

**MOUNTAIN IRON CITY COUNCIL MEETING
COMMUNITY CENTER
MOUNTAIN IRON ROOM
WEDNESDAY, JANUARY 20, 2010 - 6:30 P.M.
A G E N D A**

- I. Roll Call
- II. Consent Agenda
 - A. Minutes of the January 4, 2010, Regular Meeting (#1-7)
 - B. Receipts
 - C. Bills and Payroll
 - D. Communications (#36-37)
- III. Public Forum
 - A. Public Hearing – Old Highway 169 Overlay (#8)
- IV. Committee and Staff Reports
 - A. Mayor’s Report
 - 1. SWOP Partnership Agreement (#9-10)
 - B. City Administrator’s Report
 - 1. Memorandum of Understanding with AFSCME Local #453 (#11-12)
 - C. Director of Public Works Report
 - D. Sheriff’s Department Report
 - 1. Monthly Report Covering December 2009 (#13)
 - E. City Attorney’s Report
 - F. City Engineer’s Report
 - 1. Pay Request Number 4 – Waste Water Treatment Plant Improvements (#14-16)
 - G. Planning and Zoning Commission
 - 1. Refer Zoning Violation to City Attorney (#17)
 - H. Liaison Reports
- V. Unfinished Business
- VI. New Business
 - A. Ordinance Number 01-10 Regulating Peddlers, Solicitors and Transient Merchants (#18-28)
 - B. Resolution Number 01-10 Authorizing Plans and Specifications Old Highway 169 (#29-30)
 - C. Schedule Committee of the Whole Meeting on Rental Regulations (#31)
 - D. Authorization to Serve Alcohol(#32-33)
 - E. Temporary On-Sale Liquor License (#34)
- VII. Announcements
- VIII. Closed Meeting – Consider Strategies for Labor Negotiations (#35)
- IX. Adjourn

Denotes page number in packet

MINUTES
MOUNTAIN IRON CITY COUNCIL
JANUARY 4, 2010

Mayor Skalko called the City Council meeting to order at 6:30 p.m. with the following members present: Joe Prebeg, Jr., Tony Zupancich, Alan Stanaway, Ed Roskoski, and Mayor Gary Skalko. Also present were: Craig J. Wainio, City Administrator; Jill M. Anderson, Municipal Services Secretary; Don Kleinschmidt, Director of Public Works; Rod Flannigan, City Engineer; and John Backman, Sergeant.

It was moved by Skalko and seconded by Prebeg that the consent agenda be approved as follows:

1. Add the following item to the agenda:
 - III. A. 1A. Authorization to serve alcohol at the Community Center
2. Approve the minutes of the December 21, 2009, regular meeting as submitted.
3. That the communications be accepted, placed on file, and those requiring further action by the City Council be acted upon during their proper sequence on the agenda.
4. To acknowledge the receipts for the period December 16-31, 2009, totaling \$845,287.74, (a list is attached and made a part of these minutes).
5. To authorize the payments of the bills and payroll for the period December 16-31, 2009, totaling \$574,411.50, (a list is attached and made a part of these minutes).
NOTE: With the bill for MTI Distributing for \$12,369.65 removed and voted on separately.

The motion carried unanimously on a roll call vote.

It was moved by Prebeg and seconded by Zupancich to authorize the payment of the bill for MTI Distributing in the amount of \$12,369.65. The motion carried on the following roll call vote: Zupancich, yes; Stanaway, yes; Roskoski, no; Prebeg, yes; and Skalko, yes.

No one spoke during the public forum.

It was moved by Skalko and seconded by Stanaway to authorize the Bjerklie/Schleifer wedding on January 9, 2010, to serve alcohol at the Community Center. The motion carried.

It was moved by Skalko and seconded by Zupancich to appoint Joseph Prebeg as Deputy Mayor for 2010. The motion carried.

It was moved by Zupancich and seconded by Stanaway to appoint Sam Aluni, the Trenti Law Firm, as the City Attorney for 2010. The motion carried with Roskoski abstaining.

It was moved by Prebeg and seconded by Roskoski to appoint Rod Flannigan, Benchmark Engineering, as the City Engineer for 2010. The motion carried.

It was moved by Zupancich and seconded by Roskoski to appoint the Mesabi Daily News as the official newspaper for the City of Mountain Iron for 2010. The motion carried with Stanaway voting no.

It was moved by Prebeg and seconded by Zupancich to set the regular meetings for the first and third Mondays at 6:30 p.m. for 2010. The motion carried.

It was moved by Stanaway and seconded by Prebeg to designate the City's official depositories as the American Bank, Queen City Federal, Wells Fargo Bank, US Bank, Twin City Federal, League of Minnesota Cities 4M Fund, Miller Johnson Steichen Kinnard, Inc., Morgan Stanley Smith Barney, Inc., Northland Securities, Northland Trust, First National Bank of Buhl, and Federal Home Loan Bank, for 2010. The motion carried.

It was moved by Skalko and seconded by Prebeg to re-appoint Stephen Skogman and Barbara Fivecoate to serve on the Planning and Zoning Commission with their terms expiring on December 31, 2012. The motion carried.

It was moved by Skalko and seconded by Zupancich to re-appoint Bruce Peterson and Kevin Squillace to the Utility Advisory Board with their terms expiring on December 31, 2012. The motion carried.

It was moved by Skalko and seconded by Stanaway to re-appoint Scott McDermid and Natalie Pankratz-Leff to the Park and Recreation Board with their terms expiring on December 31, 2012. The motion carried.

It was moved by Skalko and seconded by Roskoski to re-appoint Andrea Wilson to the Economic Development Authority with her term expiring on December 31, 2014. The motion carried.

It was moved by Skalko and seconded by Stanaway to re-appoint Jackie Jenko and Gail Kleinschmidt to the Library Board with their term expiring on December 31, 2012. The motion carried.

It was moved by Skalko and seconded by Zupancich to re-appoint Stephen Skogman to the Public Safety and Health Board with his term expiring on December 31, 2012. The motion carried.

It was moved by Skalko and seconded by Prebeg to re-appoint Stephen Skogman and Peter Skogman to the Cable Commission with their terms expiring on December 31, 2012. The motion carried.

The Mayor did not give a report.

The City Administrator updated the Council on the following:

- Public Hearing. There will be a public hearing schedule for the next regular meeting for the proposed improvements to Old Highway 169.
- Energy Park. The plans and specifications are being prepared for the next phase of the Energy Park improvements.

It was moved by Roskoski and seconded by Zupancich to authorize the hiring of Dustyn Leff, Jake Stevens, Richard Stevens, Matthew Cerkvenik, Ben Curry, Stephen Erickson, Mark Witzman, Steven Niska, Karly Kostich, Cody Jones, Gary Bekkala, Brandt Pluskwik, Luke McGregor, and Benjamin Romsaas for skating rink attendants for the 2009-2010 season at the rate of pay of \$8.00 per hour. The motion carried.

The Council reviewed the report for November 2009 for the Sheriffs Department. The Sergeant said that he would be submitting a notice on Calendar Parking to the City Administrator to publish or post.

