-	-	-	-	-	-	40,000.00
44	CASTING ASSEMBLY	14.00	EACH	1,000.00	14,000.00		-	-	-	-	-	-	14,000.00
45	AIR & VACUUM RELEASE MANHOLE	42.00	EACH	25,000.00	1,050,000.00		1.50	37,500.00	5.25	131,250.00	131,250.00	13%	918,750.00
46	LOCATE EXISTING UTILITY	468.00	EACH	125.00	58,500.00		46.00	5,750.00	73.00	9,125.00	9,125.00	16%	49,375.00
47	CONSTRUCT LIFT STATION - BROADWAY	1.00	LUMP SUM	350,000.00	350,000.00		-	-	-	-	-	-	350,000.00
48	BROADWAY LIFT STATION ELECTRICAL GENERATOR, &	1.00	LUMP SUM	125,000.00	125,000.00		-	-	-	-	-	-	125,000.00
49	CONSTRUCT LIFT STATION - GOLF	1.00	LUMP SUM	400,000.00	400,000.00		-	-	0.10	40,000.00	40,000.00	10%	360,000.00

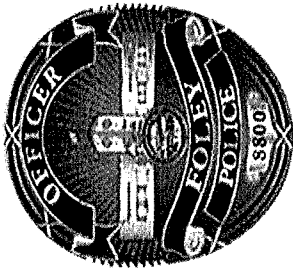
Progress Estimate - Unit Price Work

Owner:	City of Foley	Contractor's Application for Payment
Engineer:	Bolton & Menk, Inc.	Owner's Project No.: R21.120226
Contractor:	Guidinger and Sons, Inc.	Engineer's Project No.:
Project:	Wastewater Regionalization Project	Agency's Project No.:
Contract:	Wastewater Regionalization Project	

Application No.: 3			Application Period:		From		07/23/22		to		08/26/22		Application Date:				08/26/22	
A	B	C	D	E	F	Contract Information		F1	F2	G	H	I	J	K	L			
Bid Item No.	Description	Item Quantity	Units	Unit Price (\$)	Value of Bid Item (C X E)	Previous Estimate		Quantity Previous Estimate	Value Previous Estimate	Estimated Quantity Incorporated in the Work	Value of Work Completed to Date (E X G)	Materials Currently Stored (not in G) (\$)	Work Completed and Materials Stored to Date (H + I) (\$)	% of Value of Item (J / F) (%)	Balance to Finish (F - J) (\$)			
50	GOLF LIFT STATION ELECTRICAL, GENERATOR, & CONTROLS	1.00	LUMP SUM	140,000.00	140,000.00			-	-	-	-	-	-	-	140,000.00			
51	CONSTRUCT LIFT STATION - MAIN	1.00	LUMP SUM	500,000.00	500,000.00			0.25	125,000.00	0.60	300,000.00		300,000.00	60%	200,000.00			
52	MAIN LIFT STATION ELECTRICAL, GENERATOR, & CONTROLS	1.00	LUMP SUM	140,000.00	140,000.00			-	-	-	-	-	-	-	140,000.00			
53	LIFT STATION ALTERATIONS - LANGE	1.00	LUMP SUM	200,000.00	200,000.00			-	-	-	-	-	-	-	200,000.00			
54	LANGE LIFT STATION ELECTRICAL, GENERATOR, & CONTROLS	1.00	LUMP SUM	55,000.00	55,000.00			-	-	-	-	-	-	-	55,000.00			
55	CONSTRUCT ODOR CONTROL BUILDING	1.00	LUMP SUM	600,000.00	600,000.00			-	-	-	-	-	-	-	600,000.00			
56	ODOR CONTROL BUILDING ELECTRICAL & CONTROLS	1.00	LUMP SUM	50,000.00	50,000.00			-	-	-	-	-	-	-	50,000.00			
57	PUBLIC WORKS SCADA/ELECTRICAL & PROGRAMMING	1.00	LUMP SUM	51,000.00	51,000.00			-	-	-	-	-	-	-	51,000.00			
58	CHAIN LINK FENCE	427.00	LIN FT	50.00	21,350.00			-	-	0.29	14,500.00		14,500.00	29%	35,500.00			
59	TRAFFIC CONTROL	1.00	LUMP SUM	50,000.00	50,000.00			0.25	12,500.00	0.25	15,000.00		15,000.00	25%	45,000.00			
60	EROSION AND SEDIMENT CONTROL	1.00	LUMP SUM	60,000.00	60,000.00			-	-	-	-	-	-	-	60,000.00			
61	RIPRAP, CLASS III	178.00	CU YD	65.00	11,570.00			-	-	-	-	-	-	-	11,570.00			
62	SEED 25-141, FERTILIZER, HYDRAULIC MATRIX	305,376.00	SQ YD	0.50	152,688.00			30,299.00	15,149.50	44,863.00	22,431.50		22,431.50	15%	130,256.50			
63	SEED 25-141, FERTILIZER, EROSION CONTROL BLANKET	54,312.00	SQ YD	2.50	135,780.00			450.00	1,125.00	10,170.00	25,425.00		25,425.00	19%	110,355.00			
64	SEED 34-171	39,905.00	SQ YD	0.50	19,952.50			-	-	1,120.00	560.00		560.00	3%	19,392.50			
65	GENERAL CONSTRUCTION ALLOWANCE	1.00	ALLOWANCE	120,000.00	120,000.00			-	-	-	-		-	-	120,000.00			
66	COMPUTER ALLOWANCE	1.00	ALLOWANCE	10,000.00	10,000.00			-	-	-	-		-	-	10,000.00			
67	ST. CLOUD FLOW METERING ALLOWANCE	1.00	ALLOWANCE	500,000.00	500,000.00			-	-	-	-		-	-	500,000.00			
68	UTILITY SERVICE ALLOWANCE	1.00	ALLOWANCE	400,000.00	400,000.00			-	-	-	-		-	-	400,000.00			
A.1	JACK & AUGER 24" CASING (MIN DIAM) & FORCE MAIN	490.00	LIN FT	1,200.00	588,000.00			-	-	-	-		-	-	588,000.00			
Original Contract Totals:					\$	16,548,705.51			\$	1,726,224.50	\$	3,040,656.50	\$	4,815,531.10	29%	\$ 11,733,174.41		







