#### MOUNTAIN IRON CITY COUNCIL MEETING COMMUNITY CENTER MOUNTAIN IRON ROOM WEDNESDAY, FEBRUARY 20, 2008 - 6:30 P.M. A G E N D A

Ī	D All	Call
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II.	Consent	Agenda

- A. Minutes of the February 4, 2008, Regular Meeting (#1-17)
- B. Receipts
- C. Bills and Payroll

#### III. Public Forum

A. Public Hearing – Tax Increment Financing District Number 14

#### IV. Committee and Staff Reports

- A. Mayor's Report
  - 1. Advertising for Mountain Iron Businesses (#18)
  - 2. SWOP Donation (#19-22)
- B. City Administrator's Report (#23)
- C. Director of Public Works Report
  - 1. Solid waste Fees (#24)
- D. City Attorney's Report
- E. Sheriff's Department Report (#25)
- F. City Engineer's Report
- G. Liaison Reports

#### V. Unfinished Business

#### VI. New Business

- A. Resolution 08-08 Establishing TIF District Number 14 (#26-53)
- B. Resolution 09-08 Accepting Report (#54-55)
- C. Resolution 10-08 Accepting Report (#56-57)
- D. Resolution 11-08 Grant Application (#58-59)
- E. Payment Request Number 2
- F. Mineland Reclamation Grant (#60-61)
- G. Locomotive 806 at Locomotive Park (#62)
- H. Request to waive Library use fees (#63)

#### VII. Open Discussion on City Business

- VIII. Announcements
- IX. Adjourn

# Denotes page number in packet

#### MINUTES MOUNTAIN IRON CITY COUNCIL FEBRUARY 4, 2008

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; and Steve Norvitch, Assistant Fire Chief.

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

- 1. Add the following items to the agenda:
  - IV. G. Public Health and Safety Board
    - 1. Fire Department Position Analysis
    - 2. Firefighter Selection Policy
    - 3. Fire Department Officer Appointment Policy
- 2. Approve the minutes of the January 22, 2008, City Council 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 January 15-31, 2008, totaling \$189,545.70, (a list is attached and made a part of these minutes).

The motion carried.

It was moved by Zupancich and seconded by Prebeg to approve the remaining consent agenda item as follows:

5. To authorize the payments of the bills and payroll for the period January 15-31, 2008, totaling \$164,910.98, (a list is attached and made a part of these minutes).

The motion carried on the following roll call vote: Prebeg, yes; Zupancich, yes; Stanaway, yes; Roskoski, no; and Skalko, yes.

The Mayor updated the Council on the following:

- > U. S. Steel Expansion. The Mayor said that the expansion is good news for the area even though the expansion is in the Keewatin area. He said there are many spin off businesses for all of the Iron Range.
- Mineland Reclamation Grants. The Mayor said that the Mineland Reclamation Grant applications are due on March 3<sup>rd</sup>, 2008 and this item would be on the next City Council agenda. The Mayor said that funds have been used at the West II Rivers Campground and other areas affected by Mining Operations. The Mayor said that he would like to focus on one grant rather than submitting three or more grant applications.
- Local Mountain Iron Businesses. The Mayor said that he was recently contacted about local Mountain Iron business, when it comes to advertising, that our City is neglected.

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The Mayor said that part of the problem is the mailing addresses of some of the businesses being Virginia. The Mayor said that the only thing the City can do is request the businesses to advertise and promote Mountain Iron as their location because a lot them have received many benefits from the City of Mountain Iron. The Mayor said that he is going to have this on the next agenda for formal consideration by the Council.

It was moved by Prebeg and seconded by Zupancich to waive the building rental fee for the Mountain Iron-Buhl All Night Graduation Party for May 22 & 23, 2008. And further, authorize a donation of \$200 to the Mountain Iron-Buhl All Night Graduation Party with the funds to be expended from the Charitable Gambling Fund. The motion carried unanimously on a roll call vote.

It was moved by Zupancich and seconded by Stanaway to waive the building rental fee for the Youth for Christ Annual Banquet for April 3, 2008. The motion carried.

It was moved by Skalko and seconded by Stanaway to appoint Peter Skogman to the Mountain Iron Cable Commission with his term expiring on December 31, 2009. The motion carried.

Darwin Alar made a comment to the Council regarding his perception on franchise fees for the Mountain Iron Cable Commission. Mr. Alar read a letter to the Council and stated that the franchise fees should be contributed towards public access television for the cable subscribers because they are the ones paying the franchise fees. The Council requested that his letter be forwarded to the Mountain Iron Cable Commission for further consideration.

It was moved by Roskoski and seconded by Zupancich to accept the Office of the State Auditor's letter regarding City contributions to Cemetery Associations and place it on file for future reference. The motion carried.

The City Administrator reported that he had contacted the City of Virginia with regard to the questions raised by Councilor Roskoski with regard work at the Briarwood Addition. The City Administrator informed the Council that he contacted the Virginia Officials and they said that they have not heard of any further development in the area.

It was moved by Zupancich and seconded by Prebeg to authorize the purchase of the 2008 Elgin Pelican 3 Wheel Broom Sweeper at a total cost of \$148,970.07 and the New Caterpillar 930H Wheel Loader with Plow attachments at a total cost of \$144,107.00 using the three year payment plan. The motion carried on the following roll call vote: Stanaway, yes; Roskoski, no; Prebeg, yes; Zupancich, yes; and Skalko, yes.

During the liaison reports, Councilor Roskoski said that in the January 8, 2008 Library Board minutes that they are considering hiring an outside businesses to wash the windows at the Library. Roskoski felt that City Staff should complete the window washing. Councilor Stanaway said that the Library Director was directed to speak with the Director of Public Works to see what the procedures were for projects such as this. The Director of Public Works said that the windows would be cleaned by City Staff when the weather warms up.