It was moved by Zupancich and seconded by Stanaway to accept the recommendation of the City Engineer and authorize payment request number three to Lenci Enterprises for the Digester Building Improvements in the amount of \$6,586.50. The motion carried on the following roll call vote: Stanaway, yes; Roskoski, no; Prebeg, yes; Zupancich, yes; and Skalko, yes.

Liaison Reports:

- Street and Alley Committee. Councilor Roskoski updated the Council that a meeting was held on Tuesday, Dec. 22, 2009. He said the Committee discussed the following: Cardinal Avenue right-of-way; intersection of Emerald Avenue and Highway 169, request to Minnesota Department of Transportation to conduct a traffic study; Mountain Avenue, parking change; Downtown Sidewalks, need improvements; truck hauling on one way road by General Electric; more signage on Highway 53, Benchmark Engineering working with MN/DoT; and Peter Skogman, snowplowing by his fence.
- Library Board. The December 2009 report was submitted to the Council.

It was moved by Prebeg and seconded by Zupancich to authorize a twelve month extension to the building covenant for Lot 7, Block 2, Unity Second Addition for Rod and Barb Anderson. The motion carried.

It was moved by Skalko and seconded by Zupancich to have the next regular meeting on Wednesday, January 20, 2010 at 6:30 p.m. due to the Martin Luther King holiday. The motion carried.

The City Administrator informed the Council that the lots were available for sale in South Forest Grove with the lot prices ranging from \$10,000 to \$16,000 depending on the lot size and location. Councilor Zupancich commended the Economic Development Authority and

the Planning and Zoning Commission for the work on the project.

At 7:06 p.m., it was moved by Skalko and seconded by Zupancich that the meeting be adjourned. The motion carried.

Submitted by:

A handwritten signature in black ink that reads "Jill M. Anderson". The signature is written in a cursive style with a large initial "J".

Jill M. Anderson, CMC/MMCA
Municipal Services Secretary

www.mtniron.com

Summary By Category And Distribution

Category	Distribution	Amount
UTILITY	UTILITY	113,031.36
MISCELLANEOUS	ASSESSMENT SEARCHES	20.00
LICENSES	ANIMAL	65.00
CHARGE FOR SERVICES	ELECTRIC-CHG FOR SERVICES	63.68
BUILDING RENTALS	BUILDING RENTAL DEPOSITS	500.00
BUILDING RENTALS	COMMUNITY CENTER	225.00
CD INTEREST	CD INTEREST 101	297.16
CD INTEREST	CD INTEREST 378	2,971.68
CD INTEREST	CD INTEREST 602	693.39
CD INTEREST	CD INTEREST 603	990.58
PERMITS	BUILDING	106.61
CHARGE FOR SERVICES	REFUSE REMOVAL-CHG FOR SERVICE	25.00
LICENSES	LIQUOR	3,550.00
MISCELLANEOUS	FAX CHARGES	1.00
FINES	PARKING VIOLATIONS	135.00
MISCELLANEOUS	REIMBURSEMENTS	23,142.11
LICENSES	CIGARETTE	200.00
SPECIAL ASSESSMENTS	SPECIAL ASSESS.-BOND MONEY	2,548.83
INTERGOVERNMENTAL REVENUE	MISCELLANEOUS STATE AID	88,365.85
FINES	CRIMINAL	1,045.52
METER DEPOSITS	ELECTRIC	150.00
INTERGOVERNMENTAL REVENUE	LOCAL GOVERNMENT AID	573,086.00
MISCELLANEOUS	BLUE CROSS/BLUE SHIELD PAYABLE	33,617.46
BUILDING RENTALS	SENIOR CENTER	25.00
CD INTEREST	CD INTEREST 301	431.51
Summary Totals:		<u>845,287.74</u>

Per	Date	Check No	Vendor No	Payee	Check GL Acct	Amount
01/10	01/05/2010	138544	9063	VOID - JESSICA GIBSON	604-20200	302.02 -M
01/10	01/05/2010	138931	10006	ANDERSON AUTO CENTER	604-20200	643.34
01/10	01/05/2010	138932	10019	ARMORY SHELL	101-20200	106.88
01/10	01/05/2010	138933	10014	ARROWHEAD REG FIREFIGHTERS'	101-20200	65.00
01/10	01/05/2010	138934	5007	ASSURANT EMPLOYEE BENEFITS	602-20200	626.78
01/10	01/05/2010	138935	10042	AUTO VALUE VIRGINIA	101-20200	24.53
01/10	01/05/2010	138936	20022	BENCHMARK ENGINEERING INC	101-20200	19,918.50
01/10	01/05/2010	138937	20010	BISS LOCK INC	101-20200	179.55
01/10	01/05/2010	138938	30017	CARQUEST (MOUNTAIN IRON)	604-20200	281.43
01/10	01/05/2010	138939	30054	CIVIC SYSTEMS LLC	601-20200	4,240.00
01/10	01/05/2010	138940	30079	CJ'S BODY & BOAT WORKS	101-20200	8,697.11
01/10	01/05/2010	138941	30072	CW TECHNOLOGY	301-20200	1,019.80
01/10	01/05/2010	138942	110005	DON KLEINSCHMIDT	101-20200	302.00
01/10	01/05/2010	138943	60026	FASTENAL COMPANY	101-20200	128.18
01/10	01/05/2010	138944	60002	FENA ADVERTISING	101-20200	538.79
01/10	01/05/2010	138945	60029	FERGUSON ENTERPRISES INC	601-20200	11.45
01/10	01/05/2010	138946	60006	FISHER PRINTING	101-20200	299.25
01/10	01/05/2010	138947	60005	FRYBERGER BUCHANAN SMITH &	601-20200	1,750.00
01/10	01/05/2010	138948	70035	G & K SERVICES	101-20200	44.76
01/10	01/05/2010	138949	1161	GARY MCDONALD	101-20200	100.00
01/10	01/05/2010	138950	70004	GRANDE ACE HARDWARE	101-20200	70.52
01/10	01/05/2010	138951	70028	GREATER MINNESOTA AGENCY INC	101-20200	192.00
01/10	01/05/2010	138952	1162	H.O.M.E.S. INC.	101-20200	100.00
01/10	01/05/2010	138953	80017	HENRY'S WATERWORKS INC	601-20200	1,416.86
01/10	01/05/2010	138954	80020	HIBBING CHRYSLER CENTER	101-20200	16.67
01/10	01/05/2010	138955	80001	HILLYARD/HUTCHINSON	101-20200	853.92
01/10	01/05/2010	138956	110013	JERRY D KUJALA	101-20200	1,468.95
01/10	01/05/2010	138957	100019	JOLA & SOPP EXCAVATING INC	602-20200	675.00
01/10	01/05/2010	138958	110023	KEEPRS INCORPORATED	101-20200	590.93
01/10	01/05/2010	138959	120005	LEAGUE OF MN CITIES INS TRUST	101-20200	48,240.00
01/10	01/05/2010	138960	120035	LENCI ENTERPRISES INC	602-20200	6,586.50
01/10	01/05/2010	138961	130030	MACQUEEN EQUIPMENT	603-20200	270.75
01/10	01/05/2010	138962	130026	MESABI SIGN COMPANY	101-20200	188.53
01/10	01/05/2010	138963	130039	MINNESOTA DEPT OF COMMERCE	604-20200	304.21
01/10	01/05/2010	138964	130082	MINNESOTA MAYORS ASSOCIATION	101-20200	20.00
01/10	01/05/2010	138965	130009	MINNESOTA POWER	101-20200	398.72
01/10	01/05/2010	138966	130022	MN STATE FIRE DEPT ASSOCIATION	101-20200	144.00
01/10	01/05/2010	138967	130123	MORTON SALT	101-20200	1,640.57
01/10	01/05/2010	138968	130128	MTI DISTRIBUTING	101-20200	12,369.65
01/10	01/05/2010	138969	130125	MUNICIPAL EMERGENCY SERVICES	101-20200	4,180.62
01/10	01/05/2010	138970	140052	NORTHEAST SERVICE COOPERATIVE	101-20200	46,129.30
01/10	01/05/2010	138971	140056	NORTHLAND TRUST SERVICES INC	376-20200	301,025.00
01/10	01/05/2010	138972	170007	QUILL CORPORATION	604-20200	640.91
01/10	01/05/2010	138973	170001	QWEST	101-20200	106.85
01/10	01/05/2010	138974	180021	RANGE ASSOC OF MUNICIPALITIES	101-20200	700.00
01/10	01/05/2010	138975	20015	ROBERT BROWN	101-20200	117.70
01/10	01/05/2010	138976	1160	ROXANNE MCMILLEN	101-20200	100.00
01/10	01/05/2010	138977	190045	SERVICE SOLUTIONS	101-20200	22.34
01/10	01/05/2010	138978	190004	SKUBIC BROS INC	603-20200	779.11
01/10	01/05/2010	138979	190080	ST LOUIS COUNTY RECORDER	101-20200	200.00
01/10	01/05/2010	138980	1159	STEVE SKOGMAN	101-20200	200.00
01/10	01/05/2010	138981	200003	TACONITE TIRE SERVICE	101-20200	1,305.48
01/10	01/05/2010	138982	200020	THE TRENTI LAW FIRM	101-20200	2,650.22
01/10	01/05/2010	138983	210034	UNION HOUSE INC	230-20200	674.89
01/10	01/05/2010	138984	210001	VOID - UNITED ELECTRIC COMPANY	604-20200	.00
01/10	01/05/2010	138985	220025	VERIZON WIRELESS	101-20200	16.10
01/10	01/05/2010	138986	220002	VIRGINIA SURPLUS	604-20200	420.00

