

**CHISHOLM CITY COUNCIL  
REGULAR MEETING – SEPTEMBER 28, 2010**

CALL TO ORDER

Mayor Michael A. Jugovich called the City Council meeting to order at 5:30 pm in the City Hall Council Chambers.

ROLL CALL

Present: Council Members Alexander, Benson, Cook, Drow, Novoselac, and  
Mayor Jugovich

Absent: None

Also Present: City Administrator Casey, and City Attorney Cianni

ADOPT THE AGENDA

Moved by Councilor Cook and supported by Councilor Benson to adopt the Agenda with one addition: Notice of Open Position.

Voting Aye: All

Motion Carried

PUBLIC PARTICIPATION

None

REPORTS

Building/Zoning Official-Steve Erickson reported the IRR demolition program is scheduled to begin work in Chisholm the first week in November.

SEH Consulting Engineer-Jim Johnson gave an update on the NW area project and the East Lake Street project, with blacktopping to begin on October 1<sup>st</sup>. The 3<sup>rd</sup> Avenue and 7<sup>th</sup> Street project will have curb and gutter put in this week.

City Administrator-Mark Casey reported MNDOT repairs to Lake Street have been delayed, as PCI Roads is behind schedule. The League of Minnesota Cities Regional Conference will be held tomorrow, September 29<sup>th</sup>. He had a meeting with Springsted and Ehlers with regard to a bond issue and refund. Absentee ballots are available at City Hall, and the public can now track the status of their ballot online.

Other-Councilor Cook reported the Chisholm Beautification Association is now seeking applications for next years painting project. Applications are due by November 30<sup>th</sup>.

Mayor Jugovich reported he had attended the Legacy House grand opening for the Range Center. Lake walk signage was vandalized. He also attended the welcome home ceremony for the Army National Guard 114<sup>th</sup> Transportation Unit. The City was presented with an Appreciation Plaque and an American flag that had been flown over Afghanistan during their tour of duty.

ACCEPT THE CONSENT AGENDA

Moved by Councilor Drow and supported by Councilor Cook to accept the Consent Agenda, including the List of Bills, Minutes of the previous City Council meetings of September 14, 2010 Regular Meeting, September 21, 2010 Assessment Hearing, and the September 21, 2010 Budget Meeting, Payroll and Overtime.

Voting Aye: All

Motion Carried

#### RECESS CITY COUNCIL MEETING

Moved by Councilor Cook and supported by Councilor Benson to recess the City Council meeting at 5:45 pm to reconvene the Central Avenue South Assessment Hearing.

Voting Aye: All

Motion Carried

Being on the assessment roll, Councilor Alexander excused himself from voting on the issue.

#### RECONVENE CENTRAL AVE S ASSESSMENT HEARING

Moved by Councilor Drow and supported by Councilor Benson to reconvene the Public Hearing for Central Avenue South assessments.

Voting Aye: Council Members Benson, Cook, Drow, Novoselac, Mayor Jugovich

Abstained: Council Member Alexander

Motion Carried

### **CHISHOLM CITY COUNCIL REGULAR MEETING – SEPTEMBER 28, 2010 (Continued)**

#### ADOPT ASSESSMENTS

Moved by Councilor Cook and supported by Councilor Benson to accept Resolution No. 0910-64, adopting assessments as presented for the Central Avenue South project.

Voting Aye: Council Members Benson, Cook, Drow, Novoselac, Mayor Jugovich

Abstained: Council Member Alexander

Motion Carried

#### ADJOURN PUBLIC ASSESSMENT HEARING

Moved by Councilor Cook and supported by Councilor Drow to adjourn the Public Hearing on Assessments for Central Avenue South at 5:47 pm.

Voting Aye: Council Members Benson, Cook, Drow, Novoselac, Mayor Jugovich

Abstained: Council Member Alexander

Motion Carried

Councilor Alexander returned to his active position on the City Council.

#### RECONVENE CITY COUNCIL MEETING

Moved by Councilor Cook and supported by Councilor Drow to reconvene the City Council meeting at 5:48 pm.

