

**CHISHOLM CITY COUNCIL
REGULAR MEETING – MARCH 23, 2016**

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 Campbell, Cook, Rahja, Kevin Scaia, Todd Scaia and Mayor Jugovich

Absent: Mayor Jugovich (Left the meeting at 6:15 p.m.)

Also Present: Interim Administrator Susan Schweiss, City Attorney Bryan Lindsay, Consulting Engineer Jim Johnson, Police Chief Manner and Administrative Assistant Gornick

ADOPT THE AGENDA

Moved by Councilor Cook and supported by Councilor Campbell to adopt the Agenda with one change under New Business: move items 7D1) through 7D8) to 7A1) through 7A8) and one addition: 7A9) Resolution No. 0316-32 Support of Access Agreement on State Lands (Twin Metals MN)

Voting Aye: All

Motion Carried

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PUBLIC PARTICIPATION

Brad Lozekar with "Z Taxi" addressed the Council with an update on his new taxi service business. If the public has any questions or would like to use his taxi service, he can be reached at (218) 929-2222.

REPORTS

City Attorney Bryan Lindsay reported he is working on the proposed Rental Property Ordinance and the blight issue in Lakeview.

Police Chief Manner thanked the Council and the Blandin Foundation for allowing him, School Resource Officer William Purdy and Library Supervisor Kathryn Christenson to attend the leadership training. Blight issues and the yellow garbage bag system was discussed with a request from the Council to direct Interim City Clerk-Treasurer/Administrator Schweiss to contact the Public Works Department regarding implementing a system to work with the Police Department to enforce yellow bag non-compliance. Councilor Steve Cook explained the yellow bag system and the costs associated with using the bags versus other options available. A working session will be scheduled in the near future to discuss other options available. A Public Hearing will also be scheduled to get the public's input on this matter.

Councilor Cook attended the pre-construction meeting for the Water Tower Project and gave a brief update on the project. The Osseo Construction Company from Osseo, WI will be working from 7:00 am to 7:00 pm seven days a week until the June 3rd expected completion date. They will put a tarp around the water tower and will also notify the public of potential noise issues that may occur. They will also provide a construction schedule.

Councilor T. Scaia attended the EDA meeting that was held in conjunction with the Housing & Redevelopment Authority (HRA). He mentioned that Councilor Rahja will address the EDA by-law change during the agenda portion of the council meeting. He attended the Cliff's Natural Resources (CNR) breakfast today and was impressed with the keynote speaker who is the CEO of CNR.

Mayor Jugovich attended the Bruce Mine Headframe project meeting and reported the Chisholm Community Foundation will be providing funds for the surveying of this project. He also attended the Cliff's Natural Resources breakfast meeting. He reported on the EDA joint meeting with the HRA. The HRA will be pursuing the purchase of lots that are owned by the EDA. He announced the Range Area Municipalities & Schools will be meeting with Governor Dayton on April 1, 2016.

ACCEPT THE CONSENT AGENDA

Moved by Councilor T. Scaia and supported by Councilor Campbell to accept the Consent Agenda, including the List of Bills, Communications, Minutes of the previous City Council meeting of March 9, 2016 Public Hearing for EDA Bylaw Change, March 9, 2016 Regular Meeting, Payroll and Overtime.

Voting Aye: All

Motion Carried

RESOLUTION NO. 0316-30 APPOINT CITY CLERK-TREASURER / ADMINISTRATOR

Motion by Councilor Cook and supported by Councilor K. Scaia to adopt Resolution No. 0316-30 to appoint John W. Tourville to perform the duties as City Clerk-Treasurer/Administrator of the City of Chisholm for the period effective March 28, 2016 through December 31, 2016.

Voting Aye: All

Motion Carried

RESOLUTION NO. 0316-23 TRUSTEES FOR 457 DEFERRED COMPENSATION PLAN

Moved by Councilor Campbell and supported by Cook to adopt Resolution No. 0316-23 to appoint trustees John W. Tourville, City Clerk-Treasurer/Administrator, Susan Schweiss, Deputy Clerk-Treasurer and Michael A. Jugovich, Mayor of Chisholm as responsible parties for the City of Chisholm 457 Deferred Compensation Plan as the "full force and effect" authorities to sign those documents on behalf of the City of Chisholm.

