

BYRON CITY COUNCIL MEETING
TUESDAY NOVEMBER 15 2016
6:00PM CITY HALL COUNCIL CHAMBERS
680 BYRON MAIN COURT NE

- A) CALL TO ORDER -
- B) APPROVE AGENDA -
- C) APPROVE CONSENT AGENDA – **Motion to be made**

All matters listed under Item 2, Consent Agenda, are considered to be routine and non-controversial by the City Council and will be enacted with one motion. There will not be separate discussion of these items unless a Council Member so requests, in which case the item will be removed from the Consent Agenda and will be considered separately.

- 1. City Council Minutes from October 25, 2016
- 2. Warrant List for November 15, 2016
- 3. Approval After Payment for November 15, 2016
- 4. Delinquent Utilities
- 5. Edge Contracting - 13th Street Pay Request 4
- 6. Mohs Contracting, Inc - BCRC Concession Bldg Pay Request 3
- 7. Sports Technology Inc - Pay Request 1 - BCRC
- 8. Fireworks Application - 150 year kick-off

D) COMMUNICATIONS, REPORTS AND PETITION –

- 1. Fire Department - Honoring Retirees - Ellis & Scheuer
- 2. WHKS Newsletter - FYI
- 3. Byron Public Library Interest Survey - FYI
- 4. Byron Neighbor Helping Neighbors Report (BNHN) - FYI
- 5. Water/Sewer Rate Comparison
- 6. SSC Board Nomination - Local Government

E) PUBLIC COMMENTS: “The City Council welcomes and encourages participation from community members. Please keep in mind that your comments must be pertinent to City business and must adhere to Data Privacy Rules, no employee’s name may be used. Please do not expect action from the Council this evening regarding your concerns. We also request that your comments be limited to four (4) minutes, speakers will be recognized only once. Public Hearing items will be discussed during the public hearing. At this time we ask that anyone who would like to address the City Council to please step up to the podium and state your name and address.”

F) PUBLIC HEARING – None

G) GENERAL BUSINESS – **Motion to be made**

- 1. Resolution 16-41 Canvassing Election Results

H) UNFINISHED BUSINESS – **Motion to be made**

- 1. Resolution 2016-037a - Delinquent Claim to County Auditor

I) NEW BUSINESS – **Motion to be made**

- 1. 2017 Water & Sewer Budgets/CIP-Discussion
- 2. Ordinance 2016-05-Amending Chapter 151.05
- 3. Ordinance 2016-06 - Amending Chapter 91 - Trees

J) COMMITTEE BOARD REPORTS/OPEN DISCUSSION –

K) ADJOURN –

BYRON CITY COUNCIL MEETING
TUESDAY OCTOBER 25 2016
6:00PM CITY HALL COUNCIL CHAMBERS
680 BYRON MAIN COURT NE

- A) CALL TO ORDER - Mayor Diercks called the meeting to order.

Members Present: Ann Diercks, Matt Brekke, Dan Mesenburg and Scott Johnson.
Member Absent: Bob Meyer.

Also Present: Harvey Bergh, Bobby Falcon, Kacey Falcon, Jeff Thorpe, Jason Snow,
John Goodman, Deputy Jay Clemens and City Administrator Mary Blair-Hoeft.

- B) APPROVE AGENDA - Motion made by Member Brekke second by Member Mesenburg to approve the agenda with the additions of Fire Chief Thorpe under Communications and BCRC Change Order under General Business. Motion carried unanimously.

- C) APPROVE CONSENT AGENDA – Motion made by Member Mesenburg second by Member Johnson to approve the consent agenda. Motion carried unanimously.

1. City Council Minutes from October 11, 2016
2. BEDA Minutes from September 20, 2016
3. P&Z Minutes from August 8, 2016
4. P&Z Minutes from September 12, 2016
5. Warrant List October 25, 2016 - \$531,869.10
6. Approval After Payment October 25, 2016 - \$16,559.35
7. Rochester Sand & Gravel- Soccer Field Parking Lot -Pay Request #2
- 8 Musco Lighting - BCRC
9. Housing Unit Study w/Byron School District
10. Updated Business Subsidy Policy

- D) COMMUNICATIONS, REPORTS AND PETITION –

1A. **Fire Chief Jeff Thorpe - new firepersons** - Chief Thorpe stated due to retirements there is a need for new fire members. He explained the applicants were rated based on qualifications. Motion made by Member Johnson second by Member Brekke to approve the hiring of Eric Peterson, Thomas Warndahl, Bobby Falcon and Dawyne Osterhout. Motion carried unanimously.

1. Law Enforcement Report - FYI
2. Notes from the City Administrator - FYI
3. J2G Implementation Summary - on the table - FYI
4. People's Energy Cooperative Capital Credits - FYI

- E) PUBLIC COMMENTS: Asked three times with no response.

- F) PUBLIC HEARING – None

- G) GENERAL BUSINESS –

1. **Resolution 16-39 Water Base Fee** - Motion made by Member Brekke second by

Member Johnson to approve Resolution 16-39. Motion carried unanimously.

2. **Resolution 16-40 - S. Marshall Nuisance Assessment** - Motion made by Member Mesenburg second by Member Brekke to approve Resolution 16-40. Motion carried unanimously.

3. **BCRC Change Order #2** - Motion made by Member Brekke second by Member Johnson to approve the BCRC Change Order. Motion carried unanimously.

H) UNFINISHED BUSINESS – None

I) NEW BUSINESS –

1. **South of Hwy 14 Sanitary Sewer Service Analysis** - Motion made by Member Brekke second by Member Johnson to approve the Agreement with WHKS to complete the Analysis. Motion carried unanimously.

J) COMMITTEE BOARD REPORTS/OPEN DISCUSSION –

Deputy Clemens stated that there have been car prowlers and three cars actually stolen in Byron recently. Hoeft stated the Lions club painted the boards around the ice rink. Thank you to them. Mayoral Forum is tomorrow night in the council chambers.

K) ADJOURN - Motion made by Member Brekke second by Member Mesenburg to adjourn the meeting at 6:37pm. Motion carried unanimously.

Ann Diercks, Mayor

Mary Blair-Hoeft, City Administrator

*Check Summary Register©

November 2016

	Name	Check Date	Check Amt	
10100	Checking-1stSecurity			
UnPaid	ABEL SIGNS		\$150.00	VEHICLE EQUIPMENT DECALS
UnPaid	AFFORDABLE BUTTONS.COM		\$260.00	BUTTONS FOR 150 YR
UnPaid	ARROW ACE HARDWARE		\$209.96	SHOVELS
UnPaid	BAHR ELECTRIC		\$348.14	PRIMARY BLDG DISCONNECT
UnPaid	BISHOP, MONICA		\$130.67	MILEAGE FOR AUGUST & NOVEMBER ELE
UnPaid	BLUE TARP FINANCIAL		\$22.97	STEEL LIQUID
UnPaid	BRAATEN SAND & GRAVEL		\$300.48	ICE RINK TILING JOB
UnPaid	BYRON MARKETPLACE		\$165.12	FIRE DEPT FOOD
UnPaid	BYRON PET CLINIC		\$900.00	2016 DOG PARK AGREEMENT
UnPaid	BYRON REVIEW		\$20.19	P&Z PUBLIC HEARING NOTICE
UnPaid	BYRON,CITY OF PETTY CASH		\$184.53	JANNA MAILING
UnPaid	COUNSELMAN, ERIC		\$1,234.97	REIMBURSEMENT FOR REPLACEMENT TR
UnPaid	DECKLEVER MECHANICAL INC.		\$621.16	ANNUAL SERVICE CHECK
UnPaid	EARL'S SMALL ENGINE REPAIR		\$368.64	ICE RINK SNOWBLOWER
UnPaid	EDGE CONTRACTING INC		\$95,631.90	PAY REQUEST 4/13TH STREET
UnPaid	EMERGENCY MEDICAL PRODUC		\$349.99	1ST RESPONDER GLOVES
UnPaid	EMERGENT NETWORKS		\$2,638.01	SYMANTEC
UnPaid	FIRE SAFETY USA, INC.		\$1,513.07	FIRST AID KITS FOR TRUCKS
UnPaid	WEX BANK		\$1,199.41	FIRE DEPT FUEL
UnPaid	HYVEE WEST CIRCLE		\$170.00	HEALTHY LIVING/FLU SHOT
UnPaid	KALMAR TOWNSHIP		\$1,263.14	OVERPAYMENT ON 2016 CONTRACT
UnPaid	KASSON HARDWARE HANK		\$115.59	SHEETMETAL
UnPaid	K-M REGIONAL VETERINARY HO		\$350.03	DOG PICK UPS
UnPaid	MACGREGOR, BRIAN		\$111.94	REIMBURSEMENT FOR 1ST RESPONDER G
UnPaid	MAGIN, SALLY		\$157.50	ELECTION JUDGE
UnPaid	MAROLT, FRANK		\$157.50	ELECTION JUDGE
UnPaid	MCCARTHY WELL COMPANY		\$420.00	WELL 2 & 3 YEARLY INSPECTION
UnPaid	MCFOA		\$35.00	2016 MEMBERSHIP
UnPaid	MELIN, MELODY		\$73.50	ELECTION JUDGE
UnPaid	MELIN, ROBERT		\$105.00	ELECTION JUDGE
UnPaid	METERING & TECHNOLOGY SO		\$3,160.15	1 INCH METER FOR FLEMING CONSTRUCTI
UnPaid	MINNESOTA PIPE & EQUIPMENT		\$28.35	SEALANT
UnPaid	MINNESOTA PUMP WORKS		\$485.00	WWTP LIFT STATION
UnPaid	MISSISSIPPI WELDERS SUPPLY		\$76.82	WELDING GAS
UnPaid	MN CITY/COUNTY MANAGEMEN		\$135.00	2016/2017 MCMA MEMBERSHIP
UnPaid	MSFDA - REGION 15		\$264.00	2017 MEMBERSHIP
UnPaid	MN STATE FIRE SERVICE		\$150.00	6 RECERTIFICATIONS
UnPaid	MOHS CONTRACTING INC		\$5,612.83	BCRC CONCESSION BLDG
UnPaid	MONOSMITH, JANNA		\$30.68	MILEAGE TO/FROM SSC/WELLNESS & ACA
UnPaid	MORRIS CONCRETE		\$1,250.00	CURB REPLACEMENT
UnPaid	MES-MIDAM		\$70.00	FUEL CHARGE
UnPaid	N2V SOLUTIONS LLC		\$82.88	NOV PHONE BILL
UnPaid	NAPA AUTO PARTS of ROCHEST		\$1,177.19	AIR FILTER/BRAKE ROTOR
UnPaid	NATIONWIDE DI WATER SOLUTI		\$225.00	TANK REGENERATION
UnPaid	OLMSTED COUNTY FINANCE		\$246.00	KODIAK TIF CHARGE 2016
UnPaid	ON SITE SANITATION		\$127.15	SKATING RINK
UnPaid	OPPORTUNITY SERVICES		\$156.20	CITY HALL CLEANING/ PARTIAL DAY IN AU
UnPaid	OVREBO-LETH, LINDA		\$107.63	ELECTION JUDGE
UnPaid	PETERSON, MARIE		\$173.25	ELECTION JUDGE
UnPaid	PRAIRIE VISTA PAINTS LLC		\$704.07	SOCCER PARK STRIPING PAING
UnPaid	RASSEL, BRENDA		\$78.75	ELECTION JUDGE
UnPaid	ROCHESTER FORD		\$18.72	PARTS FOR WATER TRUCK
UnPaid	SEMCAC		\$405.00	OCTOBER PASSES/BYRON
UnPaid	SOMERBY GOLF CLUB		\$105.00	SPOT SPRAYING SOCCER FIELDS
UnPaid	SPORTS TECHNOLOGY INC		\$43,000.00	BCRC LIGHT INSTALL
UnPaid	TATGE JEWELRY		\$153.14	CLOCKS FOR SCHEUER/ELLIS

***Check Summary Register©**

November 2016

	Name	Check Date	Check Amt
UnPaid	THORPE, JEFF		\$413.54 COMPUTER/MSFDA MEETING
UnPaid	TIMM, BRIAN		\$65.00 FIRE HALL CLEANING
UnPaid	ULINE		\$733.70 SAFETY SUPPLIES FOR SHOP
UnPaid	UNITED RENTALS HWY.TECH., I		\$1,132.69 ROLLER RENTAL FOR 7 ST NW & 4 ST NE
UnPaid	UC LABORATORY		\$989.10 WATER SAMPLES
UnPaid	VOL FIREMEN'S BENEFIT ASSN		\$194.00 ASSOCIATION RENEWALS
UnPaid	WHKS & CO		\$27,719.66 2016 STREET MAINT/8100.06
	Total Checks		\$198,478.91

