

**MINUTES OF THE REGULAR MEETING  
OF THE HIBBING CITY COUNCIL  
Wednesday, March 17, 2010**

**TIME AND PLACE:** A regular meeting of the Hibbing City Council was held on Wednesday, March 17, 2010 at 6:00 p.m. in the Hibbing City Hall Council Chamber.

**ATTENDANCE:** Present at roll call: Mayor Rick Wolff, Councilor Patty Shafer, Councilor Frank Bigelow, Councilor Jack Lund, Councilor Tim Harkonen, and Councilor Darby Sater. Also present were City Administrator Brian Redshaw, City Attorney Richard Sellman, Acting Police Chief Duane Gielen, City Engineer John Suihkonen, and Administrative\Council Assistant Sharon Ross. Absent were Clerk Patrick Garrity and Finance Director Sherri Renskers.

**CALL TO ORDER:** Mayor Wolff called the meeting to order at 6:00 p.m.

**ADDs & DELETES:** Mayor Wolff read the Adds and Deletes into the record.

- **DELETE: Boards & Commissions**
  - Police Commission, Frederick Godec (applicant's term expiration is 03/31/2011)
- **ADD: Licenses & Permits: 2010 Liquor License 3.2 On-Sale Renewal**
  - Iron Range Racing Association
  - Hibbing Municipal Golf Course
- **ADD: Consent Item #9**

**I. APPROVE MINUTES:**

- Councilor Lund, supported by Councilor Harkonen moved to approve the minutes of the regular meeting of the City Council of February 17, 2010. Abstain: Councilor Bigelow, not present. Motion CARRIED
- Councilor Harkonen, supported by Councilor Lund moved to approve the minutes of the regular meeting of the City Council of March 3, 2010. Motion CARRIED

**II. CONSENT AGENDA:**

Councilor Harkonen, supported by Councilor Sater moved to approve the Consent Agenda Items #1 - #9, with the noted correction to Item #1. Motion CARRIED

1. Approve Accounts Payable dated:

- 03/12/2010, checks #134128 - #134173, in the amount of \$314,431.70
- 03/12/2010, checks #134174 - #134286, in the amount of \$386,590.82

**Discussion:** Councilor Harkonen pointed out the need for correction on Item #1, Accounts Payable, and the 2<sup>nd</sup> bullet item to correct the ending check number from #1314286 to #134286.

2. Approve City Payroll for Pay period ending 02/26/2010, checks #150869 - #150972, in the amount of \$349,765.35.
3. Approve the Special Event Application of the Shifters Car Club for the "Blast from the Past Car Show" pending proof of insurance.
4. Authorize attendance of Councilors of Local Board of Appeal & Equalization training session on Tuesday, March 30<sup>th</sup> at the Cotton Town Hall.
5. Set a Hibbing City Council Retreat for Wednesday, March 24, 2010 at 6:00 p.m. at the Range Regional Airport.

**Discussion:** Councilor Sater asked to give input regarding Item #5 as an agenda item for the Council Retreat by including a discussion to consider having alternate election years for the positions of Mayor and Clerk.

6. Set a Joint City Council meeting for the Cities of Hibbing and Chisholm on Wednesday, March 31, 2010 at 5:00 p.m. at the Range Regional Airport.
7. Set the closed session for the City Council for discussions of labor negotiation strategies for Wednesday, April 7, 2010 at 5:00 p.m. in the Mayor's Office.
8. Set the next regular meeting for the City Council for Wednesday, April 7, 2010 at 6:00 p.m. in the City Hall Council Chamber.
9. Approve the request of the Hibbing Quarterback Club to waive the Building and Zoning Fees for their Construction Project of a Locker Room Facility at Cheever Field.

### III. PUBLIC FORUM:

### IV. BIDS AND QUOTES:

1. **Parks & Recreation Department – Dale Gaasland, Director**

- a) **Kromer Ballfield Groomer:**

At a prior Council meeting, consideration for this item was tabled. Mr. Gaasland is asking the Council for reconsideration as this equipment will be needed for use in the next four weeks with the summer events approaching. This piece of equipment would be used six hours per day, six months out of a year, and is anticipated to last 12 to 15 years. This item was in the budget for this year and has not been an item that was cut.