Voting Aye: All

Motion Carried

**CHISHOLM CITY COUNCIL
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(CONTINUED)**

RESOLUTION NO. 0316-24 APPOINT DEPOSITORY SIGNATORIES

Moved by Councilor T. Scaia and supported by Councilor Cook to adopt Resolution No. 0316-24 to appoint City Clerk-Treasurer/Administrator, John W. Tourville and Deputy Clerk-Treasurer, Susan Schweiss to be authorized under a dual signature requirement, for the transfer of City funds and the conduct of City business at Security State Bank of Hibbing and First National Bank of Chisholm, MN.

Voting Aye: All

Motion Carried

RESOLUTION NO. 0316-26 APPOINTMENT OF CASUAL, SEASONAL LABORERS FOR THE STREET, PARK, SEWER & CEMETERY DEPARTMENTS

Moved by Councilor Campbell and supported by Councilor Rahja to adopt Resolution No. 0316-26 to appoint up to fifteen (15) casual, seasonal laborers at an hourly rate of up to \$9.50 per hour effective May 1, 2016 and may continue conditionally through September, 2016 and not to exceed 60 work shifts in accordance with this resolution and City Policies. Councilor Campbell amended her motion and Councilor Cook supported the amended motion to appoint up to sixteen (16) casual, seasonal laborers at an hourly rate of up to \$9.50 per hour effective May 1, 2016 and may continue conditionally through September, 2016 and not to exceed 60 work shifts in accordance with this resolution and City Policies.

Voting Aye: All

Motion Carried

RESOLUTION NO. 0316-27 2016 SEXUAL ASSAULT AWARENESS MONTH

Moved by Councilor Campbell and supported by Councilor T. Scaia to adopt Resolution No. 0316-27 to proclaim April 2016 as Sexual Assault Awareness Month.

Voting Aye: All

Motion Carried

RESOLUTION NO. 0316-29 2016 STATE AID FOR LOCAL TRANSPORTATION APPROVING COUNTY PROJECT (CSAH) 5 & 136 WITHIN MUNICIPAL CORPORATE LIMITS

Moved by Councilor T. Scaia and supported by Councilor Campbell to adopt Resolution No. 0316-29 to approve preliminary plans for Project No. CP 0136-257592 showing proposed alignment, profiles grades and cross-sections for the construction, reconstruction or improvement of County State-Aid Highway No. 5 & 136 within the limits of the City of Chisholm as a County Project designed to State Aid standards that have been prepared and presented to the City of Chisholm.

Voting Aye: All

Motion Carried

ST. LOUIS COUNTY REQUESTS FOR EARLY DISTRIBUTIONS OF 2016 TAX COLLECTIONS

Moved by Councilor Cook and supported by Councilor K. Scaia to direct Interim City Clerk-Treasurer/Administrator Schweiss to contact the St. Louis County Auditor to request the early distribution of 2016 tax collections. Request for early distribution must be made by May 31, 2016.

Voting Aye: All

Motion Carried

SCHEDULE PUBLIC HEARING
ECONOMIC DEVELOPMENT AUTHORITY (EDA) BYLAW REVISIONS

Motion by Councilor T. Scaia and supported by Councilor Rahja to schedule a Public Hearing on Tuesday, April 26, 2016 at 5:15 in the City Hall council chambers to consider the EDA Bylaw revision of paragraph 2 of the amended Resolution adopted on February 9, 1994. The language will address changing the EDA Board of Commissioners place of residence as area community members to include changing from Balkan to Balkan Township and to include changing Unorganized Township to Unorganized Township 59-21 residents. The language will also include adding "At any one time no more than two members shall reside outside of Chisholm city limits".

Voting Aye: All

Motion Carried

RESOLUTION NO. 0316-32 SUPPORT OF ACCESS AGREEMENT ON STATE LANDS

Moved by Councilor Campbell and supported by Councilor T. Scaia to adopt Resolution No. 0316-32 in support of access agreement on state lands and that the City of Chisholm, MN City Council respectfully disagrees with the position taken by Governor Dayton in denying the approval of the state land Access Agreement to Twin Metals MN, as they were negotiated by his agency and Commissioner Landwehr of the Department of Natural Resources, and be it further resolved that the City of Chisholm, MN City Council respectfully requests that the Governor allow his agencies to act and let the necessary required environmental reviews and permitting processes be worked through to determine what is in the best interest of Minnesotans. In particular those in northeastern Minnesota where mining has been successfully and environmentally co-existing with our wonderful natural beauty and wilderness for over a century while serving as the very foundation of our economic base.

