

**CHISHOLM CITY COUNCIL  
REGULAR MEETING – SEPTEMBER 23, 2014**

**CALL TO ORDER**

Mayor Michael A. Jugovich called the City Council Meeting to order in the City Hall Council Chambers at 5:30 p.m.

**ROLL CALL**

Present: Council Members Benson, Campbell, Cook, Drow, Scaia and Mayor Jugovich  
Absent: None

Also Present: Administrator Mark Casey, Attorney Lou Cianni and Building & Zoning Official Steve Erickson

**ADOPT THE AGENDA**

Moved by Councilor Cook and supported by Councilor Campbell to adopt the Agenda with one addition: D6) Library Steps.  
Voting Aye: All Motion Carried

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**PUBLIC PARTICIPATION**

None

**REPORTS**

Building & Zoning Official Steve Erickson reported on the Demolition program, some properties have been taken down and others will be coming down soon.  
Administrator Casey reported the Mining Impact study will be in tomorrow. Tomorrow driving counts and cameras will take place. Parrk Paving will begin spot patching next week. The County is considering increasing the sales tax ½ of 1% and anticipates it will generate 11 million dollars for roads. The WWTP demolition bids will be opened on Friday. The MPCA Brownfields administrator will be here in October.  
Other- Councilor Benson attended Mary Zaitz, Library Supervisor's retirement party and wished her well. Councilor Drow attended Mary Zaitz retirement party and wished her well. Virginia resident commended the City on how well it looks. Councilor Scaia met with Administrator Casey & Consultant Engineer Jim Johnson on the assessments of 3<sup>rd</sup> Ave NE.  
Mayor Jugovich asked the public to please watch out for workers as they mend our streets. The Field of Screams is underway and they are looking for volunteers. The Candidate Forum is on Monday, October 6, 2014 at 6:00 pm at the Senior Citizen's Center.

**ACCEPT THE CONSENT AGENDA**

Moved by Councilor Scaia and supported by Councilor Drow to accept the Consent Agenda, including the List of Bills, Communications, Minutes of the previous City Council meetings of September 8, 2014 Special Budget Meeting, September 9, 2014 Regular Meeting, and September 16, 2014 Special Budget Meeting, Payroll and Overtime.  
Voting Aye: All Motion Carried

**CEMETERY BUILDING QUOTES**

Moved by Councilor Cook and supported by Councilor Campbell to award the bid of \$123,400 to EH Lawrence of Chisholm, MN for construction of the new Chisholm Cemetery building.  
Voting Aye: All Motion Carried

**FIRE & POLICE DEPARTMENT ROOF QUOTES**

Moved by Councilor Cook and supported by Councilor Benson to award the bid of \$63,952 to Range Cornice for the repair of the roof at the Fire and Police Department building.  
Voting Aye: All Motion Carried

**114 W LAKE STREET**

Moved by Councilor Scaia and supported by Councilor Campbell to award the bid of \$66,200 to Radotich Enterprises of Chisholm, MN for demolition teardown and removal of the building located at 114 W Lake Street.  
Voting Aye: All Motion Carried

**ORDINANCE NO. 1, AMENDING TITLE 5 CHAPTER 52 OF THE CITY CODE ENTITLED  
"WATER SERVICE"**

Moved by Councilor Cook and supported by Councilor Drow to adopt the second reading of Ordinance No. 1, 3<sup>rd</sup> Series amending Title 5 Chapter 52, Section 52.04, entitled "Service Pipes". The service pipe shall be placed at a depth determined safe and within code by the city engineer, below the surface in all cases so arranged as to prevent rupture and stoppage by freezing. Frozen service pipes between the main curb stops and the building shall be the responsibility of the owner.  
Voting Aye: All Motion Carried

**CHISHOLM CITY COUNCIL  
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(CONTINUED)**

**FIRE RELIEF ASSOCIATION BENEFITS**

Moved by Councilor Scaia and supported by Councilor Campbell to increase the annual fire relief benefit from \$2400 per year to \$2800 per year. Should the need arise the annual contribution will be reduced to \$2,600 per month.