To support the many different tournaments and to showcase our city, Councilor Harkonen, supported by Councilor Lund moved to approve the purchase of the Kromer Ball Field Groomer 2009 Demo Model from Kromer Co. LLC in the amount of \$21,960.03. Motion CARRIED.

2. **Hibbing Police Department – Duane Gielen, Acting Chief**

a) **2010 Police Vehicles:**

Two bids were received for the two Crown Victoria full sized police vehicles. Acting Chief Gielen recommended accepting the low bid of Elk River Ford. Councilor Harkonen commented that it is hard to go outside community but they did provide the lowest bid. Acting Chief Gielen pointed out the there may be additional reductions in price in disabling the rear windows and by not installing carpeting.

Councilor Harkonen, supported by Councilor Lund moved to award the purchase of the two (2) 2010 Ford Crown Victoria Police Interceptors to Elk River Ford in the amount of \$43,464.00. Motion CARRIED

3. **City Engineer's Office – John P. Suihkonen, City Engineer**

a) **North Wastewater Treatment Plant Demolition Project:**

Five bids were received for the demolition project and the low bid came in from Landwehr of St. Cloud. Mr. Suihkonen has checked the company's references and they are highly recommended.

Councilor Bigelow, supported by Councilor Shafer moved to award the bid for the North Wastewater Treatment Plant Demolition Project to Landwehr in the amount of \$199,400.00. Motion CARRIED

V. **DEPARTMENT AND COMMITTEE REPORTS:**

1. **City Engineer's Office – John P. Suihkonen, City Engineer**

a) **SAP 131-080-005, Newton Road Bridge:**

To move forward with this project, the funding distribution as noted by Resolution 10-03-05 would need to be approved.

Councilor Lund, supported by Mayor Wolff moved to adopt **RESOLUTION NO. 10-03-05 AUTHORIZING AGREEMENT TO STATE TRANSPORTATION FUND (BRIDGE BONDS) GRANT TERMS AND CONDITIONS.** (Resolution herein incorporated and on file in the Council Office.) Motion CARRIED

b) **Central Range Public Works Maintenance Facility:**

The Building Committee for the Facility met on March 3, 2010 to discuss upcoming maintenance issues and budget planning. Under the Occupancy Agreement the maintenance costs are split between the County at 47%, the City at 38%, and the State at 15%. Maintenance Items include: Car Wash Entrance Door, Hibbing Mechanic's Shop Heaters, Roof Replacement, Energy Efficient Lighting, and Fuel Island Repairs. The items requested for the year 2010 as immediate needs are the Car Wash Door, the Heating system in the Mechanic's Maintenance Shop, and the Energy Efficiency Lighting.

Mayor Wolff, supported by Councilor Harkonen moved to authorize the replacement of the Car Wash Entrance Door at the Central Range Public Works Maintenance Facility. Motion CARRIED

c) **DNR Parks and Trails Legacy Grant Program, Carey Lake Shared Use Path:**

Reconstruction strategies for the Carey Lake Trail have been reviewed over past 6 months . Council approval is being requested to submit a grant application to the DNR for fiscal year 2012. The grant requires a local match of 25% and the request will be for the maximum grant amount of \$500,000. The grant application also requires a resolution to be passed by the Council stating a commitment by the city for the local match as well as a long-term maintenance agreement of the shared use path by the city. The deadline is March 31<sup>st</sup>.