Per	Date	Check No	Vendor No	Payee	Check GL Acct	Amount
01/10	01/05/2010	138987	260002	Z/TECH	378-20200	86.83
Totals:						<u>473,578.46</u>
Payroll-PP ending 12/25/09						90,652.27
Electronic Trans.--Sales Tax						<u>10,180.77</u>
TOTAL EXPENDITURES						<u>\$574,411.50</u>

Notice of Hearing on Improvement

TO WHOM IT MAY CONCERN:

Notice is hereby given that the City Council of Mountain Iron will meet in the Mountain Iron Room of the city hall at 6:30 p.m. on January 20, 2010, to consider the making of Improvement Number MI09-28, an improvement Old Highway 169 from approximately 0.7 miles east of the western City Limits to the western city limits by overlayment pursuant to Minn. Stat. §§ 429.011 to 429.111. The area proposed to be assessed for such improvement is abutting property owners. The estimated cost of the improvement is \$115,400. A reasonable estimate of the impact of the assessment will be available at the hearing. Such persons as desire to be heard with reference to the proposed improvement will be heard at this meeting.

City Administrator

Published in Mesabi Daily News on January 10, and January 17, 2010.

COUNCIL LETTER 012010-IVA1

MAYOR SKALKO

SWOP PARTNERSHIP

DATE: January 13, 2010

FROM: Mayor Gary Skalko

Background information provided by Mayor Skalko:

See enclosed SWOP Partnership Agreement.



Summer Work Outreach Project
 P O Box 237
 Mt. Iron MN 55768

A Minnesota 501(C)3 Non-Profit Corporation



SWOP Community Partnership 2010 Partner Agreement

As a Partner of SWOP, we invest in SWOP at the level of \$500 or more for the year. We thereby demonstrate leadership as we join other businesses, organizations, and cities who believe in SWOP's mission of serving kids as they serve their communities. We have full voting representation on the Board at all meetings, and are named in all publicity and reports as Partners. We are invited to attend the summer program awards banquet as honored guests of the SWOP youth. We provide one and no more than three representatives to attend all scheduled meetings of the Board, including the Annual Meeting on Tuesday, February 2. Partners who invest at the level of \$1,000 or more are recognized as Distinguished Partners.

Partnership commitment level \$ \$ 500.00

Board representatives _____

Fiscal year: January, 2010 – December, 2010

Address _____

Phone _____

President/manager _____

Signature _____
 Position in organization _____

Partnership checks are payable to SWOP at:
 Post Office Box 237, Mt. Iron, MN 55768

PLEASE KEEP THIS RECEIPT FOR YOUR RECORDS

COUNCIL LETTER 012010-IVB1

ADMINISTRATION

MEMO OF UNDERSTANDING

DATE: January 13, 2010
FROM: Craig J. Wainio
City Administrator

Enclosed, please find a memorandum of understanding with AFSCME Local #453 covering long term disability insurance. Under the current agreement language, all employees that are part of the local are entitled to long-term disability insurance, however from a City standpoint this coverage was not practical and hard to find. In the spirit of cooperation with the AFSCME Local we were able to develop a memorandum of understanding that would limit the coverage to employees that work on average at least 20 hour per week. With this Memo the City is able to meet its obligations and commitments under its existing policy.

The Personnel Committee will be reviewing this Memorandum of Understanding at it meeting on Wednesday, January 13th.

LETTER OF UNDERSTANDING
Between
THE CITY OF MOUNTAIN IRON
And
AFSCME LOCAL #453

Whereas the parties are subject to a Collective Bargaining Agreement which includes a provision for Long Term Disability Insurance under Appendix E, the parties agree to amend the language in line one for clarification purposes as follows:

The City agrees to provide a long term disability policy for those employees who meet the average of 20 hours or more per week requirement, which shall commence coverage after 90 days of any illness or injury. The policy shall pay 66-2/3% of the employee's monthly gross earnings, based on an average of the previous 12 month period. The benefit will continue until age 65, and it shall be the responsibility of the employee to apply for PERA disability benefits and Social Security disability benefits as soon as eligible, no later than 24 months after the date of injury or illness. During the period of the employee's disability, the City shall continue to provide hospital/medical insurance, dental insurance, and life insurance benefits, at the same level as the employee received while an active employee for the first 24 months of the disability. After 24 months, the City may reduce the benefit to a single paid policy for an additional 12 months. In any event, the City provided benefits shall cease once Medicare benefits are secured or 36 months from the date of the disability, whichever occurs first. The employee can continue to purchase insurance benefits by paying the premiums if necessary.