# Foley Police Department

## Calls for Service - 2022

	Jan.	Feb.	March	April	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total
Driving Conduct	17	17	18	19	33	49	39	35					
Equipment Vio.	44	42	55	36	25	18	20	24					
Speed	13	16	21	51	53	59	155	62					
DWI/DUI	0	1	1	0	1	0	1	1					
DAR/S/C	3	1	3	2	5	2	5	2					
# Citations Issued	*5	*4	*8	*6	*14	*17	*29	*7					
Accidents	2	3	3	3	2	2	4	5					
Hit and Run	1	0	0	0	1	0	2	0					
Gas Drive Offs	4	7	5	2	0	3	2	3					
Thefts	8	8	3	5	3	3	6	3					
Child	13	19	16	16	19	7	9	5					
Controlled Substance	1	3	4	1	1	2	0	0					
Suspicious Activity	41	21	28	36	25	47	33	43					
Burglaries/Robbery	0	1	0	0	1	1	0	1					
Medicals/Welfare	27	23	22	36	30	26	27	27					
Assaults/Domestics	1	7	4	5	3	5	7	1					
Harassment	6	4	2	6	5	4	2	4					
CDP/Vandalism	0	3	3	0	0	6	2	1					
Animal Complaints	2	3	4	4	12	11	6	5					
City Ordinance	4	7	4	4	34	16	65	6					
Parking Tickets	18	22	37	7	6	4	4	3					
Disturbing the Peace	4	2	6	6	3	10	13	14					
Gun Permits	4	1	3	5	1	1	0	1					
Warrant Arrests	1	1	1	1	1	0	3	1					
Civil	2	3	3	7	5	4	3	5					
Lockout	5	3	0	2	3	3	3	1					
Assist other Agencies	20	24	23	28	24	18	36	40					
Special Events	2	1	5	5	2	2	1	2					
Misc.	48	57	79	64	83	75	82	81					
TZD Hours	0 Hours	0 Hours	6 Hours	12 Hours	0 Hours	4 Hours	29 Hours	0 Hours					
Total:	291	300	353	351	381	378	530	376					

Misc Includes: Alarms, Extra Patrols, House watches, Matter of Info, etc.

KM18801

CITY OF FOLEY  
COUNTY OF BENTON  
STATE OF MINNESOTA

RESOLUTION 2022-23

A RESOLUTION APPROVING A PROPOSED 2022 TAX LEVY,  
COLLECTABLE IN 2023

BE IT RESOLVED, by the City Council of the City of Foley, County of Benton, Minnesota, that the following sums of money are to be levied for the current year, collectable in 2023, upon the taxable property in the City of Foley, for the following purposes:

General Fund	\$ 1,657,440.00
Fire Department	88,700.00
Swimming Pool	15,850.00
2020 Refunding (2008 & 2011)	
Improvement Bond	252,000.00
2015 Improvement Bond	34,000.00
2018 Improvement Bond	0.00
<u>EDA Fund</u>	<u>91,556.00</u>
Total Budget	\$ 2,139,546.00
Less Local Gov't Aid	859,897.00
Total Levy	\$ 1,279,649.00

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

Passed and adopted by unanimous vote of the Foley City Council, this 6<sup>th</sup> day of September, 2022.