Fire Relief Assn
 Pay. Gov
 Stamps.com
 PSN
 US Bank
 Northland Trust

\$44,796.10 State Aid
 \$409.05 Transitional Reinsurance Fee
 \$15.99 Monthly Service Charge
 \$624.41 October Credit Card Fees
 \$71,350.00 2015A Bond
 \$511,992.50 2006A, 2006B, 2007A, 2007B,
 2011A, 2009A Bonds

 \$827,666.96

BYRON, MN
COUNCIL WARRANT REPORT

Period Name: November

Act Year: 2016

Account	Search Name	Amount	Comments
Search Name ABEL SIGN & DECORATING CENTER			
E 101-42120-037	ABEL SIGN & DECORATING CENT	\$150.00	VEHICLE EQUIPMENT DECALS
Search Name ABEL SIGN & DECORATING CENTER		\$150.00	
Search Name AFFORDABLE BUTTONS.COM			
E 101-40110-048	AFFORDABLE BUTTONS.COM	\$260.00	BUTTONS FOR 150 YR
Search Name AFFORDABLE BUTTONS.COM		\$260.00	
Search Name ARROW ACE HARDWARE			
E 101-42130-021	ARROW ACE HARDWARE	\$209.96	SHOVELS
Search Name ARROW ACE HARDWARE		\$209.96	
Search Name BAHR ELECTRIC, INC			
E 707-48430-030	BAHR ELECTRIC, INC	\$348.14	PRIMARY BLDG DISCONNECT
Search Name BAHR ELECTRIC, INC		\$348.14	
Search Name BISHOP, MONICA			
E 101-40510-021	BISHOP, MONICA	\$68.13	REIMBURSEMENT FOR ELECTION DIVIDERS MILEAGE FOR AUGUST & NOVEMBER ELECTIONS
E 101-40510-032	BISHOP, MONICA	\$62.54	
Search Name BISHOP, MONICA		\$130.67	
Search Name BLUE TARP FINANCIAL(N. TOOL)			
E 101-40510-021	BLUE TARP FINANCIAL(N. TOOL)	\$8.98	YELLOW DUCT TAPE/ELECTIONS
E 703-48250-021	BLUE TARP FINANCIAL(N. TOOL)	\$13.99	STEEL LIQUID
Search Name BLUE TARP FINANCIAL(N. TOOL)		\$22.97	
Search Name BRAATEN SAND & GRAVEL			
E 101-45500-048	BRAATEN SAND & GRAVEL	\$300.48	ICE RINK TILING JOB
Search Name BRAATEN SAND & GRAVEL		\$300.48	
Search Name BYRON MARKETPLACE			
E 101-41200-021	BYRON MARKETPLACE	\$165.12	FIRE DEPT FOOD
Search Name BYRON MARKETPLACE		\$165.12	
Search Name BYRON PET CLINIC			
E 101-45500-046	BYRON PET CLINIC	\$900.00	2016 DOG PARK AGREEMENT
Search Name BYRON PET CLINIC		\$900.00	
Search Name BYRON REVIEW			
E 101-40910-033	BYRON REVIEW	\$20.19	P&Z PUBLIC HEARING NOTICE
Search Name BYRON REVIEW		\$20.19	
Search Name BYRON,CITY OF PETTY CASH			
E 101-40910-021	BYRON,CITY OF PETTY CASH	\$16.95	JANNA MAILING
E 101-40510-021	BYRON,CITY OF PETTY CASH	\$65.00	ELECTIONS
E 703-48250-021	BYRON,CITY OF PETTY CASH	\$37.14	ITRON MTG
E 101-40910-021	BYRON,CITY OF PETTY CASH	\$11.47	NUISANCE LETTER
E 703-48250-021	BYRON,CITY OF PETTY CASH	\$5.48	WATER SAMPLE POSTAGE DUE
E 101-40200-021	BYRON,CITY OF PETTY CASH	\$9.75	J2G MTG
E 101-40200-021	BYRON,CITY OF PETTY CASH	\$20.00	MARIES NOTARY
E 101-40510-021	BYRON,CITY OF PETTY CASH	\$18.74	PKG SENT FED EX
Search Name BYRON,CITY OF PETTY CASH		\$184.53	
Search Name COUNSELMAN, ERIC			
E 101-42120-046	COUNSELMAN, ERIC	\$38.75	WORK BOOTS
E 707-48430-046	COUNSELMAN, ERIC	\$38.75	WORK BOOTS
E 313-47000-030	COUNSELMAN, ERIC	\$1,079.97	REIMBURSEMENT FOR REPLACEMENT TREES FOR 13TH ST PROJECT
E 101-45500-046	COUNSELMAN, ERIC	\$38.75	WORK BOOTS
E 703-48250-046	COUNSELMAN, ERIC	\$38.75	WORK BOOTS

BYRON, MN
COUNCIL WARRANT REPORT

Period Name: November

Act Year: 2016

Account	Search Name	Amount	Comments
Search Name COUNSELMAN, ERIC		\$1,234.97	
Search Name DECKLEVER MECHANICAL INC			
E 101-40300-030	DECKLEVER MECHANICAL INC	\$621.16	ANNUAL SERVICE CHECK
Search Name DECKLEVER MECHANICAL INC		\$621.16	
Search Name EARL S SMALL ENGINE REPAIR			
E 101-42120-037	EARL S SMALL ENGINE REPAIR	\$26.67	SHARPEN CHAIN
E 225-41240-021	EARL S SMALL ENGINE REPAIR	\$26.67	SHARPEN CHAIN
E 101-45500-037	EARL S SMALL ENGINE REPAIR	\$253.69	GRAVELY REPAIR
E 101-45500-021	EARL S SMALL ENGINE REPAIR	\$26.66	SHARPEN CHAIN
E 101-45500-037	EARL S SMALL ENGINE REPAIR	\$34.95	ICE RINK SNOWBLOWER
Search Name EARL S SMALL ENGINE REPAIR		\$368.64	
Search Name EDGE CONTRACTING INC			
E 313-47000-030	EDGE CONTRACTING INC	\$95,631.90	PAY REQUEST 4/13TH STREET
Search Name EDGE CONTRACTING INC		\$95,631.90	
Search Name EMERGENCY MEDICAL PRODUCT			
E 101-41500-021	EMERGENCY MEDICAL PRODUCT	\$349.99	1ST RESPONDER GLOVES
Search Name EMERGENCY MEDICAL PRODUCT		\$349.99	
Search Name EMERGENT NETWORKS			
E 101-40110-030	EMERGENT NETWORKS	\$25.00	SHARED SERVICES
E 101-40200-030	EMERGENT NETWORKS	\$25.00	SHARED SERVICES
E 101-40510-030	EMERGENT NETWORKS	\$25.00	SHARED SERVICES
E 101-40910-030	EMERGENT NETWORKS	\$25.00	SHARED SERVICES
E 101-42120-030	EMERGENT NETWORKS	\$25.00	SHARED SERVICES
E 101-45500-030	EMERGENT NETWORKS	\$25.00	SHARED SERVICES
E 703-48250-030	EMERGENT NETWORKS	\$25.00	SHARED SERVICES
E 707-48430-030	EMERGENT NETWORKS	\$25.00	SHARED SERVICES
E 707-48430-030	EMERGENT NETWORKS	\$63.81	SYMANTEC
E 703-48250-030	EMERGENT NETWORKS	\$927.50	U.B. COMP SUPPORT
E 703-48250-030	EMERGENT NETWORKS	\$63.84	SYMANTEC
E 101-42120-030	EMERGENT NETWORKS	\$63.81	SYMANTEC
E 101-40110-030	EMERGENT NETWORKS	\$63.81	SYMANTEC
E 101-40200-030	EMERGENT NETWORKS	\$63.81	SYMANTEC
E 101-40510-030	EMERGENT NETWORKS	\$63.81	SYMANTEC
E 101-40910-030	EMERGENT NETWORKS	\$63.81	SYMANTEC
E 707-48430-030	EMERGENT NETWORKS	\$1,000.00	U.B. COMP SUPPORT
E 101-45500-030	EMERGENT NETWORKS	\$63.81	SYMANTEC
Search Name EMERGENT NETWORKS		\$2,638.01	
Search Name FIRE SAFETY USA, INC.			
E 707-48430-046	FIRE SAFETY USA, INC.	\$82.45	KEVIN CLOTHING
E 707-48430-046	FIRE SAFETY USA, INC.	\$66.00	DOYLE CLOTHING
E 101-41500-021	FIRE SAFETY USA, INC.	\$38.97	3 PKGS FIRE WIPES/1ST RESPONDER
E 101-42120-021	FIRE SAFETY USA, INC.	\$80.00	FIRST AID KITS FOR TRUCKS
E 101-42120-046	FIRE SAFETY USA, INC.	\$71.50	GLOVES
E 101-42120-046	FIRE SAFETY USA, INC.	\$133.90	JEREMY CLOTHING
E 101-45500-021	FIRE SAFETY USA, INC.	\$124.00	DAN CLOTHING
E 703-48250-021	FIRE SAFETY USA, INC.	\$98.90	JOHN BAUSMAN CLOTHING
E 101-41200-021	FIRE SAFETY USA, INC.	\$120.00	12 FIRE EXTINGUISHER CHECKS
E 703-48250-023	FIRE SAFETY USA, INC.	\$508.50	GLOVES
E 101-42120-046	FIRE SAFETY USA, INC.	\$15.95	ERIC CLOTHING
E 101-42120-046	FIRE SAFETY USA, INC.	\$48.90	TIM CLOTHING
E 101-42120-046	FIRE SAFETY USA, INC.	\$124.00	JOHN BENDIX CLOTHING
Search Name FIRE SAFETY USA, INC.		\$1,513.07	

BYRON, MN
COUNCIL WARRANT REPORT

Period Name: November

Act Year: 2016

Account	Search Name	Amount	Comments
Search Name FLEET SERVICES			
E 101-42120-021	FLEET SERVICES	\$34.63	ERIC'S TRUCK FUEL
E 707-48430-021	FLEET SERVICES	\$64.47	WWTP DEPT FUEL
E 703-48250-021	FLEET SERVICES	\$216.18	WATER DEPT FUEL
E 101-42120-021	FLEET SERVICES	\$357.43	STREET DEPT FUEL
E 101-45500-021	FLEET SERVICES	\$234.42	PARK DEPT FUEL
E 101-41500-021	FLEET SERVICES	\$75.90	1ST RESPONDER FUEL
E 101-41200-021	FLEET SERVICES	\$110.65	FIRE DEPT FUEL
E 707-48430-021	FLEET SERVICES	\$52.75	ERIC'S TRUCK FUEL
E 703-48250-021	FLEET SERVICES	\$52.98	ERIC'S TRUCK FUEL
Search Name FLEET SERVICES		<u>\$1,199.41</u>	
Search Name HYVEE WEST CIRCLE			
R 101-33600	HYVEE WEST CIRCLE	\$170.00	HEALTHY LIVING/FLU SHOT
Search Name HYVEE WEST CIRCLE		<u>\$170.00</u>	
Search Name KALMAR TOWNSHIP			
R 101-35200	KALMAR TOWNSHIP	\$1,176.00	OVERPAYMENT ON 2016 CONTRACT
R 101-35500	KALMAR TOWNSHIP	\$87.14	OVERPAYMENT ON 2016 CONTRACT
Search Name KALMAR TOWNSHIP		<u>\$1,263.14</u>	
Search Name KASSON HARDWARE HANK			
E 101-45500-037	KASSON HARDWARE HANK	\$15.48	SPARE PVC PARTS
E 703-48250-021	KASSON HARDWARE HANK	\$3.80	MNI EX
E 101-45500-021	KASSON HARDWARE HANK	\$47.06	CONCESSION STAND/SOCCER PARK
E 450-40110-050	KASSON HARDWARE HANK	\$12.45	FASTENERS
E 703-48250-021	KASSON HARDWARE HANK	\$5.98	POLY PUMP REPAIR
E 101-45500-037	KASSON HARDWARE HANK	\$17.97	SOCCER PARK WELL
E 101-42120-021	KASSON HARDWARE HANK	\$7.96	FASTENERS
E 101-45500-021	KASSON HARDWARE HANK	\$4.89	SHEETMETAL
Search Name KASSON HARDWARE HANK		<u>\$115.59</u>	
Search Name K-M REGIONAL VETERINARY HOSP.			
E 101-41960-010	K-M REGIONAL VETERINARY HOS	\$350.03	DOG PICK UPS
Search Name K-M REGIONAL VETERINARY HOSP.		<u>\$350.03</u>	
Search Name MACGREGOR, BRIAN			
E 101-41500-021	MACGREGOR, BRIAN	\$73.95	REIMBURSEMENT FOR 1ST RESPONDER GLOVES
E 101-41200-021	MACGREGOR, BRIAN	\$37.99	FIRE DEPT/REIMBURSEMENT PAPER TOWELS & TOILET PAPER
Search Name MACGREGOR, BRIAN		<u>\$111.94</u>	
Search Name MAGIN, SALLY			
E 101-40510-010	MAGIN, SALLY	\$157.50	ELECTION JUDGE
Search Name MAGIN, SALLY		<u>\$157.50</u>	
Search Name MAROLT, FRANK			
E 101-40510-010	MAROLT, FRANK	\$157.50	ELECTION JUDGE
Search Name MAROLT, FRANK		<u>\$157.50</u>	
Search Name MCCARTHY WELL COMPANY			
E 703-48250-046	MCCARTHY WELL COMPANY	\$420.00	WELL 2 & 3 YEARLY INSPECTION
Search Name MCCARTHY WELL COMPANY		<u>\$420.00</u>	
Search Name MCFOA			
E 101-40510-043	MCFOA	\$35.00	2016 MEMBERSHIP
Search Name MCFOA		<u>\$35.00</u>	
Search Name MELIN, MELODY			
E 101-40510-010	MELIN, MELODY	\$73.50	ELECTION JUDGE