Mayor Wolff, supported by Councilor Shafer moved to adopt **RESOLUTION NO. 10-03-04 AUTHORIZING THE HIBBING CITY COUNCIL TO MAKE APPLICATION TO THE DEPARTMENT OF NATURAL RESOURCES FOR THE PARKS AND TRAILS LEGACY GRANT PROGRAM.** (Resolution herein incorporated and on file in the Council Office) Motion CARRIED

2. **City Attorney's Office – Richard Sellman, Attorney**

a) **Ordinance Amending Hibbing City Code Chapter 10 relative to Social Host:**

The new provision in ordinance is intended to make persons responsible when they allow parties on their property for alcohol consumed by minors. The Mesabi Safe Communities Coalition is putting together communication pieces for the public regarding this ordinance. Councilor Harkonen, supported by Mayor Wolff moved to adopt **ORDINANCE NO. 372, 2<sup>nd</sup> SERIES AMENDING THE HIBBING CITY CODE CHAPTER 10 ENTITLED "PUBLIC PROTECTION, CRIMES AND OFFENSES" BY ADDING A SECTION 10.28 ENTITLED "SOCIAL HOST" AND ADOPTING BY REFERENCE, HIBBING CITY CODE CHAPTER 1 AND SECTION 10.99 WHICH, AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS.** (Ordinance herein incorporated and on file in the Council Office) Motion CARRIED.

b) **Resolution Authorizing the Sale of the Real Property to Kenneth White and Execution of Deed:**

Per discussion at the Council Meeting on Wednesday, March 3, 2010 the sale of this property was approved and authorization given for signatures on the deed.

Councilor Lund, supported by Councilor Harkonen moved to adopt **RESOLUTION NO. 10-03-06 AUTHORIZING THE SALE OF THE NORTHERLY ½ OF LOT 24 AND ALL OF LOT 25, BLOC 1,**

**SHAPIRO's ADDITION TO SUNNYSIDE, TO ADJACENT LAND OWNER KENNETH WHITE AND AUTHORIZING EXECUTION OF QUIT CLAIM DEED** (Resolution herein incorporated and on file in the Council Office) Motion CARRIED

3. **City Administrator's Office – Brian Redshaw**

a) **LGA Mitigation Strategies:**

In the Consent Agenda, the Council voted on a Retreat to be held on March 24<sup>th</sup> and Mr. Redshaw suspects this will be discussed in more detail at that time, but wanted to, at this time make sure the public was aware of the financial status of the City. He has worked out an outline of ideas to address the issues in the attached memo. The public needs to be aware that the City has had to make some cuts and our level of services will drop. Mr. Redshaw noted that he is open to suggestions from any citizens. Mayor Wolff wanted to also point out that all communities across the Range are feeling the same and will also go through the experience of cuts of services.

**VI. LICENSES AND PERMITS**

- 1) Councilor Harkonen, supported by Councilor Lund moved to approve the 2010 Renewals for 3.2 On-Sale Liquor Licenses in the City of Hibbing pending up-to-date payment of property taxes. Motion CARRIED.
- 2) Councilor Bigelow, supported by Councilor Shafer moved to approve the 2010 Renewals for 3.2 Off-Sale Liquor Licenses in the City of Hibbing pending up-to-date payment of property taxes. Motion CARRIED
- 3) Councilor Bigelow, supported by Councilor Harkonen moved to approve Commercial Photographer's License Application for Rossini Photography, Hibbing. Motion CARRIED
- 4) Councilor Shafer, supported by Councilor Lund moved to approve the Transient Merchant License Application for Plant Place, Inc. at the Hibbing L& M Supply parking lot location. Motion CARRIED
- 5) Councilor Harkonen, supported by Councilor Lund moved to approve the Massage Parlor License Application of Ruth Harristhal to perform therapeutic massage therapy. Motion CARRIED
- 6) Councilor Bigelow, supported by Councilor Harkonen moved to approve the Raffle Permit Request of Delta Waterfowl to hold a raffle at their annual banquet on August 11, 2010 at the Mesaba Country Club. Motion CARRIED

**VII. BOARDS & COMMISSIONS.**

1. **Central Business Commission: 5 Vacancies (3-year terms)**  
Applicants: None

Mayor Wolff noted that if citizens are still interested in applying for the Central Business Commission, please submit an application through the Council Office.

