

ORDINANCE 306  
CITY OF PRESTON MINNESOTA

AN AMENDMENT TO ORDINANCE NO. 127 ADOPTED ON SEPTEMBER 5, 1968 AND  
ORDINANCE NO. 228 ADOPTED NOVEMBER 18, 1996  
PUBLIC UTILITIES COMMISSION

The City Council of the City of Preston hereby amends and replaces that portion of Ordinance 127 and Ordinance 228 codified as § 32.15, § 32.16, § 32.17 with the following:

PUBLIC UTILITIES COMMISSION

§ 32.15 ESTABLISHMENT and COMPOSITION

The Preston Public Utilities Commission now in existence shall hereafter operate as a Public Utilities Commission under M.S. §§ 412.321 to 412.391, as from time to time amended.

The commission shall consist of three members appointed by the Mayor with the approval of the City Council. No more than one member may be chosen from the council membership. Each member shall serve for a term of three years and until a successor is appointed and qualified except that of the members initially appointed in any city, one shall serve for a term of one year, one for a term of two years, and one for a term of three years. Members must be of the resident population of the city. A vacancy shall be filled by the council for the unexpired term.

§ 32.16 JURISDICTION.

The following public utilities shall be within the jurisdiction of the Commission.

(A) The city water system, including all facilities and appurtenances for the distribution and consumption of water.

(B) The light and power system, including all facilities and appurtenances for the distribution and consumption of light and power, and also any electric signal systems and street lighting systems.

(C) Gas distribution system, if any.

(D) Under and pursuant to the authority stated in M.S. § 412.351, as it may be amended from time to time, jurisdiction over the sewage treatment system of the city, including but not limited to the sewage disposal plant and sewage collection system within the city, shall be transferred from the city to the Public Utilities Commission.

§ 32.17 POWERS.

The Commission shall have all of the powers enumerated and described for public utilities commissions in M.S. Chapter 412, as it may be amended from time to time, and shall have all the necessary and incidental powers to properly operate and maintain all of the systems under its jurisdiction.

The City shall continue to own and operate the City's municipal utilities unless and until, two-thirds of voters voting in a general or special election approve an ordinance or resolution passed by the City Council, concurred in by the public utilities commission if the utility is under the jurisdiction of such a commission, to lease or sell the utility or discontinue its operation, wholly or in part, as provided by Minnesota Statutes, Section 412.321, subdivision 4.

This Ordinance shall take effect and be in force upon publication.

**ADOPTED** this 19th day of May 2025, by the City Council of the City of Preston.

**CITY OF PRESTON**

By: \_\_\_\_\_  
Kurt Reicks, Mayor

ATTEST:

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Ryan Throckmorton  
City Administrator