BYRON, MN
COUNCIL WARRANT REPORT

Period Name: November

Act Year: 2016

Account	Search Name	Amount	Comments
	Search Name MELIN, MELODY	\$73.50	
	Search Name MELIN, ROBERT		
	E 101-40510-010 MELIN, ROBERT	\$105.00	ELECTION JUDGE
	Search Name MELIN, ROBERT	\$105.00	
	Search Name METERING & TECHNOLOGY SOLUTION		
	E 703-48250-021 METERING & TECHNOLOGY SOLU	\$177.70	POWER CORD FOR HANDHELD
	E 703-48250-021 METERING & TECHNOLOGY SOLU	\$2,982.45	1 INCH METER FOR FLEMING CONSTRUCTION
	Search Name METERING & TECHNOLOGY SOLUTION	\$3,160.15	
	Search Name MINNESOTA PIPE & EQUIPMENT		
	E 707-48430-037 MINNESOTA PIPE & EQUIPMENT	\$28.35	SEALANT
	Search Name MINNESOTA PIPE & EQUIPMENT	\$28.35	
	Search Name MINNESOTA PUMP WORKS		
	E 707-48430-037 MINNESOTA PUMP WORKS	\$485.00	WWTP LIFT STATION
	Search Name MINNESOTA PUMP WORKS	\$485.00	
	Search Name MISSISSIPPI WELDERS SUPPLY CO		
	E 101-42120-021 MISSISSIPPI WELDERS SUPPLY C	\$76.82	WELDING GAS
	Search Name MISSISSIPPI WELDERS SUPPLY CO	\$76.82	
	Search Name MN CITY/COUNTY MANAGEMENT ASSN		
	E 101-40200-043 MN CITY/COUNTY MANAGEMENT	\$135.00	2016/2017 MCMA MEMBERSHIP
	Search Name MN CITY/COUNTY MANAGEMENT ASSN	\$135.00	
	Search Name MN STATE FIRE DEPT ASSN		
	E 101-41200-030 MN STATE FIRE DEPT ASSN	\$264.00	2017 MEMBERSHIP
	Search Name MN STATE FIRE DEPT ASSN	\$264.00	
	Search Name MN STATE FIRE SERVICE CERT.		
	E 101-41200-030 MN STATE FIRE SERVICE CERT.	\$150.00	6 RECERTIFICATIONS
	Search Name MN STATE FIRE SERVICE CERT.	\$150.00	
	Search Name MOHS CONTRACTING INC		
	E 313-47000-030 MOHS CONTRACTING INC	\$5,612.83	BCRC CONCESSION BLDG
	Search Name MOHS CONTRACTING INC	\$5,612.83	
	Search Name MONOSMITH, JANNA		
	E 101-40910-032 MONOSMITH, JANNA	\$30.68	MILEAGE TO/FROM SSC/WELLNESS & ACA
	Search Name MONOSMITH, JANNA	\$30.68	
	Search Name MORRIS CONCRETE		
	E 101-42120-037 MORRIS CONCRETE	\$1,250.00	CURB REPLACEMENT
	Search Name MORRIS CONCRETE	\$1,250.00	
	Search Name MUNICIPAL EMERGENCY SERVICES		
	E 101-41200-037 MUNICIPAL EMERGENCY SERVIC	\$35.00	FUEL CHARGE
	E 101-41200-021 MUNICIPAL EMERGENCY SERVIC	\$35.00	SERVICE AIR RACK
	Search Name MUNICIPAL EMERGENCY SERVICES	\$70.00	
	Search Name N2V SOLUTIONS LLC		
	E 101-40200-030 N2V SOLUTIONS LLC	\$10.36	NOV PHONE BILL
	E 703-48250-030 N2V SOLUTIONS LLC	\$10.36	NOV PHONE BILL
	E 101-40110-030 N2V SOLUTIONS LLC	\$10.36	NOV PHONE BILL
	E 101-40910-030 N2V SOLUTIONS LLC	\$10.36	NOV PHONE BILL
	E 101-45500-030 N2V SOLUTIONS LLC	\$10.36	NOV PHONE BILL
	E 707-48430-030 N2V SOLUTIONS LLC	\$10.36	NOV PHONE BILL
	E 101-42120-030 N2V SOLUTIONS LLC	\$10.36	NOV PHONE BILL

BYRON, MN
COUNCIL WARRANT REPORT

Period Name: November

Act Year: 2016

Account	Search Name	Amount	Comments
E 101-40510-030	N2V SOLUTIONS LLC	\$10.36	NOV PHONE BILL
Search Name N2V SOLUTIONS LLC		\$82.88	
Search Name NAPA AUTO PARTS OF ROCHESTER			
E 101-42120-037	NAPA AUTO PARTS OF ROCHEST	\$6.45	F-450
E 101-41200-021	NAPA AUTO PARTS OF ROCHEST	\$21.38	FIRE DEPT PROPANE CYLINDER
E 101-41500-021	NAPA AUTO PARTS OF ROCHEST	\$143.99	1ST RESPONDER BATTERY
E 101-42120-037	NAPA AUTO PARTS OF ROCHEST	\$72.52	F-450
E 101-42120-037	NAPA AUTO PARTS OF ROCHEST	\$146.99	STREETS TRUCK
E 101-42120-037	NAPA AUTO PARTS OF ROCHEST	\$510.62	F-450
E 101-42120-037	NAPA AUTO PARTS OF ROCHEST	\$163.46	AIR FILTER/BRAKE ROTOR
E 101-42120-037	NAPA AUTO PARTS OF ROCHEST	\$111.78	1 TON/F450
Search Name NAPA AUTO PARTS OF ROCHESTER		\$1,177.19	
Search Name NATIONWIDE DI WATER SOLUTIONS			
E 101-41200-021	NATIONWIDE DI WATER SOLUTI	\$225.00	TANK REGENERATION
Search Name NATIONWIDE DI WATER SOLUTIONS		\$225.00	
Search Name NORTHLAND TRUST SERVICES, INC.			
E 511-47100-060	NORTHLAND TRUST SERVICES, I	\$60,000.00	2011A BOND
E 511-47100-061	NORTHLAND TRUST SERVICES, I	\$4,268.75	2011A BOND
E 502-47100-060	NORTHLAND TRUST SERVICES, I	\$55,000.00	2007B BOND
E 502-47100-061	NORTHLAND TRUST SERVICES, I	\$2,200.00	2007B BOND
E 502-47100-062	NORTHLAND TRUST SERVICES, I	\$495.00	PAYING AGENT
E 507-47100-060	NORTHLAND TRUST SERVICES, I	\$265,000.00	2009A BOND
E 505-47100-061	NORTHLAND TRUST SERVICES, I	\$467.50	2006A BOND
E 514-47100-060	NORTHLAND TRUST SERVICES, I	\$70,000.00	2007A BOND
E 506-47100-060	NORTHLAND TRUST SERVICES, I	\$22,000.00	2006B BOND
E 507-47100-060	NORTHLAND TRUST SERVICES, I	\$22,000.00	2006A BOND
E 514-47100-061	NORTHLAND TRUST SERVICES, I	\$1,400.00	2007A BOND
E 506-47100-061	NORTHLAND TRUST SERVICES, I	\$467.50	2006B BOND
E 507-47100-061	NORTHLAND TRUST SERVICES, I	\$8,693.75	2009A BOND
Search Name NORTHLAND TRUST SERVICES, INC.		\$511,992.50	
Search Name OLMSTED COUNTY FINANCE DEPT.			
E 308-40600-030	OLMSTED COUNTY FINANCE DEP	\$200.00	KODIAK TIF CHARGE 2016
E 101-40510-030	OLMSTED COUNTY FINANCE DEP	\$46.00	EASEMENT APPURENANT RECORDING
Search Name OLMSTED COUNTY FINANCE DEPT.		\$246.00	
Search Name ON SITE SANITATION			
E 101-45500-038	ON SITE SANITATION	\$85.00	NOVEMBER SKATING RINK
E 101-45500-038	ON SITE SANITATION	\$42.15	SKATING RINK
Search Name ON SITE SANITATION		\$127.15	
Search Name OPPORTUNITY SERVICES			
E 101-40300-030	OPPORTUNITY SERVICES	\$31.24	CITY HALL CLEANING/ PARTIAL DAY IN AUGUST
E 101-40300-030	OPPORTUNITY SERVICES	\$124.96	CITY HALL CLEANING/OCTOBER
Search Name OPPORTUNITY SERVICES		\$156.20	
Search Name OVREBO-LETH, LINDA			
E 101-40510-010	OVREBO-LETH, LINDA	\$107.63	ELECTION JUDGE
Search Name OVREBO-LETH, LINDA		\$107.63	
Search Name PAY.GOV			
G 101-23200	PAY.GOV	\$409.05	TRANSITIONAL REINSURANCE FEE
Search Name PAY.GOV		\$409.05	
Search Name PAYMENT SERVICE NETWORK			
E 101-40940-030	PAYMENT SERVICE NETWORK	\$64.11	OCTOBER CREDIT CARD/MISC

BYRON, MN
COUNCIL WARRANT REPORT

Period Name: November

Act Year: 2016

Account	Search Name	Amount	Comments
E 707-48430-030	PAYMENT SERVICE NETWORK	\$280.15	OCTOBER CREDIT CARDS/UB
E 703-48250-030	PAYMENT SERVICE NETWORK	\$280.15	OCTOBER CREDIT CARDS/UB
Search Name PAYMENT SERVICE NETWORK		\$624.41	
Search Name PETERSON, MARIE			
E 101-40510-010	PETERSON, MARIE	\$173.25	ELECTION JUDGE
Search Name PETERSON, MARIE		\$173.25	
Search Name PRAIRIE VISTA PAINTS LLC			
E 101-45500-021	PRAIRIE VISTA PAINTS LLC	\$138.07	ICE RINK BOARD PAINT
E 101-45500-021	PRAIRIE VISTA PAINTS LLC	\$566.00	SOCCER PARK STRIPING PAING
Search Name PRAIRIE VISTA PAINTS LLC		\$704.07	
Search Name RASSEL, BRENDA			
E 101-40510-010	RASSEL, BRENDA	\$78.75	ELECTION JUDGE
Search Name RASSEL, BRENDA		\$78.75	
Search Name ROCHESTER FORD			
E 703-48250-021	ROCHESTER FORD	\$18.72	PARTS FOR WATER TRUCK
Search Name ROCHESTER FORD		\$18.72	
Search Name SEMCAC			
R 101-36400	SEMCAC	\$405.00	OCTOBER PASSES/BYRON
Search Name SEMCAC		\$405.00	
Search Name SOMERBY GOLF CLUB			
E 101-45500-021	SOMERBY GOLF CLUB	\$105.00	SPOT SPRAYING SOCCER FIELDS
Search Name SOMERBY GOLF CLUB		\$105.00	
Search Name SPORTS TECHNOLOGY INC			
E 313-47000-030	SPORTS TECHNOLOGY INC	\$43,000.00	BCRC LIGHT INSTALL
Search Name SPORTS TECHNOLOGY INC		\$43,000.00	
Search Name STAMPS.COM			
E 101-40910-030	STAMPS.COM	\$15.99	MONTHLY SERVICE CHARGE
Search Name STAMPS.COM		\$15.99	
Search Name TATGE JEWELRY			
E 101-41200-021	TATGE JEWELRY	\$153.14	CLOCKS FOR SCHEUER/ELLIS
Search Name TATGE JEWELRY		\$153.14	
Search Name THORPE, JEFF			
E 101-41200-021	THORPE, JEFF	\$413.54	COMPUTER/MSFDA MEETING
Search Name THORPE, JEFF		\$413.54	
Search Name TIMM, BRIAN			
E 101-41200-046	TIMM, BRIAN	\$48.75	FIRE HALL CLEANING
E 101-41500-037	TIMM, BRIAN	\$16.25	FIRE HALL CLEANING
Search Name TIMM, BRIAN		\$65.00	
Search Name ULINE			
E 101-42120-021	ULINE	\$244.56	SAFETY SUPPLIES FOR SHOP
E 101-45500-021	ULINE	\$244.57	SAFETY SUPPLIES FOR SHOP
E 703-48250-021	ULINE	\$244.57	SAFETY SUPPLIES FOR SHOP
Search Name ULINE		\$733.70	
Search Name UNITED RENTALS HWY.TECH., INC			
E 703-48250-037	UNITED RENTALS HWY.TECH., IN	\$1,132.69	ROLLER RENTAL FOR 7 ST NW & 4 ST NE
Search Name UNITED RENTALS HWY.TECH., INC		\$1,132.69	
Search Name US BANK			