2. **Fire Fighter Service Commission: 1 Vacancy (3-year term)**

Applicants:

- Denis Seguin
- Steve Perunovich

Councilor Harkonen, supported by Councilor Lund moved to appoint Denis Seguin. Motion CARRIED

3. **Historic Preservation Commission: 3 Vacancies (3-year terms)**

Applicants:

- Michael Marconett

Councilor Bigelow, supported by Councilor Harkonen moved to appoint Michael Marconett. Motion CARRIED

4. **Public Utilities Commission: 1 Vacancy (3-year term)**

Applicants:

- John Berklich - *incumbent*
- Marvin Vuicich

Councilor Bigelow, supported by Councilor Lund moved to re-appoint John Berklich. Motion CARRIED

Councilor Lund wanted to point out that he has received comments regarding the water quality, color and smell in Kitzville and Brooklyn and he has spoken with John Berklich and has been assured that this problem will be taken care of. Councilor Lund also wanted the public to know that he does attend all of the PUC meetings and has asked the PUC Commission of their plans for rate revisions for 2010 and he was told that no rate increases are planned for 2010

5. **Parks and Recreation Board: 4 Vacancies (3-year terms)**

Applicants:

- Tim Kaminski - *incumbent*
- Peter Waselk - *incumbent*
- Roxann Cermak
- James Paulsen
- Phyllis Chupurdia
- Donna Simonson
- Malinda Hibben
- Richard Lowen

Councilor Shafer, supported by Councilor Lund moved to re-appoint Peter Waselk. Motion CARRIED

Councilor Lund, supported by Councilor Shafer moved to appoint Donna Simonson. Motion CARRIED

Councilor Harkonen, supported by Mayor Wolff moved to appoint Malinda Hibben. Motion CARRIED

Councilor Sater, supported by Councilor Shafer moved to appoint Phyllis Chupurdia. Motion CARRIED

6. **Public Library Board of Trustees: 4 Vacancies:**

- Two (2) Full Three Year Terms
- One (1) Term with 2 Years Remaining
- One (1) Term with 1 Years Remaining

Applicants:

- Claudia Mescher – applicant for the remaining term of 1 years
- James Paulsen
- Allen Lipke

Councilor Bigelow, supported by Councilor Lund moved to appoint Claudia Mescher to fill the vacancy of the remaining term of 1 year. Motion CARRIED

Councilor Harkonen, supported by Councilor Shafer moved to appoint James Paulsen for full term of three years. Motion CARRIED

Councilor Lund, supported by Councilor Shafer moved to appoint Allen Lipke for full term of three years. Motion CARRIED

7. **Police Civil Service Commission: 1 Vacancy (3-year term)**

Applicants:

- Don Bozovsky
- Joseph Zlonis
- Denis Seguin
- Daniel Burdick

Councilor Harkonen, supported by Councilor Bigelow moved to appoint Daniel Burdick. Motion CARRIED

8. **Television Cable Commission – HPAT: 2 Vacancies (3-year terms)**

Applicants:

- Bill Schleppegrell - *incumbent*

Councilor Harkonen, supported by Councilor Sater moved to re-appoint Bill Schleppegrell. Motion CARRIED

**VIII. OTHER**

**CENSUS:** Mayor Wolff reminded citizens to fill out their census materials. The City website has an informative map of Hibbing showing where the census cards have been and have not been returned. Census information is important to the community and brings dollars back to the community on a federal and state basis.

**BOARDS AND COMMISSIONS POLICY:** The city policy has an acceptance of applicants within a 30 mile radius of Hibbing. Councilor Shafer noted that if people are going to serve on the commissions and set the rates they have to live in the same community and pay the same taxes. This policy review will be included in the March 24<sup>th</sup> agenda for the Council Retreat to review the radius and residency.

**IX. ADJOURNMENT**

There being no further business brought before the council, Councilor Bigelow, supported by Councilor Lund moved to adjourn the meeting at 7:00 p.m.

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Richard M. Wolff, Mayor

ATTEST:

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Patrick L. Garrity, Clerk-Treasurer