For the City of Mt. Iron:

Mayor

City Administrator

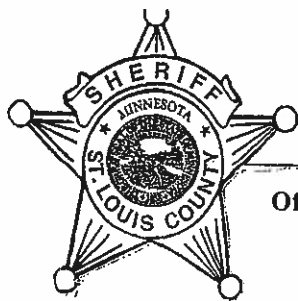
For AFSCME Local Union #453:



President



Staff Representative



Saint Louis County

Office of the Sheriff 8586 Enterprise Dr. S., Mt. Iron 55768
(218) 748-7578

Ross Litman
Sheriff

To: Mountain Iron Mayor and City Council
From: Sgt. John Backman
Re: December 2009 Statistics
Date: January 4, 2010

The Mountain Iron Office of the St. Louis County Sheriff reports the below listed activity for the month of December 2009:

- 9 Disturbances (arguments, threats, unwanted persons, trespass, 911 hangup)
- 14 Public assists (car unlocks, roadside assistance, vehicle checks, patrol requests)
- 9 Suspicious persons/vehicles/circumstance
- 14 Motor vehicle crashes
- 3 Welfare checks, suicide threats, neglect/abandon children, runaway/lost/missing
- 8 Fire & medical
- 1 Drug related calls
- 0 Alarms
- 4 Assaults
- 2 Damage to property
- 3 Thefts
- 0 Burglary/attempted burglary
- 15 Parking Citations
- 27 Other calls (civil disputes, child custody, animal complaints, traffic complaints, warrant service, miscellaneous)
- 31 Traffic stops
- 6 Traffic related citations
- 4 DUI
- 16 Assists: 6 Sheriff's, 6 Virginia PD, 3 Other PDs, 1 MSP; 4 inside Mountain Iron

This activity resulted in 8 custodial arrests.



CIVIL AND ENVIRONMENTAL ENGINEERING • PLANNING
MINING • LAND SURVEYING • LAND DATA BASE MAPPING

8878 Main Street • P.O. Box 261
Mt. Iron, MN 55768-0261
tel: 218-735-8914 • fax: 218-735-8923
email: info@bm-eng.com

January 8, 2010

Mr. Craig Wainio, City Administrator
City of Mountain Iron
8586 Enterprise Drive South
Mountain Iron, MN 55768

Re: City of Mountain Iron, MN
WWTP Facility Upgrade
Project No. MI09-02

Dear Mr. Wainio:

Enclosed please find Pay Request No. 4 for the City of Mountain Iron Wastewater Treatment Plant Facility project in the amount of **\$51,784.50**, for approval at your next scheduled City Council meeting. This amount includes withholding a 5% retainage. This payment is for work completed as of December 30, 2009. Please refer to the enclosed pay request breakdown for a summary of items completed.

Please sign all copies. Keep one for your records and return the other copies.

If you have any questions or need additional information please do not hesitate to contact me.

Sincerely,
Benchmark Engineering, Inc.


Joseph Palo, P.E.

Enclosure

pc: Mr. Mark Magney, Magney Construction, Inc.

Application for Payment No. 4

To: The City of Mountain Iron, MN

From: Magney Construction, Inc., 1401 Park Road, Chanhassen, MN 55317

Contract: _____

Project: Wastewater Treatment Facility Improvements

Owners Contract No. _____ Engineer's Project No. 002540-09002-0
Date of this Invoice: 30-Dec-09
Invoice Work Period: 12/1/09 to 12/31/09

1) Original Contract Price:	\$578,600.00
2) Net Change by Change Order/Written Amendments (-/+)	\$7,184.42
3) Current Contract Price (1+2):	\$585,784.42
4) Total Completed and stored to date:	\$355,330.00
5) Retainage (per Agreement):	
<u>5.00%</u> of completed work	\$17,608.00
<u>5.00%</u> of stored material:	\$158.50
Total retainage:	\$17,766.50
6) Total Completed and stored to date less retainage (4-5)	\$337,563.50
7) Less Previous Application for Payments:	\$285,779.00
8) DUE THIS APPLICATION	\$51,784.50

Accompanying Documentation:

CONTRACTOR'S Certification:

The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of work done under the Contract referred to above have been applied on account to discharge CONTRACTOR'S legitimate obligations incurred in connection with Work covered by prior Applications for Payment numbered 1 through 1 inclusive; (2) title of all work, materials and equipment incorporated in said Work otherwise listed in or covered by this Application for Payment will pass to OWNER at time of payment free and clear of all Liens, security interest or encumbrance (except such as are recovered by a Bond acceptable to OWNER indemnifying OWNER against any such Lien, security interest or encumbrance); and (3) all Work covered by this Application for Payment is in accordance by the Contract Documents and not defective.

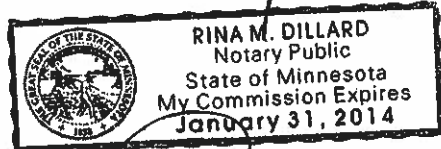
Dated: 31-Dec-09

By: [Signature]
Magney Construction, Inc. (Contractor)

State of MN County of Hennepin
Subscribed and sworn to before me this 31st day of Dec., 2009

Notary Public
My Commission Expires:

Rina M. Dillard
Jan. 31, 2014



Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Owner: _____

Engineer: [Signature]

By: _____

By: JOSEPH PALO

Date: _____

Date: 1-11-10

Magney Construction, Inc.
Schedule of Values:

Mountain Iron Wastewater Treatment Facility Improvements

Application No. 4

Date of Application: 12/31/2009
Work Complete Through: 12/31/2009

Spec.	Description	Scheduled Value	Previous Application	This Application	Stored Material	Completed & Stored To Date	Pct. Compl.	Balance to Finish
00500	Bonding & Insurance	\$8,500	\$8,500	\$0	\$0	\$8,500	100%	\$0
Division 1	Mobilization & GC's	\$37,700	\$20,700	\$7,500	\$0	\$28,200	75%	\$9,500
24113	Selective Demolition	\$28,400	\$19,100	\$5,800	\$0	\$24,900	88%	\$3,500
33000	Concrete Work	\$7,700	\$4,300	\$0	\$0	\$4,300	56%	\$3,400
33900	Precast Structures	\$2,400	\$2,400	\$0	\$0	\$2,400	100%	\$0
36000	Grout	\$600	\$600	\$0	\$0	\$600	100%	\$0
37000	Concrete Restoration	\$3,200	\$0	\$0	\$0	\$0	0%	\$3,200
55000	Metal Fabrications	\$10,600	\$0	\$6,500	\$0	\$6,500	61%	\$4,100
66000	Plastic Fabrications	\$3,800	\$0	\$0	\$3,170	\$3,170	83%	\$630
67000	FRP Dome Clarifier Covers (Alternate 1)	\$154,000	\$0	\$0	\$0	\$0	0%	\$154,000
72100	Insulation	\$300	\$300	\$0	\$0	\$300	100%	\$0
99000	Painting	\$13,900	\$7,500	\$5,500	\$0	\$13,000	94%	\$900
220503	Plumbing	\$1,700	\$300	\$1,400	\$0	\$1,700	100%	\$0
260505	Electrical	\$10,000	\$5,000	\$2,500	\$0	\$7,500	75%	\$2,500
312000	Earthwork	\$4,500	\$3,150	\$0	\$0	\$3,150	70%	\$1,350
329200	Turf & Grasses	\$1,000	\$0	\$0	\$0	\$0	0%	\$1,000
330505	Trenching and Backfilling	\$11,500	\$11,500	\$0	\$0	\$11,500	100%	\$0
400510	Process Piping	\$12,300	\$10,700	\$1,600	\$0	\$12,300	100%	\$0
409513	Supervisory Control System	\$15,800	\$10,000	\$5,800	\$0	\$15,800	100%	\$0
432150	Submersible Pumps	\$27,200	\$27,200	\$0	\$0	\$27,200	100%	\$0
443400	Fine Screening Equipment	\$156,700	\$152,000	\$4,700	\$0	\$156,700	100%	\$0
444223	Clarifier Equipment	\$28,800	\$14,400	\$12,000	\$0	\$26,400	92%	\$2,400
A - 1	Allowance 1 - Repair Covers	\$30,000	\$0	\$0	\$0	\$0	0%	\$30,000
A - 2	Allowance 2 - Remove & Repl Windows	\$8,000	\$0	\$0	\$0	\$0	0%	\$8,000
CO#2	Additional Concrete Floor/Ceiling Repairs	\$6,262	\$0	\$1,210	\$0	\$1,210	19%	\$5,052
CO#3	Add Grating at Clarifier Bridge	\$922	\$0	\$0	\$0	\$0	0%	\$922
	Totals	\$585,784	\$297,650	\$54,510	\$3,170	\$355,330	61%	\$230,454