BYRON, MN
COUNCIL WARRANT REPORT

Period Name: November

Act Year: 2016

Account	Search Name	Amount	Comments
E 518-47100-061	US BANK	\$41,000.00	2015A BOND
E 707-48430-059	US BANK	\$4,281.00	2015A BOND
E 703-48250-059	US BANK	\$8,562.00	2015A BOND
E 518-47100-060	US BANK	\$17,507.00	2015A BOND
Search Name US BANK		\$71,350.00	
Search Name UTILITY CONSULTANTS			
E 707-48430-021	UTILITY CONSULTANTS	\$884.60	WWTP SAMPLES
E 703-48250-046	UTILITY CONSULTANTS	\$104.50	WATER SAMPLES
Search Name UTILITY CONSULTANTS		\$989.10	
Search Name VOL FIREMEN S BENEFIT ASSN MN			
E 101-41200-021	VOL FIREMEN S BENEFIT ASSN M	\$194.00	ASSOCIATION RENEWALS
Search Name VOL FIREMEN S BENEFIT ASSN MN		\$194.00	
Search Name WHKS & CO			
E 313-47000-030	WHKS & CO	\$18,583.88	13TH STREET/8100.05
E 703-48250-030	WHKS & CO	\$87.36	GIS/07938.16
E 703-48250-030	WHKS & CO	\$388.80	WELL HEAD PROTECTION/8100.04
E 313-47000-030	WHKS & CO	\$2,029.04	SOCCER PARKING LOT/8100.03
E 101-40960-030	WHKS & CO	\$2,047.78	MISC/6000.16
G 806-20400	WHKS & CO	\$1,893.40	CVE PLAT/PLAN REVIEW/6000.16
G 807-20400	WHKS & CO	\$750.00	KNUTSON PED RAMP/6000.16
G 805-20400	WHKS & CO	\$1,347.40	EAST VILLAGE PLAT/PLAN REVIEW/6000.16
E 101-42120-059	WHKS & CO	\$592.00	2016 STREET MAINT/8100.06
Search Name WHKS & CO		\$27,719.66	
		\$782,870.86	

Fire Relief Assoc

44,796.10

\$827,666.96

State Aid.

BYRON, MN
COUNCIL APPROVAL AFTER PAYMENT WARRANT REPORT

Period Name: November

Act Year: 2016

Account	Search Name	Amount	Comments
Search Name AMERIPRIDE LINEN & APPAREL			
E 101-42120-046	AMERIPRIDE LINEN & APPAREL	\$42.25	RAGS AND TOWELS
Search Name AMERIPRIDE LINEN & APPAREL		\$42.25	
Search Name CHARTER COMMUNICATIONS			
E 707-48430-031	CHARTER COMMUNICATIONS	\$12.50	MONTHLY INTERNET
E 703-48250-031	CHARTER COMMUNICATIONS	\$12.50	MONTHLY INTERNET
E 101-42130-031	CHARTER COMMUNICATIONS	\$12.50	MONTHLY INTERNET
E 101-45500-031	CHARTER COMMUNICATIONS	\$12.50	MONTHLY INTERNET
E 101-40910-031	CHARTER COMMUNICATIONS	\$12.50	MONTHLY INTERNET
E 101-40510-031	CHARTER COMMUNICATIONS	\$12.49	MONTHLY INTERNET
E 101-40200-031	CHARTER COMMUNICATIONS	\$12.49	MONTHLY INTERNET
E 101-42120-031	CHARTER COMMUNICATIONS	\$12.50	MONTHLY INTERNET
E 101-41200-021	CHARTER COMMUNICATIONS	\$7.75	FIRE DEPT CABLE
Search Name CHARTER COMMUNICATIONS		\$107.73	
Search Name FRONTIER COMMUNICATIONS			
E 707-48430-031	FRONTIER COMMUNICATIONS	\$108.55	5077757160
E 707-48430-031	FRONTIER COMMUNICATIONS	\$39.48	5077753400
E 703-48250-031	FRONTIER COMMUNICATIONS	\$39.48	5077753400
E 101-41200-031	FRONTIER COMMUNICATIONS	\$115.23	5077752603
E 707-48430-031	FRONTIER COMMUNICATIONS	\$108.10	5071961102
E 101-40300-031	FRONTIER COMMUNICATIONS	\$39.47	5077753400
E 703-48250-031	FRONTIER COMMUNICATIONS	\$108.54	5077757160
E 101-41500-031	FRONTIER COMMUNICATIONS	\$26.30	5077752603
E 101-45700-031	FRONTIER COMMUNICATIONS	\$28.68	5077756916
Search Name FRONTIER COMMUNICATIONS		\$613.83	
Search Name MIDWEST WIRELESS			
E 101-41200-031	MIDWEST WIRELESS	\$13.76	5079514895
E 703-48250-031	MIDWEST WIRELESS	\$16.90	5079510203
E 707-48430-031	MIDWEST WIRELESS	\$20.00	5076969669
E 707-48430-031	MIDWEST WIRELESS	\$16.90	5079510203
E 703-48250-031	MIDWEST WIRELESS	\$12.68	9209180293
E 703-48250-031	MIDWEST WIRELESS	\$20.01	5076969669
E 101-45500-031	MIDWEST WIRELESS	\$12.67	9209180293
E 101-42120-031	MIDWEST WIRELESS	\$12.68	9209180293
E 101-42120-031	MIDWEST WIRELESS	\$16.91	5079510203
E 703-48250-031	MIDWEST WIRELESS	\$40.01	5075174025
E 101-40200-031	MIDWEST WIRELESS	\$85.60	5072737003
E 707-48430-031	MIDWEST WIRELESS	\$12.68	9209180293
Search Name MIDWEST WIRELESS		\$280.80	
Search Name WASTE MANAGEMENT			
E 707-48430-036	WASTE MANAGEMENT	\$99.33	SEWER PLANT
E 101-41500-036	WASTE MANAGEMENT	\$18.46	FIRE HALL
E 101-41200-036	WASTE MANAGEMENT	\$80.87	FIRE HALL
E 101-40300-036	WASTE MANAGEMENT	\$81.84	CITY HALL
E 101-42120-036	WASTE MANAGEMENT	\$81.26	SHOP
Search Name WASTE MANAGEMENT		\$361.76	
Search Name XCEL ENERGY/NSP			
E 707-48430-036	XCEL ENERGY/NSP	\$51.41	IND. PARK LIFT STATION
E 101-45700-036	XCEL ENERGY/NSP	\$53.20	CITY POOL
E 703-48250-036	XCEL ENERGY/NSP	\$1,754.56	WELL HOUSE #2
E 101-42170-036	XCEL ENERGY/NSP	\$113.16	216 OLD TOWNE NIGHTWATCH
E 101-45500-036	XCEL ENERGY/NSP	\$78.64	ICE RINK
E 101-42170-036	XCEL ENERGY/NSP	\$6,121.19	STREET LIGHTS

BYRON, MN
COUNCIL APPROVAL AFTER PAYMENT WARRANT REPORT

Period Name: November

Act Year: 2016

Account	Search Name	Amount	Comments
E 707-48430-036	XCEL ENERGY/NSP	\$140.08	2ND AVE NW LIFT STATION
Search Name XCEL ENERGY/NSP		\$8,312.24	
		\$9,718.61	

2905 South Broadway
Rochester, MN 55904-5515
Phone: 507.288.3923
Fax: 507.288.2675
Email: rochester@whks.com
Website: www.whks.com



November 2, 2016

Ms. Mary Blair-Hoeft
City Administrator
City of Byron
680 Byron Main Court NE
Byron, MN 55920

RE: Byron, MN
13th Street NW
Pay Request No. 4

Dear Mary:

Enclosed is Pay Request No. ~~3~~⁴ for work on the above referenced project. We recommend the payment in the amount of \$95,631.90 to:

Edge Contracting, Inc.
27854 County Road 73
Elgin, MN 55932

Please contact me if you have any questions.

Sincerely,

WHKS & CO.

A handwritten signature in black ink, appearing to read 'D.D. Sikkink', is written over the company name.

Daren D. Sikkink P.E.

DDS/jl

Enclosure

cc: Eric Counselman, City of Byron
Bill Angerman, WHKS (file)
Steve Jech, Edge Contracting

2905 South Broadway
Rochester, MN 55904
Phone: 507.288.3923



PARTIAL PAYMENT ESTIMATE
FOR CONSTRUCTION WORK COMPLETED

Project: 13th Street NW
Project No.: 8100.05
Location: Byron, MN
Contractor: Edge Contracting

Bid Price: \$709,319.75
Date: Nov. 2, 2016
Estimate #: 4
% Complete: 70.3%

Line No.	Description	Contract Quantity	Unit	Unit Price	Quantity Completed Previous Estimates	Quantity Completed This Estimate	Quantity Completed to Date	Total
1	Mobilization	1	LS	\$ 20,640.00	0.5	0.0	0.5	\$ 10,320.00
2	Remove Curb & Gutter	55	LF	\$ 3.00	55	0	55	\$ 165.00
3	Remove Pipe Sewers (Storm)	75	LF	\$ 10.00	75	0	75	\$ 750.00
4	Remove Concrete Walk	35	SY	\$ 3.00	35	0	35	\$ 105.00
5	Remove Bituminous Pavement	2,125	SY	\$ 2.50	2125	0	2,125	\$ 5,312.50
6	Remove Bollards	1	Each	\$ 200.00	0	0	0	\$ -
7	Remove, Salvage, Reinstall Apron	2	Each	\$ 300.00	2	0	2	\$ 600.00
8	Common Excavation (P)	12,600	CY	\$ 4.95	12121	479	12,600	\$ 62,370.00
9	Stabilizing Aggregate - Breaker Run	1,600	CY	\$ 26.75	1532	0	1,532	\$ 40,981.00
10	Aggregate Surfacing, CL 5	115	CY	\$ 26.75	0	174	174	\$ 4,654.50
11	Aggregate Base (CV) Class 5	3,500	CY	\$ 26.75	3281	219	3,500	\$ 93,625.00
12	Geotextile Fabric, Type 5	9,500	SY	\$ 1.00	9500	0	9,500	\$ 9,500.00
13	Aggregate for Pipe Foundation	100	CY	\$ 20.00	0	0	0	\$ -
14	Granular Backfill for Storm Sewer	600	CY	\$ 15.00	300	300	600	\$ 9,000.00
15	Type SP 12.5 Wearing Course Mix	1,700	Ton	\$ 66.05	0	208	208	\$ 13,756.89
16	Type SP 12.5 Non Wearing Course Mix	1,700	Ton	\$ 66.05	0	653	653	\$ 43,153.77
17	15" RC Pipe Apron	1	Each	\$ 350.00	1	0	1	\$ 350.00
18	24" RC Pipe Apron	1	Each	\$ 470.00	1	0	1	\$ 470.00
19	Trash Guard for 15" Pipe Apron	1	Each	\$ 300.00	1	0	1	\$ 300.00
20	Trash Guard for 24" Pipe Apron	1	Each	\$ 490.00	1	0	1	\$ 490.00
21	4" Perf PVC Pipe Drain	640	LF	\$ 10.00	1270	0	1,270	\$ 12,700.00
22	12" Pipe Sewer	235	LF	\$ 26.50	235	0	235	\$ 6,227.50
23	15" Pipe Sewer	535	LF	\$ 29.00	535	0	535	\$ 15,515.00
24	18" Pipe Sewer	300	LF	\$ 29.50	300	0	300	\$ 8,850.00
25	24" Pipe Sewer	209	LF	\$ 35.50	209	0	209	\$ 7,419.50
26	Connect to Existing Storm Sewer	5	Each	\$ 750.00	5	0	5	\$ 3,750.00
27	Ductile Iron Fittings	110	LB	\$ 10.00	110	0	110	\$ 1,100.00
28	Adjust Valve Box	2	Each	\$ 250.00	0	0	0	\$ -
29	Relocate Hydrant Assembly	2	Each	\$ 1,000.00	2	0	2	\$ 2,000.00
30	6" Gate Valve & Box	1	Each	\$ 1,050.00	0	0	0	\$ -
31	Connect to Existing Watermain	2	Each	\$ 750.00	2	0	2	\$ 1,500.00
32	6" Watermain	25	LF	\$ 100.00	25	0	25	\$ 2,500.00
33	Const Drainage Structure Type 1	11	Each	\$ 1,231.00	11	0	11	\$ 13,541.00
34	Const Drainage Structure Type 4	4	Each	\$ 1,450.00	4	0	4	\$ 5,800.00
35	Adjust Frame & Ring Casting	5	Each	\$ 300.00	0	0	0	\$ -
36	Modify Manhole	2	Each	\$ 2,500.00	2	0	2	\$ 5,000.00
37	4" Concrete Walk	305	SF	\$ 7.00	0	328	328	\$ 2,292.50
38	Pedestrian Ramps	9	Each	\$ 2,500.00	5	4	9	\$ 22,500.00
39	8" Concrete Driveway Pavement	125	SY	\$ 68.00	106	24	130	\$ 8,840.00
40	Concrete Curb & Gutter Design B624	3,720	LF	\$ 16.40	3752	46	3,798	\$ 62,279.00
41	Traffic Control	1	LS	\$ 8,000.00	0.5	0.5	1.0	\$ 8,000.00
42	Silt Fence, Type Machine Sliced	2,000	LF	\$ 2.10	2000	0	2,000	\$ 4,200.00
43	Storm Drain Inlet Protection	22	Each	\$ 250.00	3	10	13	\$ 3,250.00
44	Stabilized Construction Exit	2	Each	\$ 2,000.00	0	1	1	\$ 2,000.00