\_\_\_\_\_  
Gerard L. Bettendorf, Mayor

ATTEST:

\_\_\_\_\_  
Sarah A. Brunn, Administrator

# Cash Balances as of June 30, 2022

100 - General Fund	\$	2,655,935
609 - Expendable Trust Fund	\$	411,423
601 - Water Fund	\$	2,423,150
602 - Sewer Fund	\$	1,601,409
699 - Fire Dept. Fund	\$	659,134
616 - Swimming Pool Fund	\$	409,657
301 - Revolving Loan Fund	\$	83,369
500 - Economic Development Authority	\$	114,500
250 - Grant Loan Fund	\$	146,077
378 - TIF #1-8 (Gorecki)	\$	15,150
379 - TIF #1-9 (Silt Sock)	\$	19,775
425 - Equipment Fund	\$	144,966
410 - Street Projects Fund	\$	(262,950)
208 - 2008 Improvement Bond	\$	316,267
211 - 2011 Improvement Bond	\$	-
215 - 2015 Improvement Bond	\$	121,910
218 - 2018 Improvement Project	\$	241,952
	\$	<u>9,101,724</u>

\*2011 Bond Transferred Here

## Amount Needed to Balance the Budget:

General Fund	\$1,657,440.00
Fire Department	88,700.00
Swimming Pool	15,850.00 CIP funding is too low - use cash reserves
2020 Refunding (2008 & 2011)	252,000.00
2015 Improvement Bond	34,000.00
2018 Improvement Bond	0.00 *Pd by wat/sew
EDA Fund	91,556.00
Total Amount Needed	<u>\$2,139,546.00</u>
Less Gov't Aid	<u>859,897.00</u> Updated 8/2/22
Proposed Levy	<u>\$1,279,649.00</u>

The proposed levy is an increase/decrease of:  
The LGA is an increase of:

Water Exp	Water Rev	Difference*
\$ 567,500.00	\$ 584,350.00	\$ 16,850.00

Sewer Exp	Sewer Rev	Difference*
\$ 1,741,500.00	\$ 1,213,500.00	\$ (528,000.00)

\*Differences includes depreciation estimates (non-cash item)

Water = \$ 84,000.00

Sewer = \$ 125,000.00

14.43% Levy Increase  
Tax Capacity Increase estimated at 22%

**TO:** FOLEY CITY COUNCIL  
**FROM:** SARAH BRUNN, CITY ADMINISTRATOR  
**SUBJECT:** 09-06-22 –COUNCIL MEETING  
**DATE:** SEPTEMBER 2, 2022

---

**Consent Agenda**

We have state required (POST Board) policy to update which is included in your packet.

**Public Hearing – Liquor License**

Grand Champion Meats has Pantown coming in for a special Oktoberfest event on September 22<sup>nd</sup>. No concerns with this liquor approval or background check so council may approve after the public hearing.

**Wastewater Regionalization Project – Pay Application & Financing**

Pay application # 3 will be presented for approval by Jacob Humburg of Bolton & Menk. There will also be a project update at the meeting as well.

**Bryan Moshier – Foley Fire Relief**

This is the annual update that is required for the fire relief.

**Deb Olson**

Ms. Olson requested to be put on the agenda for a number of items as you see listed. She did not provide any additional materials to include in the packet.

**2023 Budget**

The council will need to consider adoption of a preliminary levy at the meeting. One item I would like to make sure the council is aware of is that at the end of last session at the state there was discussion and consideration of levy limits being imposed. I caution the council on setting too low of a preliminary levy until we can see what else may come from these discussions. If we went with just a few percent for the 2023 budget and a levy limit was imposed it could result in needing to making drastic cuts in 2024. I can explain more at the meeting.

We have included a resolution in your packet at the 14% increase. I know there were discussions on a number of cuts but it was not relayed to me exactly how that would look so I'd like staff to discuss with council and we can make any changes at the meeting prior to adoption.

**Closed Session – Herbst Option Agreement**

Staff will provide an update to the council on this item at the meeting.

**Upcoming Reminders:**

September 17, 2022 – Oktoberfest – Sponsored by Quality of Life – Lion's Park

**From:** Paulson, Blake  
**To:** Mayor; Sarah Brunn  
**Subject:** Introduction & New Contact for Congressman Tom Emmer's Office  
**Date:** Tuesday, August 23, 2022 11:06:34 AM

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Good morning Mr. Mayor and Sarah,

I'm excited to reach out to you as your new contact for Congressman Tom Emmer's office. I'll be working on several specific issue areas and working as the district representative/contact for Benton and Stearns counties. If there's anything I can do to be of assistance to you, please do not hesitate to reach out.

Is there a time that one or both of you would be willing to sit down and discuss your needs at the city with me? Let me know, and I will get it on my calendar.

Excited to be able to stay in touch and work with you both!

**Blake Paulson**

District Representative  
Congressman Tom Emmer  
6<sup>th</sup> District, Minnesota  
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