COUNCIL LETTER 012010-IVG1

PLANNING AND ZONING

VIOLATION

DATE: January 13, 2010

FROM: Planning and Zoning Commission

Jerry Kujala
Zoning Administrator

P&Z passed a motion to have the City Council refer the following to the Attorney for legal action:

- Verizon-unpaid ticket for an un-permitted off-site sign

**COUNCIL LETTER 012010-VIA
PUBLIC HEALTH AND SAFETY
ORDINANCE NUMBER 01-10**

DATE: January 13, 2010
FROM: Public Health and Safety Board
Craig J. Wainio
City Administrator

The Public Health and Safety Board is recommending the adoption of Ordinance Number 01-10 Regulation the Conduct of Peddlers, Solicitors and Transient Merchants within the City.



CITY OF MOUNTAIN IRON

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8586 ENTERPRISE DRIVE SOUTH • MOUNTAIN IRON, MN • 55768-8260

ORDINANCE NUMBER 01-10

AN ORDINANCE REGULATING THE CONDUCT OF PEDDLERS, SOLICITORS, AND TRANSIENT MERCHANTS WITHIN THE CITY OF MOUNTAIN IRON, MINNESOTA

THE CITY COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA DOES
ORDAIN:

SECTION 1. AMENDMENTS. The text of Chapter 113 of the City Code is hereby repealed in its entirety and replaced with the following:

SECTION 113.01 DEFINITIONS. Except as may otherwise be provided or clearly implied by context, all terms shall be given their commonly accepted definitions. For the purpose of this ordinance, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

NON-COMMERCIAL DOOR-TO-DOOR ADVOCATE. A person who goes door-to-door for the primary purpose of disseminating religious, political, social, or other ideological beliefs. For purpose of this ordinance, the term door-to-door advocate shall fall under the term solicitor and include door-to-door canvassing and pamphleteering intended for non-commercial purposes.

PEDDLER. A person who goes from house-to-house, door-to-door, business-to-business, street-to-street, or any other type of place-to-place movement, for the purpose of offering for sale, displaying for exposing for sale, selling or attempting to sell, and delivering immediately upon sale, the goods, wares, products, merchandise, other personnel property, or services that the person is carrying or otherwise transporting. For purpose of this ordinance, the term peddler shall have the same common meaning as the term hawker.

PERSON. Any natural individual, group, organization, corporation, partnership, or similar association.

PROFESSIONAL FUNDRAISER. Any person, including a corporation or other entity, who, for compensation, performs any solicitations or other services for a religious, political, social, or other charitable organization.

REGULAR BUSINESS DAY. Any day during which the City hall is normally open for the purpose of conducting public business. Holidays defined by state law shall not be considered regular business days.

SOLICITOR. A person who goes from house-to-house, door-to-door, business-to-business, street-to-street, or any other type of place-to-place movement, for the purpose of obtaining or attempting to obtain orders for goods, wares, products, merchandise, other personal property, or services of which he or she may be carrying or transporting samples, or that may be described in a catalog or by other means, and for which delivery or performance shall occur at a later time. The absence of samples or catalogs shall not remove a person from the scope of this provision if the actual purpose of the person's activity is to obtain or attempt to obtain orders as discussed above. For purposes of this ordinance, the term solicitor shall have the same meaning as the term canvasser.

TRANSIENT MERCHANT. A person who temporarily sets up business out of a vehicle, trailer, boxcar, tent, other portable shelter, or empty store front for the purpose of exposing or displaying for sale, selling or attempting to sell, and delivering goods, wares, products, merchandise, or other personal property and who does not remain in any one location for more than fourteen (14) consecutive days.

SECTION 113.03 EXCEPTIONS TO DEFINITIONS. For the purpose of this chapter, the terms PEDDLER, SOLICITOR, and TRANSIENT MERCHANT shall not apply to:

- (A) Non-commercial door-to-door advocates. Nothing within this ordinance shall be interpreted to prohibit or restrict non-commercial door-to-door advocates. Person engaging in non-commercial door-to-door advocacy shall not be required to register as a solicitor under Section 7.
- (B) Any person selling or attempting to sell at wholesale any goods, wares, products, merchandise, or other personal property to a retail seller of the items being sold by the wholesaler.
- (C) Any person who makes initial contacts with other people for the purpose of establishing or trying to establish a regular customer delivery route for the delivery of perishable food and dairy products, such as baked goods or milk.
- (D) Any person making deliveries of perishable food and dairy products to the customers on his or her established delivery route.
- (E) Any person making deliveries of newspapers, newsletters, or other similar publications on an established customer delivery route, when attempting to establish a regular delivery route, or when publications are delivered to the community at large.

- (F) Any person conducting the type of sale commonly known as garage sales, rummage sales, or estate sales.
- (G) Any person participating in an organized multi-person bazaar or flea market.
- (H) Any person conducting an auction as a properly licensed auctioneer.
- (I) Any officer of the court conducting a court-ordered sale.

Exemption from these definitions shall not, for the scope of this chapter, excuse any person from complying with any other applicable statutory provision or requirement provided by this or any other City ordinance.

SECTION 113.05 LICENSING; EXEMPTIONS.

- (A) County license required. No person shall conduct business as a peddler, solicitor, or transient merchant within the City limits without first having obtained the appropriate license from the county as may be required by Minn. Stat. ch. 329, as it may be amended from time to time, if the county issues a license for the activity.
- (B) City license required. Except as otherwise provided for by this ordinance, no person shall conduct business within this jurisdiction as a peddler or a transient merchant without first obtaining a City license. Solicitors need not be licensed, but are required to register with the City pursuant to Section 7.
- (C) Application. An application for a City license to conduct business as a peddler or transient merchant shall be made at least fourteen (14) regular business days before the applicant desires to begin conducting a business operation within the City. Application for a license shall be made on a form approved by the City Council and available from the office of the City Administrator. All applications shall be signed by the applicant. All applications shall include the following information:
 - (1) The applicant's full legal name.
 - (2) Any and all other names under which the applicant has or does conduct business, or to which the applicant will officially answer to.
 - (3) A physical description of the applicant (hair color, eye color, height, weight, any distinguishing marks or features, and the like).
 - (4) Full address of applicant's permanent residence.
 - (5) Telephone number of applicant's permanent residence.