2905 South Broadway
 Rochester, MN 55904
 Phone: 507.288.3923



PARTIAL PAYMENT ESTIMATE
 FOR CONSTRUCTION WORK COMPLETED

Project: 13th Street NW
 Project No.: 8100.05
 Location: Byron, MN
 Contractor: Edge Contracting

Bid Price: \$709,319.75
 Date: Nov. 2, 2016
 Estimate #: 4
 % Complete: 70.3%

Line No.	Description	Contract Quantity	Unit	Unit Price	Quantity Completed Previous Estimates	Quantity Completed This Estimate	Quantity Completed to Date	Total
45	Dust Control	5	Each	\$500.00	0	0	0	\$ -
46	Topsoil Borrow (LV)	150	CY	\$ 20.00	0	150	150	\$ 3,000.00
47	Erosion Control Blanket, Category 3	7,220	SY	\$ 1.20	0	0	0	\$ -
48	Seeding & Mulching	2	Acre	\$ 6,050.00	0	0	0	\$ -
49	4" Solid Line Yellow-Epoxy	2,760	LF	\$ 0.60	0	0	0	\$ -
50	Material Testing	1	LS	\$ 2,000.00	0	0	0	\$ -
51	Traffic Sign with Post	6	Each	\$ 300.00	0	0	0	\$ -
52	Crosswalk Stripe	3	Each	\$ 650.00	0	0	0	\$ -
53	4 inch Cleanout	3	Each	\$ 100.00	0	0	0	\$ -
54	Reinstall Salvaged Trash Guards	2	Each	\$ 100.00	0	2	2	\$ 200.00
55	8 inch PVC Pipe Drain	11	LF	\$ 30.00	11	0	11	\$ 330.00

Total Work Completed to Date \$ 498,698.16

Less 5% Retainage \$ (24,934.91)
 Less Previous Payments \$ (378,131.35)

Net Payment this Estimate \$ 95,631.90

2905 South Broadway
Rochester, MN 55904-5515
Phone: 507.288.3923
Fax: 507.288.2675
Email: rochester@whks.com
Website: www.whks.com



October 31, 2016

Ms. Mary Blair-Hoeft
City Administrator
City of Byron
680 Byron Main Court NE
Byron, MN 55920

RE: Byron, MN
Byron Community Recreation Complex
Concession Building
Pay Request No. 3

Dear Mary:

Enclosed is Pay Request No. 3 for work on the above referenced project. We recommend payment in the amount of \$5,612.83 to:

Mohs Contracting, Inc.
969 39th Ave. NW Suite A
Owatonna, MN 55060

Please contact me if you have any questions.

Sincerely,

WHKS & CO.

A handwritten signature in black ink, appearing to read 'Daren D. Sikkink', is written over the company name.

Daren D. Sikkink, P.E.

DDS/jml

Enclosure

cc: Eric Counselman, City of Byron
Bill Angerman, WHKS (file)
Justin Fletcher, Mohs Contracting

AIA Document G702™ - 1992

Application and Certificate for Payment

TO OWNER: City of Byron **PROJECT:** Byron Community Recreation Complex
 Concession Building
 1650 4th St. NW
 Bryon, MN
 WHKS
CONTRACTOR: Mohs Contracting, Inc. **VIA ARCHITECT:** 2905 S. Broadway
 969 39th Ave. NW Suite A Owatonna, MN 55060 Rochester, MN 55904
APPLICATION NO: 003
PERIOD TO: October 31, 2016
CONTRACT FOR: General Construction
CONTRACT DATE: June 29, 2016
PROJECT NOS: 1602 / 16-006 /

Distribution to:
 OWNER:
 ARCHITECT: X
 CONTRACTOR:
 FIELD:
 OTHER:

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM \$ 319,200.00
 2. NET CHANGE BY CHANGE ORDERS \$ -5,422.00
 3. CONTRACT SUM TO DATE (Line 1 ± 2) \$ 313,778.00
 4. TOTAL COMPLETED & STORED TO DATE (Column G on G703) \$ 53,463.97
 5. RETAINAGE:
 a. 5% of Completed Work
 (Column D + E on G703) \$ 2,472.50
 b. 5% of Stored Material
 (Column F on G703) \$ 200.70
 Total Retainage (Lines 5a + 5b or Total in Column I of G703) \$ 2,673.20
 6. TOTAL EARNED LESS RETAINAGE \$ 50,790.77
 (Line 4 Less Line 5 Total)
 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT \$ 45,177.94
 (Line 6 from prior Certificate)
 8. CURRENT PAYMENT DUE \$ 5,612.83
 9. BALANCE TO FINISH, INCLUDING RETAINAGE
 (Line 3 less Line 6) \$ 262,987.23

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$ -5,422.00	\$ 0.00
Total approved this Month	\$ 0.00	\$ 0.00
TOTALS	\$ -5,422.00	\$ 0.00
NET CHANGES by Change Order	\$	-5,422.00

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:

By: _____

State of: MN

County of: Steele

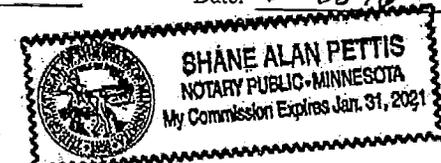
Subscribed and sworn to before

me this 28 day of October

Notary Public: _____

My Commission expires: _____

Date: 10-29-16



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 5,612.83

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT:

By: _____

Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.



AIA[®] Document G703[™] - 1992

Continuation Sheet

AIA Document, G702[™]-1992, Application and Certification for Payment, or G736[™]-2009, Project Application and Project Certificate for Payment, Construction Manager as Adviser Edition, containing Contractor's signed certification is attached.
In tabulations below, amounts are in US dollars.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO: 003

APPLICATION DATE: 10/31/2016

PERIOD TO: 10/31/2016

ARCHITECT'S PROJECT NO: 1602

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)				TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)		
1	01 00 00: General Conditions	48,111.00	7,698.73	1,894.27	0.00	9,593.00	19.94 %	38,518.00	479.66	
2	01 78 33: Bonds	4,407.00	4,407.00	0.00	0.00	4,407.00	100.00 %	0.00	220.35	
3	03 05 00: Common Work Results for Concrete	47,255.00	0.00	0.00	0.00	0.00	0.00 %	47,255.00	0.00	
4	04 05 00: Common Work Results for Masonry	36,445.00	21,800.00	0.00	0.00	21,800.00	59.82 %	14,645.00	1,090.00	
5	05 12 00: Structural Steel Framing	6,380.00	0.00	0.00	0.00	0.00	0.00 %	6,380.00	0.00	
6	06 22 00: Millwork	3,000.00	0.00	0.00	0.00	0.00	0.00 %	3,000.00	0.00	
7	06 11 00: Wood Framing	16,547.00	0.00	0.00	0.00	0.00	0.00 %	16,547.00	0.00	
8	07 21 00: Thermal Insulation	1,500.00	0.00	0.00	0.00	0.00	0.00 %	1,500.00	0.00	
9	07 41 00: Metal Walls and Roof Panels	49,983.00	0.00	0.00	0.00	0.00	0.00 %	49,983.00	0.00	
10	07 92 00: Joint Sealants	875.00	0.00	0.00	0.00	0.00	0.00 %	875.00	0.00	
11	08 11 00: Metal Doors and Frames	6,499.00	0.00	0.00	4,013.97	4,013.97	61.76 %	2,485.03	200.70	
12	08 33 00: Overhead Coiling Counter Doors	3,050.00	0.00	0.00	0.00	0.00	0.00 %	3,050.00	0.00	

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)		
13	09 91 00: Painting	4,750.00	0.00	0.00	0.00	0.00	0.00 %	4,750.00	0.00
14	10 05 00: Common Work Results for Specialties	6,132.00	0.00	0.00	0.00	0.00	0.00 %	6,132.00	0.00
15	12 32 00: Solid Surface Fabrication	5,108.00	0.00	0.00	0.00	0.00	0.00 %	5,108.00	0.00
16	22 05 00: Common Work Results for Plumbing	48,200.00	0.00	0.00	0.00	0.00	0.00 %	48,200.00	0.00
17	23 05 00: Common Work Results for Electrical	12,896.00	6,066.00	0.00	0.00	6,066.00	47.04 %	6,830.00	303.30
18	31 05 00: Common Work Results for Earthwork	12,640.00	7,584.00	0.00	0.00	7,584.00	60.00 %	5,056.00	379.20
	GRAND TOTAL	\$313,778.00	\$47,555.73	\$1,894.27	\$4,013.97	\$53,463.97	17.04 %	\$260,314.03	\$2,673.21



Sports Technology Inc.

PO Box 27231
Golden Valley, MN 55427

Invoice

Date

10/27/2016

Phone # (763) 546-0437

Fax # (763) 525-0070

hgallop@sportstechnologyinc.com

Bill To
City of Byron 6801 Byron Main Court NE Byron, MN 55922

P.O. No.	Terms
	Net 30

Quantity	Description	Amount
11	Installation of Musco Bases at Byron Softball Fields	43,000.00
	Sales Tax	0.00
Partial Billing		Total \$43,000.00

AGENDA REQUEST

In an effort to more efficiently utilize Committee meetings, the following "agenda request" information is solicited. This information will enable members to be briefed in advance, to investigate and research potential problems or background information, to determine which issues merit consideration, and to schedule requested agenda items for proper consideration.

Name of person submitting agenda request: Amy McKinnis -

Address: 150 year Committee

Phone Number: (W) _____ (H) _____

Date of Meeting: 11.15.16

Date of Request: _____

Date Information Submitted: 11.10.16

What is the nature of your request? _____

Approve fireworks display December 3rd
(back-up date December 10th) - Same location
as Good Neighbor Days 2016 on 4th St NE

What action is requested of the Committee? _____

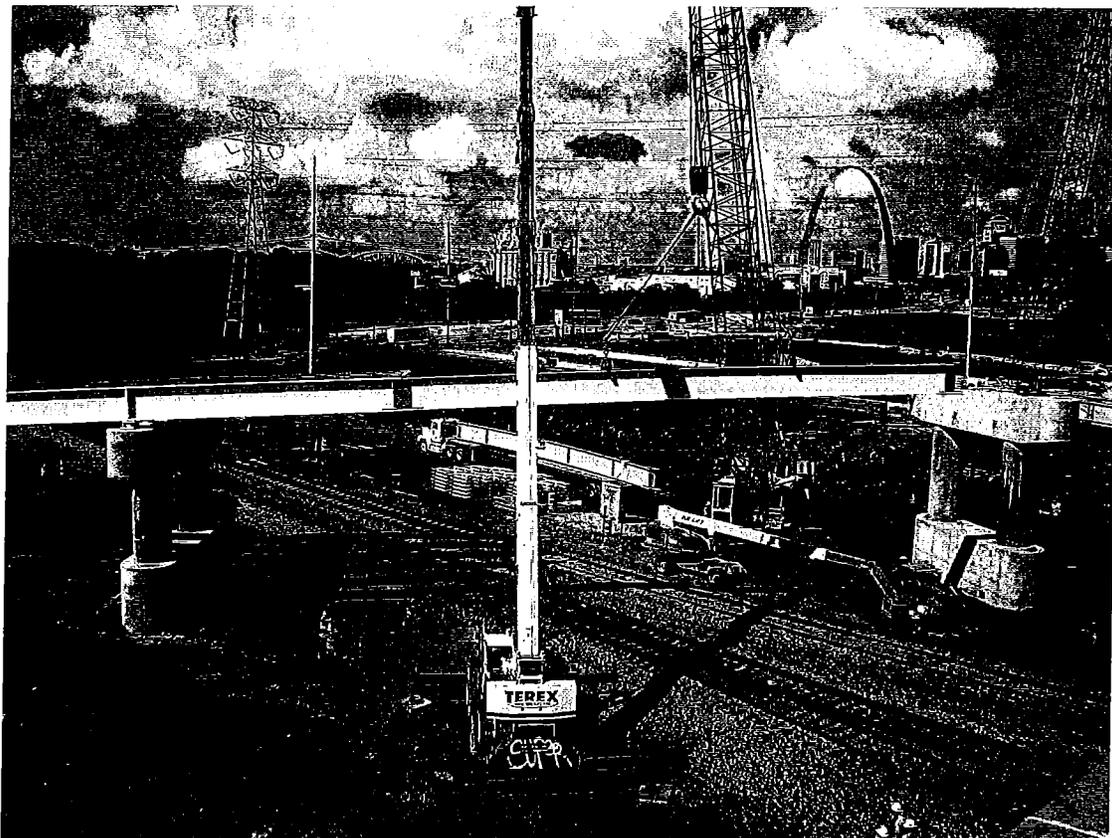
This requires Road Closure for a
short period of time as it was on G.N.D.