Voting Aye: All

Motion Carried

#### CHILDRENS LIBRARY SERVICE SPECIALIST-TECH II

Moved by Councilor Drow and supported by Councilor Benson to authorize posting of the Library Children's Services Specialist Tech II position.

Voting Aye: Council Members Alexander, Benson, Cook, Drow, Mayor Jugovich

Voting No: Council Member Novoselac

Motion Carried

#### EASEMENT AGREEMENT

Moved by Councilor Novoselac and supported by Councilor Drow to authorize the City Administrator, Attorney, Building Inspector, abutting property owners, and benefitting property owner to meet together and draw up an agreement that is amicable to everyone concerned with the easement agreement.

Voting Aye: Council Members Alexander, Benson, Drow, Novoselac, Mayor Jugovich

Voting No: Council Member Cook

Motion Carried

#### PLANNING COMMISSION REQUEST FOR ANNEXATION PLANS

A committee was formed, per the request of the Planning Commission, consisting of the City Attorney, City Administrator, Building/Zoning Official, Councilor Cook, and a member of the EDA to engage in talks with Balkan Board representatives for a non-hostile advance in annexation for a corporate boundary update. This was an informational item.

#### COMMON REPRESENTATION CONFLICT OF INTEREST

Moved by Councilor Drow and supported by Councilor Alexander, upon the recommendation of the City Attorney, to execute the letter from Fryberger, Buchanan, Smith, & Frederick, PA regarding notification of a potential conflict of interest with representation of both the City and CIRSSD in the preparation of documents on behalf of the parties involved.

Voting Aye: All

Motion Carried

#### RESOLUTION 0910-68/PERA MEMBERSHIP FOR BENJAMIN T ERICKSON

Moved by Councilor Alexander and supported by Councilor Drow to adopt Resolution No. 0910-68 for membership of Benjamin T. Erickson into the Public Employees Police and Fire Plan.

Voting Aye: All

Motion Carried

### **CHISHOLM CITY COUNCIL REGULAR MEETING – SEPTEMBER 28, 2010 (Continued)**

#### ENGINEERING SERVICES FOR EECBG

Moved by Councilor Cook and supported by Councilor Novoselac to accept the proposal of Short Elliot Hendrickson, Inc. for professional services, assisting with bidding and construction of a MN Office of Energy Security, Energy Efficiency and Conservation Block Grant for lighting and boiler replacement at City Hall.

Voting Aye: All

Motion Carried

#### RESOLUTION 0910-65/CIRI AGREEMENT

Moved by Councilor Benson and supported by Councilor Drow to adopt Resolution No. 0910-65 for submission of a Brownfield Assessment grant application to the US EPA on behalf of the Brownfield Assessment Area Coalition, and enter into a Memorandum of Agreement with CIRI and other coalition members for the community-wide assessment project.

Voting Aye: All

Motion Carried

#### RESOLUTION 0910-63/CCF GRANT

Moved by Councilor Cook and supported by Councilor Benson to adopt Resolution No. 0910-63 authorizing the City Administrator to file an application to the Chisholm Community Foundation for grant funds for flowers on Lake Street.

Voting Aye: All

Motion Carried

#### LMC MEMBERSHIP DUES

Moved by Councilor Alexander and supported by Councilor Drow to authorize payment of the 2010-2011 League of Minnesota Membership dues and the Minnesota Mayors Association dues for the fiscal year beginning September 1, 2010.

Voting Aye: All

Motion Carried

#### SCHEDULE BUDGET MEETING

Moved by Councilor Benson and supported by Councilor Drow to schedule a budget meeting to be held October 5, 2010 at 5:30 pm.

Voting Aye: All

Motion Carried

#### NOTICE OF OPEN POSITION

Moved by Councilor Novoselac and supported by Councilor Alexander to post internally for the open the position of Wastewater Collection System Specialist.

Voting Aye: All

Motion Carried

#### ADJOURN

Moved by Councilor Drow and supported by Councilor Cook to adjourn the City Council meeting at 7:10 pm.

Voting Aye: All

Motion Carried

s// Michael A. Jugovich

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Mayor

Attest:

s/ Mark Casey  
City Administrator/Clerk-Treasurer