Voting Aye: Councilors Campbell, Rahja, K. Scaia, T. Scaia and Mayor Jugovich

Voting No: Councilor Cook

Motion Carried

**CHISHOLM CITY COUNCIL
REGULAR MEETING – MARCH 23, 2016
(CONTINUED)**

2016 LIQUOR LICENSE APPLICATIONS

Moved by Councilor Campbell and supported by Councilor Rahja to approve the 2016 liquor license applications presented, contingent upon meeting all State and Local requirements.
Voting Aye: Councilors Campbell, Cook, Rahja, K. Scaia and T. Scaia
Absent: Mayor Jugovich
Motion Carried

ST. LOUIS COUNTY CRACK SEALING AGREEMENT

Moved by Councilor K. Scaia and supported by Councilor Campbell for execution of Cooperative Agreement CP 0000-277015 and other related documents for participation with St. Louis County for the 2016 Crack Sealing Plan at an estimated cost of \$16,100 (and an administrative fee of \$225) not to exceed \$20,000 without prior written consent from the City of Chisholm.
Voting Aye: Councilors Campbell, Cook, Rahja, K. Scaia and T. Scaia
Absent: Mayor Jugovich
Motion Carried

**RESOLUTION NO. 0316-28 ACCEPTING FEASIBILITY REPORT & CALLING
FOR HEARING ON 8TH STREET/8TH AVENUE NW AREA INFRASTRUCTURE
IMPROVEMENTS**

Motion by Councilor Rahja and supported by Councilor Cook to adopt Resolution No. 0316-28 to accept the Feasibility Report from Short, Elliott & Hendrickson (SEH), Inc. and to call for a hearing on April 12, 2016 at 5:00 p.m. in the council chambers at City Hall for the improvement of 8th Street NW between 1st and 8th Avenue NW and 8th Avenues NW between 8th Street NW and Cemetery Road. An informal public information meeting is scheduled for Thursday, April 7, 2016 at 5:00 pm in the council chambers at City Hall.
Voting Aye: Councilors Campbell, Cook, Rahja, K. Scaia and T. Scaia
Absent: Mayor Jugovich
Motion Carried

**RESOLUTION NO. 0316-25 ADVERTISE & INTERVIEW FOR
SUMMER RECREATION AIDES**

Moved by Councilor K. Scaia and supported by Councilor Campbell to adopt Resolution No. 0316-25 to advertise and interview for the Chisholm Summer Recreation Program (CSRP) for part-time Summer Recreation Aides; at an hourly rate of \$8.00 per hour effective June 1, 2016 and may continue conditionally through August 31, 2016 and not to exceed 60 work shifts in accordance with this resolution and City Policies.
Voting Aye: Councilors Campbell, Cook, Rahja, K. Scaia and T. Scaia
Absent: Mayor Jugovich
Motion Carried

**RECESS TO CLOSED EXECUTIVE SESSION
TO DISCUSS POTENTIAL LITIGATION ISSUE**

Moved by Councilor Cook and supported by Councilor Campbell to recess to Closed Executive Session at 6:29 pm to discuss a potential litigation issue.
Voting Aye: All
Motion Carried

ADJOURN CLOSED EXECUTIVE SESSION

Moved by Councilor K. Scaia and supported by Councilor Campbell to adjourn Closed Executive Session at 6:44 pm.
Voting Aye: All
Motion Carried

RECONVENE REGULAR MEETING

Moved by Councilor Cook and supported by Councilor K. Scaia to reconvene the regular City Council meeting at 6:45 pm.
Voting Aye: All
Motion Carried

ADJOURN MEETING

Moved by Councilor Cook and supported by Councilor Rahja to adjourn the Regular Council meeting at 6:45 p.m.
Voting Aye: All
Motion Carried

s// Michael A. Jugovich
Michael A. Jugovich, Mayor

Attest:

s// Susan Schweiss
Susan Schweiss,
Interim City Clerk-Treasurer/ Administrator