November 1, 2016

But how did it get here?

Next time you drive under a bridge, glance up and notice the steel or concrete structure that's holding it up. The design engineer gave a great deal of thought to the weight of that tractor trailer that's right above your head to ensure that, once they're in place, those girders have the strength to carry that truck and any other loads that drive across the bridge.

But while the bridge is being constructed, that steel and concrete is subjected to an entirely different set of stresses as they're being erected and put into final position. The loads imposed as the crane lifts the girder into place are completely different from the ones that girder is designed to ultimately carry. The stresses on a temporary connection that hold a beam in place until it's permanently attached need to be as carefully considered as the ones that will be there for the next 50 years.



The new MLK Connector over Illinois Rte. 3 in St. Clair County is an eight-span, continuous horizontally curved composite steel girder bridge that crosses an active roadway and two railway tracks. In other words, it's complex. So the Department of Transportation required that a Structural Engineer prepare a steel erection plan prior to construction to consider and account for the stresses imposed through the construction period.

The engineers at WHKS considered how many girders to erect at one time, how, and in what sequence they should be bolted together, the stresses that would be induced during erection and construction, the changing loads on the various elements as construction progressed and new members were added, the effects of wind load on the partially completed structure and the placement of the lifting cranes.

Any mistakes as steel girders are lifted over active rail and roadways could have catastrophic results. So every step of the process was checked and rechecked. But after several weeks of intense, but incident-free steel erection, the girders were in place and safely supporting the loads that the design engineer had envisioned.

.....



[About Us](#) | [Services](#) | [Project Experience](#) | [Employment](#) | [Contact](#)

BYRON PUBLIC LIBRARY PUBLIC INTEREST SURVEY: 309 response(s)

Quick Filter

Show responses received from: 10 October 2016 to 18 October 2016

Display answers to open questions (single line, multiple line)
 If there are a lot of responses, clear this option to make page loading faster.

Cross tabulate results by the following question: choose...

Split data by a particular question or date range. It provides an easy way to compare responses of different categories. For example, you can compare how women and men responded to the survey (If you have a gender question in your survey, of course).

[Refresh Page](#) [Back to My Surveys](#)

Survey Page 1

[Expand All](#) | [Collapse All](#)

Good Afternoon! A group of community members have joined together to investigate the possibility of having a public library in Byron. In pursuit of your interest, we would like to ask your kind response to the survey. This survey will remain open until 5 p.m. on Monday, October 17.

1. Are you a resident of Byron?

Yes		278 (89.97%)
No		31 (10.03%)
No response		0 (0%)

2. Please identify which age range best fits you.

19-25		0 (0%)
26-35		45 (14.56%)
36-50		245 (79.29%)
51-65		18 (5.83%)
66+		1 (0.32%)
No response		0 (0%)

3. The community of Byron should pursue the creation of a public library.

Strongly Agree		173 (55.99%)
Somewhat Agree		63 (20.39%)
Neutral		26 (8.41%)
Somewhat Disagree		20 (6.47%)
Strongly Disagree		27 (8.74%)
No response		0 (0%)

Useragent Statistics

	OS	
Windows Vista		1 (0.32%)
Windows NT 6.3		15 (4.85%)
Windows NT 10.0		42 (13.59%)
Windows 7		59 (19.09%)
MacOS X		133 (43.04%)
Android 6.0.1		37 (11.97%)
Android 6.0		1 (0.32%)
Android 5.1.1		1 (0.32%)
Android 5.1		5 (1.62%)
Android 5.0.1		4 (1.29%)
Android 5.0		3 (0.97%)



Mary Blair-Hoeft <mhoeft@byronmn.com>

BNHN updates

1 message

Christon Best <CBest@familyservicerochester.org>

Mon, Nov 7, 2016 at 9:34 PM

To: "Mary Blair-Hoeft (mhoeft@byronmn.com)" <mhoeft@byronmn.com>

Month	Activity	Hours
January	Friendly Visit Total	2
January	Grocery Shopping Total	2
January	Handyworker Total	1.25
January	Snow Removal Total	16.5
-January	Transportation Total	0.5
February	Friendly Visit Total	6.5
February	Grocery Shopping Total	2
February	Snow Removal Total	14.5
February	Transportation Total	1
March	Friendly Visit Total	6
March	Grocery Shopping Total	2.5
March	Handyworker Total	0.5
March	Snow Removal Total	13.25
April	Friendly Visit Total	2
April	Grocery Shopping Total	2
April	Lawn Mowing Total	1
May	Grocery Shopping Total	2.5
May	Lawn Mowing Total	6.5

Mary, I am so sorry this took me so long to get to you. I will work to submit this to you on a quarterly basis again moving forward.

A couple of other areas to highlight:

- BNHN partnered with Dairy Queen in May and September to host fundraising events during which BNHN

provided dining room staff and DQ donated a percentage of the sales that evening. Both events were a success.

-BNHN partnered with Weber and Judd to host two flu shot clinics this fall.

-A Matter of Balance Class was held in October/November 2016.

-BNHN partnered with the Byron Schools in Spring 2016 for a Spring clean-up day.

Please let me know if you have any questions or if there is any additional information I can provide you.

Chris Best, MSW, LGSW

Program Supervisor

Family Service Rochester

507-287-2010

May	Seasonal Chore Total	92.5
June	Grocery Shopping Total	1.5
June	Handyworker Total	0.5
June	Lawn Mowing Total	6
June	Seasonal Chore Total	3
July	Grocery Shopping Total	2
July	Handyworker Total	4
July	Housekeeping Total	1
July	Lawn Mowing Total	5.25
July	Seasonal Chore Total	1
August	Companion Services Total	4
August	Grocery Shopping Total	2.5
August	Handyworker Total	10.5
August	Housekeeping Total	3.75
August	Lawn Mowing Total	5.25
August	Seasonal Chore Total	2.5
September	Companion Services Total	6
September	Grocery Shopping Total	2
September	Handyworker Total	0.5
September	Housekeeping Total	2.5
September	Lawn Mowing Total	3
September	Seasonal Chore Total	6.5
	Grand Total	248.25

2016/2017 Water & Sewer Residential Rates

City	Water	Sewer	Other	Debt	Storm	Total	Other Description
Zumbrota	\$ 21.04	\$ 21.04	\$ 12.00			\$ 54.08	Infrastructure Fee - Pays for Street Projects (no special assessments)
Lake City*	\$ 14.22	\$ 41.55				\$ 55.77	
Kenyon	\$ 24.30	\$ 29.55			\$ 3.00	\$ 56.85	
Pine Island	\$ 21.41	\$ 36.95				\$ 58.36	
Dodge Center	\$ 24.85	\$ 31.65	\$ 2.04	\$ 8.70	\$ 1.00	\$ 68.24	Customer Charge
Eyota	\$ 23.83	\$ 42.90			\$ 2.00	\$ 68.73	Test Fee
Byron**	\$ 16.19	\$ 48.90			\$ 5.00	\$ 70.09	
Hayfield	\$ 20.25	\$ 30.00	\$ 27.00			\$ 77.25	User Fee - \$24 / Admin Fee - \$3
Wabasha	\$ 17.75	\$ 59.65				\$ 77.40	
Plainview	\$ 16.37	\$ 48.69	\$ 12.09		\$ 0.50	\$ 77.65	Street/Sidewalks/Compost
St. Charles	\$ 32.82	\$ 46.23				\$ 79.05	
Stewartville*	\$ 30.98	\$ 41.58	\$ 3.09	\$ 4.00	\$ 2.40	\$ 82.05	Admin/Street Light/Refuse Charge
Kasson	\$ 21.04	\$ 57.01			\$ 9.61	\$ 87.66	
Chatfield	\$ 21.05	\$ 70.42				\$ 91.47	
Cannon Falls*	\$ 26.40	\$ 65.66			\$ 2.50	\$ 94.56	
Mantorville	\$ 35.21	\$ 57.75			\$ 3.00	\$ 95.96	
Wanamingo	\$ 27.50	\$ 32.50		\$ 37.00		\$ 97.00	
City Avg	\$ 16.47	\$ 31.75			\$ 2.07	\$ 80.76	

All water and sewer rates are based off of 5000 gallons of water

*Lake City - Water will increase from \$14.22 to \$14.50 in 2017

** Byron's 2017 Rates

*Stewartville - Requesting Increase in the Sewer Rate to go from \$5.94 to \$6.00 effective 2017

*Cannon Falls - Rate is off of 700 cubic feet - just over 5000 gallons

Average usage per person is 80-100 gallons a day. Per USGS Water Science School

Nomination Petition – Local Government Members Category 2
Southeast Service Cooperative Board of Directors Election – Terms starting 1/1/2017

One new 4-year term January 1, 2017–December 31, 2020 (incumbent with term ending 12/31/2016 Theresa Arrick-Kruger) and one 1-year position currently filled by Sue Phillips with term ending December 31, 2017.

This petition must be received at SSC by Friday, November 4, 2016.

This nominee has agreed to accept this nomination, attested by signature below. We nominate the following individual:

Name:	<u>Lynn Gorski</u>		
Phone	<u>507-774-7345</u>	Email	<u>lynn.gorski@ci.owatonna.mn.us</u>
Address	<u>17191 Hayes AVE</u>	City, State, Zip	<u>Lakeville, MN 55044</u>
Background and Experience (please list all background and experience which contributes to the candidate's qualifications):			
<u>Currently I work at the city of Owatonna as the Human Resource Director. Prior to the city I worked at the Owatonna School District as the Benefit Specialist and I also worked as an insurance broker.</u>			
Nominee's signature (REQUIRED)	<u>Lynn Gorski</u>		

Name of Nominating Organization: _____

Our organization is represented by (#) _____ Board/Council Members, of which we represent at least a majority. Following are signatures of Board/Council Members supporting this nomination:

_____	_____
_____	_____
_____	_____



Please complete and return this petition, to be received at SSC by:
Friday, November 4, 2016

Send or email (PDF with signatures) to: Amy Grover
Southeast Service Cooperative
210 Wood Lake Drive SE
Rochester, MN 55904
Email agrover@ssc.coop
Phone: 507.281.6693 Fax Number: 507.288.7663

RESOLUTION 2016-41
RESOLUTION ACCEPTING GENERAL ELECTION RESULTS

WHEREAS, the City of Byron held an election for the office of Mayor and two Council Members on Tuesday November 8, 2016 during the General Election; and

WHEREAS, on this 15th day of November 2016 the City Council has met to canvass said election results;

WHEREAS, the votes tabulated at said election were:

<u>MAYOR</u>	<u>VOTE</u>
Daryl Glassmaker	1269
Jason Snow	1066
John Goodman	370
Write Ins	17

<u>COUNCIL MEMBERS</u>	<u>VOTE</u>
Matt Brekke	1420
Steven Cook	1301
Bob Meyer	1160
Write Ins	28

NOW, THEREFORE, BE IT RESOLVED by the Byron City Council that the official election results for the offices of Mayor and Council Members for the term 2017 thru 2020 shall be Daryl Glassmaker for Mayor and Steven Cook and Matt Brekke for Council persons.

Adopted this 15th day of November, 2016

Ann Diercks
Mayor

Matt Brekke
Council Member

Dan Mesenburg
Council Member

Scott Johnson
Council Member

Attest:

Bob Meyer
Council Member

Mary Blair Hoeft
City Administrator



RESOLUTION 2016-37a
City of Byron

**RESOLUTION CERTIFYING DELINQUENT CLAIMS
TO THE COUNTY AUDITOR**

WHEREAS, during 2016, the City of Byron provided water/sewer services and/or nuisance abatements to properties within the City; and

WHEREAS, provisions of the City Code provide that bills for these services have remained unpaid for an extended period of time and shall be certified against affected properties.

NOW, THEREFORE IT IS RESOLVED BY THE COUNCIL OF THE CITY OF BYRON,
MINNESOTA:

The City Administrator is hereby authorized to certify to the Olmsted County Auditor these charges:

- | | |
|----------------------|-----------|
| 1. R Flemming | \$ 335.34 |
| 704 Somerby on Ninth | |
| Byron, MN 55920 | |

The County Auditor shall collect these charges including 4% interest, along with 2017 property taxes collected in 2017.