Voting Aye: Councilors Benson, Campbell, Drow, Scaia and Mayor Jugovich  
Voting No: Councilor Cook  
Motion Carried

**RESOLUTION NO. 0914-80 PROPOSED AMENDED ASSESSMENT HEARING FOR  
6<sup>TH</sup> ST SW**

Moved by Councilor Scaia and supported by Councilor Benson to adopt Resolution No. 0914-80 to set an assessment hearing for Tuesday, October 14, 2014 at 5:00 pm for 6<sup>th</sup> Street SW and to declare the amended cost of the assessments for such improvement.

Voting Aye: All  
Motion Carried

**FRYBERGER, BUCHANAN, SMITH & FREDERICK**

Moved by Councilor Drow and supported by Councilor Campbell to enter into agreement with the law firm Fryberger, Buchanan, Smith and Frederick, P.A. of Duluth, MN for terms of representation in the possible acquisition of the Zentz property.

Voting Aye: All  
Motion Carried

**ORDINANCE NO. 2 "ELECTRIC FRANCHISE", 3<sup>RD</sup> SERIES, FIRST READING**

Moved by Councilor Cook and supported by Councilor Benson to adopt the first reading of Ordinance No. 2, "Electric Franchise:, 3<sup>rd</sup> Series to authorize Minnesota Power, a non-inclusive franchise to construct, operate, repair and maintain in the City of Chisholm, MN an electric distribution system and transmission lines, including necessary poles, lines, fixtures and appurtenances, for the furnishing of electric energy to the City, its inhabitants, and others, and to use the public ways and public grounds of the City for such purposes; and prescribing certain terms and conditions thereof.

Voting Aye: All  
Motion Carried

**MEETING DATE CHANGE**

Moved by Councilor Scaia and supported by Councilor Campbell to change the regular scheduled Council meeting date of November 11, 2014 to Wednesday, November 12, 2014 at 5:30 p.m. due to Veteran's Day.

Voting Aye: All  
Motion Carried

**RESOLUTION NO. 0914-81 REMOVAL OF FEES FOR PROPERTY**

Moved by Councilor Scaia and supported by Councilor Campbell to adopt Resolution No. 0914-81 for the removal of a lien for demolition costs in the amount of \$5,515.90 on parcel number 020-0150-00280.

Voting Aye: Councilors Campbell, Drow, Scaia and Mayor Jugovich  
Voting No: Councilors Benson and Cook  
Motion Carried

**RESOLUTION NO. 0914-79 PROPOSED LEVY FOR 2015**

Moved by Councilor Cook and supported by Councilor Campbell to adopt Resolution No. 0914-79 and to certify to the St. Louis County Auditor the proposed levy for 2015 as follows:

General Fund-----	\$1,270,586
Bonded Indebtedness-----	\$ 161,722
Total Levied by City Council-----	\$1,432,308

Voting Aye: All  
Motion Carried

**SET TRUTH IN TAXATION HEARING**

Moved by Councilor Benson and supported by Councilor Scaia to schedule the Truth in Taxation Hearing for 6:01 p.m. on Tuesday, December 9, 2014.

Voting Aye: All  
Motion Carried

**REPAIR OF LIBRARY STEPS**

Motion by Councilor Drow and supported by Councilor Benson to award the bid of \$83,000 to Max Gray Construction of Hibbing, MN contingent upon a warranty for the repair of the library steps.

Voting Aye: All  
Motion Carried

**CHISHOLM CITY COUNCIL  
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(CONTINUED)**

**RESOLUTION NO. 0914-82 AGREEMENT WITH MINING RESOURCES, LLC FOR SHERMAN  
TAILING BASIN AREA**

Moved by Councilor Cook and supported by Councilor Campbell to adopt Resolution No. 0914-82 to enter into agreement with Mining Resources, LLC, an Indiana Limited Liability Company for iron bearing materials in the Sherman Tailing Basin area, owned by the City of Chisholm.

Voting Aye: All

Motion Carried

**ADJOURN**

Moved by Councilor Cook and supported by Councilor Scaia to adjourn the meeting at 6:26 p.m.

Voting Aye: All

Motion Carried

s// Michael A. Jugovich

Mayor

Attest:

s// Mark Casey

Administrator-Clerk/Treasurer