- (6) Full legal name of any and all business operations owned, managed, or operated by applicant, or for which the applicant is an employee or an agent.
- (7) Full address of applicant's regular place of business, if any exists.
- (8) Any and all business-related telephone numbers of the applicant, including cellular phones and facsimile (fax) machines.
- (9) The type of business for which the applicant is applying for a license.
- (10) Whether the applicant is applying for an annual or daily license.
- (11) The dates during which the applicant intends to conduct business. If the applicant is applying for a daily license, the number of days he or she will be conducting business within the City, with a maximum of fourteen (14) consecutive days.
- (12) Any and all addresses and telephone numbers where the applicant can be reached while conducting business within the City, including the location where a transient merchant intends to set up his or her business.
- (13) A statement as to whether or not the applicant has been convicted with the last five (5) years of any felony, gross misdemeanor or misdemeanor for violating any state or federal statute or any local ordinance, other than minor traffic offenses.
- (14) A list of the three (3) most recent locations where the applicant has conducted business as a peddler or transient merchant.
- (15) Proof of any required county license.
- (16) Written permission of the property owner or the property owner's agent for any location to be used by a transient merchant.
- (17) A general description of the items to be sold or services to be provided.
- (18) Any and all additional information as may be deemed necessary by the City Council.
- (19) The applicant's driver's license number or other acceptable form of identification.
- (20) The license plate number, registration information, vehicle identification number (VIN) and physical description for any vehicle to be used in conjunction with the licensed business operation.

- (D) Fee. All applications for a license under this chapter shall be accompanied by the fee established by City Resolution as it may be amended from time to time.
- (E) Procedure. Upon receipt of the application and payment of the license fee, the City Administrator will, within two (2) regular business days, determine if the application is complete. An application will be considered complete if all required information is provided. If the City Administrator determines that the application is incomplete, the City Administrator must inform the applicant of the required, necessary information that is missing. If the application is complete, the City Administrator must order any investigation, including background checks, necessary to verify the information provided with the application. Within ten (10) regular business days of receiving a complete application the City Administrator must issue the license unless grounds exist for denying the license application under Section 4, in which case the clerk must deny the request for a City peddler or transient merchant license. If the City Administrator denies the license application, the applicant must be notified in writing of the decision, the reason for denial and the applicant's right to appeal the denial by requesting, within twenty (20) days of receiving notice of rejection, a public hearing before the City Council. The City Council shall hear the appeal with twenty (20) days of the date of the request for a hearing. The decision of the City Council following the public hearing can be appealed by petitioning the Minnesota Court of Appeals for a writ of certiorari.
- (F) Duration. An annual license granted under this ordinance shall be valid for one calendar year from the date of issuance. All other licenses granted to peddlers and transient merchants under this ordinance shall be valid only during the time period indicated on the license.
- (G) Professional fundraisers not exempt. A professional fundraiser working on behalf of an otherwise exempt group or person shall not be exempt from the licensing requirements of this ordinance.
- (H) License exemptions.
 - (1) No license shall be required for any person to sell or attempt to sell, or to take or attempt to take orders for, any product grown, produced, cultivated, or raised on any farm.
 - (2) No license shall be required for any person going from house-to-house, door-to-door, business-to-business, street-to-street, or any other type of place-to-place movement for the primary purpose of exercising that person's state or federal constitutional rights such as the freedom of speech, freedom of the press, freedom of religion, and the like. This exemption will not apply if the person's exercise of constitutional rights is merely incidental to what would properly be considered a commercial activity.

SECTION 113.07 LICENSE INELIGIBILITY. The following shall be grounds for denying a peddler or transient merchant license:

- (A) The failure of an applicant to obtain and demonstrate proof of having obtained any required county license.
- (B) The failure of an applicant to truthfully provide any information requested by the City as part of the application process.
- (C) The failure of an applicant to sign the license application.
- (D) The failure of an applicant to pay the required fee at the time of application.
- (E) A conviction with the past five (5) years of the date of application for any violation of any federal or state statute or regulation, or of any local ordinance, which adversely reflects upon the person's ability to conduct the business for which the license is being sought in a professional, honest and legal manner. Such violations shall include, but are not limited to, burglary, theft, larceny, swindling, fraud, unlawful business practices, and any form of actual or threatened physical harm against another person.
- (F) The revocation with the past five (5) years of any license issued to an applicant for the purpose of conducting business as a peddler, solicitor, or transient merchant.
- (G) When an applicant has a bad business reputation. Evidence of a bad business reputation shall include, but is not limited to, the existence of more than three (3) complaints against an applicant with the Better Business Bureau, the Office of the Minnesota Attorney General or other state attorney general's office, or other similar business or consumer rights office or agency, with the preceding twelve (12) months, or three (3) complaints filed with the City against an applicant within the preceding five (5) years.

SECTION 113.09 LICENSE SUSPENSION AND REVOCATION

- (A) Generally. Any license issued under this section may be suspended or revoked at the discretion of the City Council for violation of any of the following:
 - (1) Subsequent knowledge by the City of fraud, misrepresentation or incorrect statements provided by an applicant on the application form.
 - (2) Fraud, misrepresentation or false statements made during the course of the licensed activity.
 - (3) Subsequent conviction of any offense to which the granting of the license could have been denied under Section 4.

- (4) Engaging in any prohibited activity as provided under Section 8 of this ordinance.
- (5) Violation of any other provision of this ordinance.
- (B) Multiple persons under one license. The suspension or revocation of any license issued for the purpose of authorizing multiple persons to conduct business as peddlers or transient merchants on behalf of the licensee shall serve as a suspension or revocation of each authorized person's authority to conduct business as a peddler or transient merchant on behalf of the licensee whose license is suspended or revoked.
- (C) Notice. Prior to revoking or suspending any license issued under this chapter, the City shall provide a license holder with written notice of the alleged violations and inform the licensee of his or her right to a hearing on the alleged violation. Notice shall be delivered in person or by mail to the permanent residential address listed on the license application, of if no residential address is listed, to the business address provided on the license application.
- (D) Public Hearing. Upon receiving the notice provided in part (C) of this section, the licensee shall have the right to request a public hearing. If no request for a hearing is received by the City Administrator within ten (10) days following the service of the notice, the City may proceed with the suspension or revocation. For the purpose of a mailed notice, service shall be considered complete as of the date the notice is placed in the mail. If a public hearing is requested within the stated time frame, a hearing shall be scheduled within twenty (20) days from the date of the request for the public hearing. Within three (3) regular business days of the hearing, the City Council shall notify the licensee of its decision.
- (E) Emergency. If, in the discretion of the City Council, imminent harm to the health or safety of the public may occur because of the actions of a peddler or transient merchant licensed under this ordinance, the City Council may immediately suspend the person's license and provide notice of the right to hold a subsequent public hearing as prescribed in part (C) of this section.
- (F) Appeal. Any person whose license is suspended or revoked under this section shall have the right to appeal that decision in court.

SECTION 113.11 LICENSE TRANSFERABILITY. No license issued under this chapter shall be transferred to any person other than the person to whom the license was issued.