ADOPTED, this 15th day of November 2016.

ATTEST:

Mary Blair-Hoeft, City Administrator

Ann, Diercks, Mayor

CITY OF BYRON
2017 Proposed Sewer Budget

November 2016

DEPT OBJE Descr	OBJECT Descr	Budget	2016 YTD Amt	2017 Budget
DEPT 48430 Sewer				
010 Sewer	Salaries & Wages	\$171,506.00	\$105,303.33	\$167,388.00
013 Sewer	Social Security & Medicare	\$12,921.00	\$8,976.49	\$12,759.71
014 Sewer	Employer Pension Contributions	\$12,397.00	\$4,111.32	\$12,655.00
015 Sewer	Employer Insurance Contributio	\$26,520.00	\$14,504.63	\$27,278.00
020 Sewer	Office Supplies	\$300.00	\$125.23	\$300.00
021 Sewer	Operating Supplies	\$39,500.00	\$28,327.05	\$42,000.00
023 Sewer	Small Tools & Minor Equipment	\$1,000.00	\$845.05	\$1,000.00
030 Sewer	Professional Services	\$45,000.00	\$23,393.44	\$42,000.00
031 Sewer	Communications	\$8,500.00	\$4,404.42	\$7,500.00
032 Sewer	Travel-Room/Meal/Miles/Parking	\$2,000.00	\$284.09	\$2,500.00
033 Sewer	Advertising	\$500.00	\$0.00	\$500.00
035 Sewer	Insurance	\$20,500.00	\$31,889.82	\$30,500.00
036 Sewer	Utilities	\$50,000.00	\$41,131.46	\$50,000.00
037 Sewer	Repairs and Maintenance	\$25,000.00	\$7,897.40	\$25,000.00
043 Sewer	EducateExp/Membership/Permits	\$4,500.00	\$2,650.62	\$4,500.00
046 Sewer	Other Services/Contract	\$18,000.00	\$2,948.19	\$17,000.00
048 Sewer	Special Projects	\$0.00	\$182,152.73	\$0.00
053 Sewer	Machinery and Equipment	\$5,000.00	\$1,721.98	\$5,000.00
059 Sewer	Long-Term Capital Improvements	\$593,973.00	\$42,024.50	\$642,925.00
DEPT 48430 Sewer		\$1,037,117.00	\$502,691.75	\$1,090,805.71
		\$1,037,117.00	\$502,691.75	\$1,090,805.71

2017 SEWER CIP

Sewer Debt	2016	2017	2018	2019	2020	2021	2022
2005 Street Project (2017)	\$20,800	\$21,000	0				
Sewer Plant Expansion (2023)	\$306,517	\$305,362	\$307,562	\$305,132	\$306,267	\$310,670	\$306,458
2004 GO W/S Bonds (2020)	\$169,656	\$171,363	\$177,763	\$178,938	\$0		
Debt Payments	\$496,973	\$497,725	\$485,325	\$484,070	\$306,267	\$310,670	\$306,458
SEWER LINE REPLACEMENT	\$16,500	\$17,000	\$17,500	\$18,000	\$18,500		
DIGESTER CLEANING/INSP.	\$5,000	\$5,000	\$5,000	\$5,000	\$5,000	5000	
SEWER VACUUM TRAILER	\$0	\$0	\$30,000	\$30,000			
DIGESTER MIXER						\$5,000	\$5,000
WATER METER REPLACE	\$2,500	\$2,500	\$2,500	\$2,500	\$2,500	\$2,500	\$2,500
Blacktop WWTP Driveway	\$8,000	\$20,000	\$20,000	\$20,000			
Update East Lift Station							
Replace Sewer Jetter							
Replace Loader							
5 Yard Truck Replacement	\$15,000		\$15,000				
Water Truck							
GIS	\$5,000	\$5,000					
Paint Clarifiers	\$35,000	\$62,700	\$5,000	\$5,000	\$5,000	\$5,000	
WWTP Boilers (2018)	\$10,000	\$10,000	\$10,000				
Alarm panel update Maint. sho							
Collection System masterPlan			\$15,000				
S of Hwy 14 Capacity Study		\$18,000					
Master Plan - Facility	\$0			\$10,000			
Cost Share Network		\$5,000					
Ultra Violet Process*							
	\$97,000	\$145,200	\$120,000	\$90,500	\$31,000	\$17,500.00	\$7,500.00
10.28.16	\$593,973	\$642,925	\$605,325	\$574,570	\$337,267	\$328,170.00	\$313,958.00

CITY OF BYRON
2017 Proposed Water Budget
 November 2016

DEPT Descr	OBJE	OBJECT Descr	Budget	2016 YTD Amt	2017 Budget
DEPT 48250 Water					
Water	010	Salaries & Wages	\$124,843.00	\$71,492.64	\$136,097.00
Water	013	Social Security & Medicare	\$8,223.00	\$5,693.13	\$7,991.31
Water	014	Employer Pension Contributions	\$9,442.00	\$2,481.41	\$10,319.00
Water	015	Employer Insurance Contributio	\$29,934.00	\$12,451.95	\$29,132.00
Water	021	Operating Supplies	\$35,000.00	\$35,262.18	\$40,000.00
Water	022	Repair / Maintenance Supplies	\$5,000.00	\$5,073.65	\$5,000.00
Water	023	Small Tools & Minor Equipment	\$1,000.00	\$662.83	\$1,000.00
Water	030	Professional Services	\$12,500.00	\$9,473.86	\$12,400.00
Water	031	Communications	\$7,000.00	\$4,082.28	\$7,000.00
Water	032	Travel-Room/Meal/Miles/Parking	\$1,000.00	\$1,096.41	\$2,000.00
Water	033	Advertising	\$500.00	\$84.00	\$500.00
Water	035	Insurance	\$10,000.00	\$14,315.88	\$10,000.00
Water	036	Utilities	\$33,000.00	\$29,967.19	\$33,000.00
Water	037	Repairs and Maintenance	\$25,000.00	\$31,340.55	\$35,000.00
Water	043	EducateExp/Membership/Permit	\$15,000.00	\$11,613.74	\$15,000.00
Water	044	Penalty/CourtJudgmt/Costs/Tax	\$0.00	\$0.00	\$0.00
Water	046	Other Services/Contract	\$4,000.00	\$3,387.02	\$4,000.00
Water	059	Long-Term Capital Improvement	\$195,153.00	\$188,143.73	\$222,153.00
DEPT 48250 Water			\$516,595.00	\$426,622.45	\$570,592.31
			\$516,595.00	\$426,622.45	\$570,592.31

2017 WATER CIP	2016	2017	2018	2019	2020	2021	2022
2005 Street (2017)	\$26,000	\$26,000					
Old Water Tower - Hilldale							
2004 Water Tower (2023)	\$86,453	\$86,453	\$86,453	\$86,453	\$86,453	\$86,453	\$86,453
2004 Bond Payment (2019)	\$40,200	\$40,200	\$40,200	\$40,200			
Debt Payments	\$152,653	\$152,653	\$126,653	\$126,653	\$86,453	\$86,453	\$86,453
Hilldale Crt Water Tower Pump							
water line replacement	\$0	\$35,000	\$35,000	\$35,000	\$35,000	\$35,000	\$35,000
hydrant replacement							
Upgrades Well #3 Chemical Pumps		\$6,000					
well #2 Pulled inspection -2013							\$35,000
Blacktop Well #3 & Hilldale Tower				\$70,000			
well #3 Pulled inspection-2015					\$30,000		
water meter replacement	\$2,500	\$2,500	\$2,500	\$2,500	\$2,500	\$2,500	\$2,500
hilldale tower paint 4th			\$200,000				
Pick-up 2010			\$40,000				
Upgrade controls							
Upgrade Well #3							
Upgrade Well #2		\$193,000					
Clean/Inspect Hilldale Tower				\$6,000			
Clean/Inspect Sundance Tower		\$6,000				\$6,000	
Master Plan Update 1st							
Update Water Modle 2nd							
Wellhead Protection Phase 2	\$15,000						
Leak Detector Equipment 5th							
GIS Software/Equipment 3rd	\$5,000						
Annual Map updates		\$2,500	\$2,500	\$2,500	\$2,500	\$2,500	\$2,500
Line Tracer	\$5,000						
New Chlorine head Well #2							
MC3 Lab Top							
Loader Replacement 10% 7th							
Water Audit/Leak Detection				\$3,000			
Rebuild/Inspect P V R Stations		\$12,500			\$12,500		
Dump Trucks 10%	\$15,000		\$15,000				
F 450 Replacement 10%							
Share Admin CIP network/computer		\$5,000					
	\$42,500	\$262,500	\$295,000	\$119,000	\$82,500	\$46,000	\$75,000
Total Debt plus CIP	\$195,153	\$415,153	\$421,653	\$245,653	\$168,953	\$132,453	\$161,453
		\$222,153					

CITY OF BYRON

Proposed 2017 Water Sewer Revenue Budget

Proposed 2017

Account Descr	2016 Budget	2016 YTD Amt	2017 Budget
FUND 703 Water Fund			
R 703-37210 General Customer Sales	\$455,000.00	\$386,569.75	\$498,000.00
R 703-37270 Penalties/Late Charges	\$3,100.00	\$1,485.74	\$3,100.00
R 703-37290 Unallocated Utility Receipts	\$24,000.00	-\$1,759.16	\$33,000.00
R 703-38100 Interest Income	\$4,000.00	\$6,209.71	\$6,000.00
R 703-38500 Minnesota Water Testing Fee	\$12,500.00	\$10,932.11	\$12,500.00
R 703-38800 Other Revenues	\$0.00	-\$604.94	\$0.00
R 703-39000 Hook-up/Access Chrg	\$0.00	\$240.00	\$0.00
R 703-39050 Availability Charges	\$0.00	-\$1,100.00	\$0.00
R 703-39100 Water Meter	\$18,000.00	\$16,188.65	\$18,000.00
FUND 703 Water Fund	\$516,600.00	\$418,161.86	\$570,600.00
FUND 707 Sewer Fund			
R 707-37210 General Customer Sales	\$1,020,000.00	\$935,327.22	\$1,075,000.00
R 707-37270 Penalties/Late Charges	\$15,000.00	\$10,319.94	\$12,000.00
R 707-38100 Interest Income	\$2,400.00	\$3,576.96	\$3,000.00
R 707-38800 Other Revenues	\$0.00	\$1,590.10	\$1,000.00
R 707-39050 Availability Charges	\$0.00	-\$1,400.00	\$0.00
R 707-39500 Refunds/Reimbursements	\$0.00	\$44,547.64	\$0.00
FUND 707 Sewer Fund	\$1,037,400.00	\$993,961.86	\$1,091,000.00
	\$1,554,000.00	\$1,412,123.72	\$1,661,600.00

ORDINANCE 2016-05

AN ORDINANCE AMENDING CITY OF BYRON CITY CODE
CHAPTER 151.05 DEFINITIONS

The City Council of the City of Byron ordains:

Section 1. Chapter 151.05 Definitions, the following definitions are to be removed:

151.05 Arterial, Collector, Local and Frontage Road.

Section 2. Chapter 151.05 Definitions, the following definitions are to be added:

(a) PRINCIPAL ARTERIAL: 4 lanes divided highway with priority on mobility, very limited roadway access and no private access drives. Example: Highway 14

(b) MINOR ARTERIAL: 2 - 4 lane roadway spaced at $\frac{1}{2}$ to $1 \frac{1}{2}$ mile intervals, main emphasis on mobility, $\frac{1}{4}$ to $\frac{1}{2}$ mile roadway access and no private access drives on future configurations. Off-street multi-use trails are preferred on both sides of the street, but acceptable on one side with a sidewalk on the opposite side. Example: 10th Avenue NE, 2nd Avenue NW, County Line Road, 7th Street NE, 13th Street NW, 20th street NE, County Road 3.

(c) EXISTING NEIGHBORHOOD COLLECTOR: 2 lane roadways, emphasis on connecting neighborhoods to arterial and regional roadways, spaced $\frac{1}{3}$ to $\frac{1}{2}$ mile apart, managed traffic and controlled access where possible to reduce conflicts with private drives. Should include sidewalks and bike lanes or sidewalk and off-street multi-use trail. Example: 9th Street, 7th Street NW, 4th Street, Frontage Road.

(d) FUTURE NEIGHBORHOOD COLLECTOR: 2-3 lane roadways with center turn lane or landscaped median, spaced $\frac{1}{3}$ to $\frac{1}{2}$ mile apart, priority on connecting neighborhoods to arterial and regional roadways, limited private drive access, instead connecting to local streets or utilizing an alleyway system. Should be paired with off-street multi-use trail on one side and sidewalk on the other.

(e) LOCAL ROAD: 2 lane streets with sidewalks on both sides, priority is on providing access to neighborhood residents.

ADOPTED this 15th day of November, 2016.

Ann M. Diercks, Mayor

Attest: Mary K. Blair-Hoeft, City Administrator

**CITY OF BYRON, MINNESOTA
REQUEST FOR COUNCIL ACTION
Meeting Date: November 14, 2016**

Originating Dept: Planning

Action Requested:

Introduction: When the City updated the Comprehensive Plan there were new classifications of streets created. Staff is updating the Streets definition section of the Zoning Code to coincide with the Comprehensive Plan.

Background/Justification:

Fiscal Impact:

Alternatives:

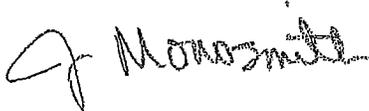
1. Recommend to the City Council to update the Zoning Code to agree with the Comprehensive Plan.
2. Recommend to the City Council to not update the Zoning Code to agree with the Comprehensive Plan with justification.

Staff Recommendation: Alternative 1.

Reviewed By:

Preparer: Janna Monosmith

Signature:



STREETS.

(a) **PRINCIPAL ARTERIAL:** 4 lanes divided highway with priority on mobility, very limited roadway access and no private access drives. Example: Highway 14

(b) **MINOR ARTERIAL:** 2 - 4 lane roadway spaced at 1/2 to 1 1/2 mile intervals, main emphasis on mobility, 1/4 to 1/2 mile roadway access and no private access drives on future configurations. Off-street multi-use trails are preferred on both sides of the street, but acceptable on one side with a sidewalk on the opposite side. Example: 10th Avenue NE, 2nd Avenue NW, County Line Road, 7th Street NE, 13th Street NW, 20th street NE, County Road 3.

(c) **EXISTING NEIGHBORHOOD COLLECTOR:** 2 lane roadways, emphasis on connecting neighborhoods to arterial and regional roadways, spaced 1/3 to 1/2 mile apart, managed traffic and controlled access where possible to reduce conflicts with private drives. Should include sidewalks and bike lanes or sidewalk and off-street multi-use trail. Example: 9th Street, 7th Street NW, 4th Street, Frontage Road.

(d) **FUTURE NEIGHBORHOOD COLLECTOR:** 2-3 lane roadways with center turn lane or landscaped median, spaced 1/3 to 1/2 mile apart, priority on connecting neighborhoods to arterial and regional roadways, limited private drive access, instead connecting to local streets or utilizing an alleyway system. Should be paired with off-street multi-use trail on one side and sidewalk on the other.

(e) **LOCAL ROAD:** 2 lane streets with sidewalks on both sides, priority is on providing access to neighborhood residents.

~~(a) **ARTERIAL.** An arterial is a two to four lane street which provides service for municipal or inter-urban trips at a somewhat lower level of travel mobility than a four lane divided or limited access highway. The at-grade intersections should be fully or partially regulated by traffic control devices to ensure safe and efficient conditions for the arterial traffic. Direct private access onto the street shall be permitted but regulated under certain circumstances, a frontage road may be needed. Additional right-of-way would be required for the frontage road.~~

~~(b) **COLLECTOR.** A collector is a street that serves local traffic and provides for direct private access to abutting land uses. This system channels the local traffic to and from the arterial and local systems and is capable of serving a minimum amount of through traffic.~~

STREETS.

(a) PRINCIPAL ARTERIAL: 4 lanes divided highway with priority on mobility, very limited roadway access and no private access drives. Example: Highway 14

(b) MINOR ARTERIAL: 2 - 4 lane roadway spaced at ½ to 1 ½ mile intervals, main emphasis on mobility, ¼ to ½ mile roadway access and no private access drives on future configurations. Off-street multi-use trails are preferred on both sides of the street, but acceptable on one side with a sidewalk on the opposite side. Example: 10th Avenue NE, 2nd Avenue NW, County Line Road, 7th Street NE, 13th Street NW, 20th street NE, County Road 3.

(c) EXISTING NEIGHBORHOOD COLLECTOR: 2 lane roadways, emphasis on connecting neighborhoods to arterial and regional roadways, spaced ¼ to ½ mile apart, managed traffic and controlled access where possible to reduce conflicts with private drives. Should include sidewalks and bike lanes or sidewalk and off-street multi-use trail. Example: 9th Street, 7th Street NW, 4th Street, Frontage Road.

(d) FUTURE NEIGHBORHOOD COLLECTOR: 2-3 lane roadways with center turn lane or landscaped median, spaced ¼ to ½ mile apart, priority on connecting neighborhoods to arterial and regional roadways, limited private drive access, instead connecting to local streets or utilizing an alleyway system. Should be paired with off-street multi-use trail on one side and sidewalk on the other.

(e) LOCAL ROAD: 2 lane streets with sidewalks on both sides, priority is on providing access to neighborhood residents.

~~(a) ARTERIAL. An arterial is a two to four lane street which provides service for municipal or inter-urban trips at a somewhat lower level of travel mobility than a four lane divided or limited access highway. The at-grade intersections should be fully or partially regulated by traffic control devices devices to ensure safe and efficient conditions for the arterial traffic. Direct private access onto the street shall be permitted but regulated under certain circumstances, a frontage road may be needed. Additional right-of-way would be required for the frontage road.~~

~~(b) COLLECTOR. A collector is a street that serves local traffic and provides for direct private access to abutting land uses. This system channels the local traffic to and from the arterial and local systems and is capable of serving a minimum amount of through traffic.~~

~~(c) **LOCAL.** A local street offers the lowest level of mobility because service to through traffic is deliberately discouraged. Direct private access to abutting land uses is provided.~~

~~(d) **FRONTAGE ROAD.** A frontage road is adjacent to a major thoroughfare. Its primary function is to preserve the safety and capacity of the thoroughfare by controlling access to the major street while still providing direct private access to the adjoining properties. The roadway of the frontage road abuts the thoroughfare's right of way.~~

**CITY OF BYRON, MINNESOTA
REQUEST FOR COUNCIL ACTION
Meeting Date: November 14, 2016**

Originating Dept: Planning

Action Requested:

Introduction: Staff and the Planning Commission have been working on revisions to the City Code Chapter 91 Trees.

Background/Justification:

Included in this packet is the final version of the changes to Chapter 91 - Trees.

Fiscal Impact:

Alternatives:

1. Approve the revisions to the City Code Chapter 91 Trees as presented.
2. Approve the revisions to the City Code Chapter 91 Trees with changes.
3. Not approve the revisions to the City Code Chapter 91 Trees.

Staff Recommendation: Alternative 1 or 2.

Reviewed By:

Preparer: Janna Monosmith

Signature: 

ORDINANCE 2016-06

AN ORDINANCE AMENDING CITY OF BYRON CITY CODE
CHAPTER 91 TREES

The City Council of the City of Byron ordains:

Chapter 91 Trees, should be revised to read as follows:

§ 91.01 DEFINITIONS

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

PARK TREES. Trees, shrubs, bushes and all other woody vegetation in public parks having individual names and all areas owned by the city or to which the public has free access as a park.

STREET TREES. Trees, shrubs, bushes and all other woody vegetation on land lying between property lines on either side of all streets, avenues or ways within the city.

(Ord. passed 3-9-11)

§ 91.02 SHADE TREE REGULATIONS ADOPTED BY REFERENCE.

(A) Minn. Statute 89.001, 89.01 and 89.51 - 89.64, as amended from time to time, are adopted by reference and made a part of this section as if set out here in full, except as hereinafter provided. A copy of said agency rules herewith incorporated is on file in the City office.

(B) It shall be unlawful to store or otherwise harbor, on any property in the City, the material from any diseased or infected trees.

(C) Where the provisions of this section conflict or are inconsistent with any other ordinance of the city, the provisions of this section shall supersede except in instances where one regulation is more restrictive than another, in which case the more restrictive shall apply and control.

(D) Any person who shall violate any provisions of section shall, upon conviction thereof, be deemed guilty of a misdemeanor.

(Ord. passed 3-9-11)

§ 91.20 DESIGNATION AND DUTIES OF CITY

The City shall have jurisdiction and supervision over all trees, shrubs, and plants located within street right-of-ways, parks and public places in the City, and trees, shrubs and plants located on private property that may constitute a hazard or threat to the public.

The City may direct the planting, care, maintenance, removal and replacement of any tree, shrub or plant on public grounds and the removal of diseased and/or dead trees or shrubs on private property. This will be done at the owner's expense.

TREE PLANTING REGULATIONS

§ 91.35 PERMITS

Any new tree planted on a City street right-of-way that would constitute a street tree must first be approved by the City. A written permit stating the exact location and variety of tree must be obtained before planting. The City will make available an approved list of street trees.

§ 91.36 STREET TREE SPECIES TO BE PLANTED.

A list constituting the official street tree species for Byron, Minnesota shall be detailed in a City Resolution. No species other than those included in the list may be planted as street trees without written permission from the City.

(Ord. passed 3-9-11)

§ 91.37 SPACING

The spacing of street trees will be in accordance with the two species size classes listed in § 91.35, and no trees may be planted closer together than the following: medium trees, 40 feet; and large trees, 50 feet; except in special plantings designed or approved by the City. (Ord. passed 3-9-11)

§ 91.38 DISTANCE FROM CURB AND SIDEWALK.

The distance trees may be planted from curbs or curb lines and sidewalks will be in accordance with the three species size classes listed in § 91.35. All trees are to be planted a minimum of five feet from the curb and a minimum of five feet from the bike trail/sidewalk. (Ord. passed 3-9-11)

§ 91.39 DISTANCE FROM STREET CORNERS AND FIRE HYDRANTS.

No street tree shall be planted closer than 35 feet of any street corner, measured from the point of nearest intersection curbs or curb-lines. No street tree shall be planted closer than 15 feet of any fire hydrant.

(Ord. passed 3-9-11)

§ 91.40 UTILITIES.

No street trees may be planted under or within ten lateral feet of any overhead utility wire or over or within ten lateral feet of any underground water line, sewer line, transmission line or other utility. (Ord. passed 3-9-11)

§ 91.41 PUBLIC TREE CARE.

The city shall have the right to plant, prune, maintain and remove trees, plants and shrubs within the lines of all streets, alleys, avenues, lanes, squares and public grounds as may be necessary to insure public safety or to preserve or enhance the symmetry and beauty of such public grounds. The City may remove or cause or order to be removed any tree or part thereof which is in an unsafe condition or which by reason of its nature is injurious to sewers, electric power lines, gas lines, water lines or other public improvement, or is affected with any injurious fungus, insect or other pest. This section does not prohibit the planting of street trees by adjacent property owners providing that the selection and location of the trees is in accordance with §§ 91.35 through 91.39. The City shall not replace nor pay to replace street trees that are removed for any reason noted above.

(Ord. passed 3-9-11)

§ 91.42 TREE TOPPING.

It shall be unlawful as a normal practice for any person, firm or city department to top any street tree, park tree or other tree on public property. Topping is defined as the severe cutting back of limbs to stubs larger than three inches in diameter within the tree's crown to such a degree so as to remove the normal canopy and disfigure the tree. Trees severely damaged by storms or other causes or certain trees under utility wires or other obstructions where other pruning practices are impractical may be exempted from this chapter at the determination of the City.

(Ord. passed 3-9-11) Penalty, see § 91.99

§ 91.43 PRUNING, CORNER CLEARANCE; STREET TREES, STREET LIGHTS AND LIGHTING.

Every owner of any tree overhanging any street or right-of-way within the city shall prune the branches so that such branches shall not obstruct the light from any street lamp or obstruct the view of any street intersection and so that there shall be a clear space of eleven (11) feet above the surface of the street or sidewalk. Said owners shall remove all dead, diseased or dangerous trees or broken or decayed limbs which constitute a menace to the safety of the public. The city shall have the right to prune any tree or shrub on private property when it interferes with the proper spread of light along the street from a street light or interferes with visibility of any traffic control device or sign and assess cost of pruning on the owner's property tax notice.

(Ord. passed 3-9-11)

§ 91.44 DEAD OR DISEASED TREE REMOVAL ON PRIVATE PROPERTY AND BOULEVARD

The city shall have the right to cause the removal of any dead or diseased trees on private property within the city when such trees constitute a hazard to life and property or harbor insects or disease which constitute a potential threat to other trees within the city. The City will notify in writing the owners of such trees/shrubs. Removal shall be done by said owners of such trees/shrubs. Removal shall be done by said owner's expense within 60 days after the date of service notice; in the event of failure of owners to comply with such provisions, the city shall have the authority to remove such trees and assess cost of removal on the owner's property tax notice.

(Ord. passed 3-9-11)

§ 91.45 REMOVAL OF STUMPS.

All stumps of street and park trees shall be removed below the surface of the ground so that the top of the stump shall not project above the surface of the ground.

(Ord. passed 3-9-11)

§ 91.99 PENALTY.

Any person convicted of a violation of this chapter shall be guilty of a misdemeanor.

(Ord. passed 3-9-11)

Byron City Code shall be amended to include the noted wording above.

ADOPTED this 15th day of November, 2016.

Ann M. Diercks, Mayor

Attest: Mary K. Blair-Hoeft, City Administrator