SECTION 113.13 REGISTRATION.

- (A) All solicitors and any person exempt from the licensing requirements of this ordinance under Section 3 shall be required to register with the City prior to

engaging in those activities. Registration shall be made on the same form required for a license application, but no fee shall be required. Immediately upon completion of the registration form, the City Administrator shall issue to the registrant a certificate of registration as proof of the registration. Certificates of registration shall be non-transferrable.

- (B) Individuals that will be engaging in non-commercial door-to-door advocacy shall not be required to register.

SECTION 113.15 PROHIBITED ACTIVITIES. No peddler, solicitor, transient merchant, non-commercial door-to-door advocate, or other person engaged in other similar activities shall conduct business in any of the following manner:

- (A) Calling attention to his or her business or the items to be sold by means of blowing any horn or whistle, ringing any bell, crying out, or by any other noise, so as to be unreasonably audible within an enclosed structure.
- (B) Obstructing the free flow of traffic, either vehicular or pedestrian, on any street, sidewalk, alleyway, or other public right-of-way.
- (C) Conducting business in a way as to create a threat to the health, safety, and welfare of any specific individual or the general public.
- (D) Conducting business before 8 a.m. or after 8 p.m.
- (E) Failing to provide proof of license, or registration, and identification when requested.
- (F) Using the license or registration of another person.
- (G) Alleging false or misleading statements about the products or services being sold, including untrue statements of endorsement. No peddler, solicitor, or transient merchant shall claim to have the endorsement of the City solely based on the City having issued a license or certificate of registration to that person.
- (H) Remaining on the property of another when requested to leave.
- (I) Otherwise operating their business in any manner that a reasonable person would find obscene, threatening, intimidating or abusive.

SECTION 113.17 EXCLUSION BY PLACARD. Unless specifically invited by the property owner or tenant, no peddler, solicitor, transient merchant, non-commercial door-to-door advocate, or other person engaged in other similar activities shall enter onto the property of another for the purpose of conducting business as a peddler, solicitor, transient merchant, non-commercial door-to-door advocate, or similar activity when the property is marked with a sign or placard:

- (A) At least four inches long.
- (B) At least four inches wide.
- (C) With print of at least 48 point in size.
- (D) Stating “No Peddlers, Solicitors or Transient Merchants,” “Peddlers, Solicitors, and Transient Merchants Prohibited,” or other comparable statement.

No person other than the property owner or tenant shall remove, deface, or otherwise tamper with any sign or placard under this section.

SECTION 113.19 PENALTY. Any individual found in violation of any provision of this ordinance shall be a guilty of a misdemeanor.

SECTION 113.21 SEVERABILITY. If any provision of this Chapter is found to be invalid for any reason by a court of competent jurisdiction, the validity of the remaining provisions shall not be affected.

SECTION 2. INCONSISTENT ORDINANCES. Any inconsistent ordinance or parts thereof are hereby repealed and replaced with the provision of this ordinance.

SECTION 3. EFFECTIVE DATE. This ordinance becomes effective on the date of its publication, or upon the publication of a summary of the ordinance as provided by Minn. Stat. § 412.191, subd. 4, as it may be amended from time to time, which meets the requirements of Minn. Stat. § 331A.01, subd. 10, as it may be amended from time to time.

DULY ADOPTED BY THE CITY COUNCIL THIS 20th DAY OF JANUARY, 2010.

Attested:

Mayor Gary Skalko

City Administrator

TRENTI

LAW ♦ FIRM

ATTORNEYS

Sam A. Aluni
Paul D. Cerkenik
Joseph Lyons-Leoni*+
Scott C. Neff ++
Tracy R. Podpeskar Skalko
J. Carver Richards
Patrick J. Roche*
Robert H. Stephenson

225 First Street North
Suite 1000
P.O. Box 958
Virginia, MN 55792
(218) 749-1962
FAX (218) 749-4308
E-mail saa@trentilaw.com

RETIRED

Vernon D. Saxhaug
John A. Trenti

LEGAL ASSISTANTS

Barbara Shosten
Donna M. Lertz
Kristen M. Hennis
Sharon K. Fredrickson
Patricia L. G. Thornton

October 13, 2009

City of Mountain Iron
Attention: Craig Wainio
City Administrator
8586 Enterprise Drive South
Mountain Iron, MN 55768

RE: City of Mountain Iron: Peddlers Ordinance 2009
Our File No. 55,337-14

Dear Craig:

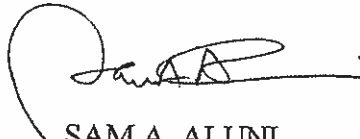
Upon review of our existing ordinance and the League of Minnesota Cities' memo on regulation of peddlers, I would make the following comments:

1. Without getting too complicated, we should possibly add background checks per Section V(C) of the LMC memo to our existing ordinance.
2. If the city wishes to expand the ordinance to include non-commercial door-to-door canvassers and fundraisers and/or wishes to adopt much more detailed application procedures, then the model LMC ordinance appears to be a complete substitute for our existing ordinance.

Please review with the city council and advise.

Very truly yours,

*Forward
to Craig*



SAM A. ALUNI
City Attorney, City of Mountain Iron

SAA:skf

+Civil Trial Specialist Certified by the National Board Trial Advocacy

++Real Property Law Specialist Certified by Minnesota State Bar Association

*Civil Trial Specialist Certified by the Minnesota State Bar Association

COUNCIL LETTER 012010-VIB

ADMINISTRATION

RESOLUTION NUMBER 01-10

DATE: January 13, 2010

FROM: Craig J. Wainio
City Administrator

Resolution Number 01-10 order plans and specifications for the completion of the overlay of Old Highway 169. This resolution needs to be adopted upon completion of the public hearing. Once the plans and specifications are completed they will be presented to the City Council for approvals and authorization to seek bids.

It is recommended that the City Council adopt Resolution Number 01-10 Ordering Improvement and Preparation of Plans.



CITY OF MOUNTAIN IRON

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RESOLUTION NUMBER 01-10

ORDERING IMPROVEMENT AND PREPARATION OF PLANS

WHEREAS, a Resolution of the City Council adopted the 2nd day of November, 2009, fixed a date for a City Council hearing on Improvement No. MI09-28, the proposed improvement of Old Highway 169 from approximately 0.7 miles east of the western City Limits to the western city limits by overlayment, and

WHEREAS, ten days' mailed notice and two weeks' published notice of the hearing was given, and the hearing was held thereon on the 20th day of January, 2010, at which all persons desiring to be heard were given an opportunity to be heard thereon,

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA:

1. Such improvement is necessary, cost-effective, and feasible as detailed in the feasibility report.
2. Such improvement is hereby ordered as proposed in the City Council Resolution adopted 2nd day of November, 2009.
3. Such improvement has no relationship to the comprehensive municipal plan.
4. Benchmark Engineering is hereby designated as the engineer for this improvement. The engineer shall prepare plans and specifications for the making of such improvement.

DULY ADOPTED BY THE CITY COUNCIL THIS 20th DAY OF JANUARY, 2010.

ATTEST:

Mayor Gary Skalko

City Administrator

COUNCIL LETTER 012010-VIC

ADMINISTRATION

SCHEDULE COW MEETING

DATE: January 13, 2010

FROM: Craig J. Wainio
City Administrator

The Planning and Zoning Commission is requesting that a joint Committee-of-the-Whole meeting be scheduled with the City Council, the Public Safety and Health Board and the Planning and Zoning Commission. The Planning and Zoning Commission is suggesting the date of February 22nd at 6:00PM. This meeting would be to discuss the possibility of an ordinance regulating rental properties.

January 4, 2010

Dear Mayor Skalko and Mt. Iron City Council:

The committee for the Penny Syversrud January 29, 2010 benefit has decided they would like to have a bar available at the benefit. The committee has been in contact with Sleeve's Bar and made arrangements for them to provide the service.

This letter is a request for the permission to serve alcoholic beverages at the event.

If you have any further questions, please contact Laureen Hall at 218-744-3766.

Sincerely,

The Penny Syversrud Benefit Committee

Benefit for Penny Syversrud



DATE: Saturday, January 30, 2010
TIME: 3:00 p.m. - 7:00 p.m.
PLACE: Mountain Iron Community Center
8586 Enterprise Dr. S. (Hwy 169)
Mountain Iron, MN 55768

Chili Dinner
Adults: \$7
Children under 7: Free
Raffles (drawings begin at 6:00 p.m. – need not be present to win)

Penny Syversrud, age 43, was diagnosed with triple negative invasive ductile carcinoma (breast cancer) in May 2009.

- ✂ She had a breast mastectomy on May 12, 2009, followed by chemotherapy sessions.
- ✂ Penny returned to work on June 23, 2009.
- ✂ In the middle of October, Penny discovered a lump between her neck and shoulder area. After a PET scan, it was discovered that she had cancerous tumors in her lymph nodes throughout her neck and shoulder area, with a cancerous mass throughout her chest.
- ✂ Penny is currently undergoing a much stronger 8-week chemotherapy treatment, which will hopefully help reduce the cancerous tumors and slow the spread of the cancer. There is no cure.

For the past 15 years, Penny has worked as an occupational therapist assistant at the Iron Range Rehabilitation Center in Virginia. She and her husband, Mike, have been married for 23 years. Mike is the business agent for Cement Masons Local 633. They have two children, 21-year old Michael and 16-year old Michelle. Penny, Mike and their children currently reside in Gilbert, Minnesota.

Penny has exhausted her sick leave and vacation balance and is unable to return to work. Losing Penny's income during this difficult time has placed a tremendous financial strain on the family. All proceeds raised will go directly to Penny and Mike to help with medical and other expenses.

Check and cash donations can be sent to: First National Bank in Gilbert, Penny Syversrud Benefit Fund, 2 Broadway St. N., Gilbert, MN 55741

For other donations and for additional information, please contact Laureen Hall at (218)744-3766/laureen_hall@yahoo.com; Heather Radke at (651)216-8948/faithjolee@yahoo.com; Mary Oven at (763)856-6682/moven@wdemail.com.



Minnesota Department of Public Safety
 Alcohol and Gambling Enforcement Division
 444 Cedar St. - Suite 133
 St. Paul, MN 55101-5133



(651) 215-6209 TTY (651) 282-6555

APPLICATION AND PERMIT FOR A TEMPORARY ON-SALE LIQUOR LICENSE

TYPE OR PRINT INFORMATION

NAME OF ORGANIZATION <i>Virginia Regional Medical Center</i>		DATE ORGANIZED <i>1936</i>	TAX EXEMPT NUMBER <i>41-600 5596</i>	
STREET ADDRESS <i>901 No. 9th St.</i>		CITY <i>Virginia</i>	STATE <i>MN</i>	ZIP CODE <i>55792</i>
NAME OF PERSON MAKING APPLICATION <i>Kathleen Murray</i>		BUSINESS PHONE <i>(218) 749-9481</i>		HOME PHONE <i>()</i>
DATES LIQUOR WILL BE SOLD <i>11/17; 11/18; 11/19</i>		TYPE OF ORGANIZATION <input type="checkbox"/> CLUB <input type="checkbox"/> CHARITABLE <input type="checkbox"/> RELIGIOUS <input type="checkbox"/> OTHER NONPROFIT		
ORGANIZATION OFFICER'S NAME <i>Keith Hawkey</i>		ADDRESS <i>901 No. 9th St. Virginia MN 55792</i>		
ORGANIZATION OFFICER'S NAME <i>Paul Brinkman</i>		ADDRESS <i>407 E. Main 901 No 9th St. Virginia MN 55792</i>		
ORGANIZATION OFFICER'S NAME		ADDRESS		

Location where license will be used. If an outdoor area, describe:

*Mt. Iron Community Center
 8586 Enterprise Dr
 Mt Iron, MN
 55768*

Will the applicant contract for intoxicating liquor services? If so, give the name and address of the liquor licensee providing the service.

*B's Bar & Grill
 5494 Hwy. 7
 Mt. Iron MN 55768*

Will the applicant carry liquor liability insurance? If so, the carrier's name and amount of coverage.
 (NOTE: Insurance is not mandatory.)

APPROVAL

APPLICATION MUST BE APPROVED BY CITY OR COUNTY BEFORE SUBMITTING TO ALCOHOL & GAMBLING ENFORCEMENT

CITY/COUNTY _____
 CITY FEE AMOUNT _____
 DATE FEE PAID _____

DATE APPROVED _____
 LICENSE DATES _____

 SIGNATURE CITY CLERK OR COUNTY OFFICIAL

 APPROVED Alcohol & Gambling Enforcement Director

Note: Do not separate these two parts, send both parts to the address above and the original signed by this division will be returned as the license. Submit to the City or County at least 30 days before the event.

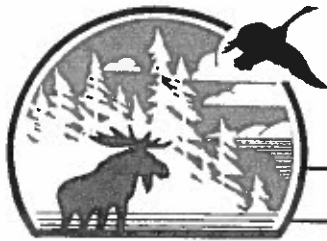
COUNCIL LETTER 012010-VIII
NEGOTIATIONS COMMITTEE
CLOSED MEETING

DATE: January 13, 2010
FROM: Negotiations Committee
Craig J. Wainio
City Administrator

The City Council may enter into a Closed Meeting to discuss contract negotiations strategies with AFSCME Local Union #453.

COMMUNICATIONS
JANUARY 20, 2010

1. Boundary Waters Drug Task Force, an invitation to an informational presentation on January 25th in Gilbert.



**BOUNDARY WATERS
DRUG TASK FORCE**

c/o St. Louis County Sheriff's Dept.

1810 E 12th Avenue
Hibbing, MN 55746

(218) 262-8192
FAX: 218-262-6334

January 11, 2010

Greetings,

You are cordially invited to an informational presentation to be put on by the Boundary Water Drug Task Force (BWDTF) at the Gilbert City Council chambers on Monday, January 25th at 6:30 P.M.

The purpose of the presentation is to explain the mission of the BWDTF as well as how it operates and its benefit to our area. The goal is to seek continued support for the BWDTF.

If you have any questions, please contact me, Supervising Deputy Joe Skofich, at 218-262-0131.

Yours truly,
Supervising Deputy Joe Skofich
St. Louis County, Hibbing Office