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It was moved by Stanaway and seconded by Skalko accept the recommendation of the Public Health and Safety Board and the Personnel Committee and adopt the Fire Department Position Analysis, the Firefighter Selection Policy, and the Fire Department Officer Appointment Policy, (copies are attached and made a part of these minutes). The motion carried.

It was moved by Zupancich and seconded by Stanaway to adopt Resolution Number 06-08, Final Approval of the Morgan Park Plat, (a copy is attached and made a part of these minutes). The motion carried.

It was moved by Zupancich and seconded by Skalko to adopt Resolution Number 07-08, declaring adequacy of petition and ordering preparation of report, (a copy is attached and made a part of these minutes). The motion carried.

It was moved by Prebeg and seconded by Stanaway to authorize the Magic Bar to use their liquor license to serve the Range Association of Realtors Annual Banquet on February 21, 2008, and the Eveleth Taconite Union Workers function on March 8, 2008, at the Mountain Iron Community Center. The motion carried.

It was moved by Roskoski to direct Benchmark Engineering to work with the City Staff and look at various possibilities at what can be done, either in-house or by a contractor, to connect the downspouts to something horizontal to get the water away from the basement foundation of the Library building and when the information is compiled that it be brought back to the City Council. The **motion died** for lack of a second.

It was moved by Roskoski and seconded by Prebeg to direct City Staff to work on the Library downspout issue and come up with a solution; and, if City Staff needs, to authorize Benchmark to assist with the project and bring the information back to the City Council in March or April. The motion failed with Mayor Skalko, Councilors Prebeg, Zupancich, and Stanaway voting no.

It was moved by Zupancich and seconded by Skalko to reschedule the next regular meeting to Wednesday, February 20, 2008 at 6:30 p.m. because of the President's Day holiday. The motion carried.

At 7:39 p.m., it was moved by Skalko and seconded by Roskoski that the meeting be adjourned. The motion carried.

Submitted by:

Municipal Services Secretary
www.mtniron.com

#### **COMMUNICATIONS**

1. Coalition of Greater Minnesota, an invitation to attend the annual Legislative Action Day in St. Paul on Wednesday, February 20, 2008.

Receipt Register By Date
Receipt Date(s): 01/16/2008 - 01/31/2008

Page: 23 Feb 04, 2008 11:57am

#### Summary By Category And Distribution

Category	Distribution	Amount
UTILITY	UTILITY	128,248.02
METER DEPOSITS	ELECTRIC	850.00
MISCELLANEOUS	REIMBURSEMENTS	840.92
BUILDING RENTALS	BUILDING RENTAL DEPOSITS	2,100.00
BUILDING RENTALS	COMMUNITY CENTER	1,400,00
MISCELLANEOUS	ELECTRIC RECONNECT FEE	35.00
LICENSES	ANIMAL	80.00
BUILDING RENTALS	NICHOLS HALL	170.00
FINES	ADMINISTRATIVE OFFENSE	50.00
MISCELLANEOUS	BLUE CROSS/BLUE SHIELD PAYABLE	31,670.09
FINES	CRIMINAL	698.58
MISCELLANEOUS	CABLE TV FRANCHISE FEE	5,663.56
CHARGE FOR SERVICES	SEWER-CHARGE FOR SERVICES	701.23
TAXES	BOND LEVY	1,099.05
TAXES	TAXES RECEIVABLE-DELINQUENT	8,219.31
TAXES	SPEC ASSESS-FUND 378-DELINQUEN	2,284.11
TAXES	PENALTIES & INTEREST-378 FUND	377.40
BUILDING RENTALS	SENIOR CENTER	
SPECIAL ASSESSMENTS	SPECIAL ASSESSBOND MONEY	3,486.77
SPECIAL ASSESSMENTS	INTEREST-SP.ASSESSBONDS ISSU	1,115.77
CD INTEREST	CD INTEREST 101	285.36
CD INTEREST	CD INTEREST 301	160.53
MISCELLANEOUS	ASSESSMENT SEARCHES	10.00
Summary Totals:		189,545.70

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Check Register - Summary Report GL Posting Period(s): 12/07 - 02/08 Check Issue Date(s): 02/08/2008 - 02/06/2008

Page: 1 Feb 07, 2008 01:00pm

Per	Date Date	Check No	Vendor No	Payse	Check GL Acct	Amount
02/0	8 02/06/2008	136012	1070	A.C. EXPOS	101-20200	100.00
02/0		136013	10019	- · · - · - · - · - <del>- ·</del>	604-20200	159.75
02/0		136014	10001		101-20200	100.00
02/0	8 02/06/2008	136015	10021		101-20200	251.25
02/0		136016	5007		101-20200	621,93
02/0	*	136017	20048		602-20200	319.37
02/0		136018	20022		602-20200	9,592.73
02/0		136019	20004		301-20200	7.408.15
02/04		136020	1035		101-20200	200.00
02/01		138021	30017		101-20200	469.41
02/08	02/06/2008	136022	30009	•	101-20200	1.095.92
02/08		136023	40011		101-20200	449,50
02/08		136024	50035	EVELETH SCENE	101-20200	35.00
02/08		136025	60026	FASTENAL COMPANY	101-20200	125.61
02/08		138026	60028	FIREHOUSE MAGAZINE	101-20200	39.95
02/08		136027	60032	FLEXIBLE PIPE TOOL COMPANY	602-20200	448.57
02/08		136028	60009	FRED FAUST	101-20200	162.93
02/08		136029	70007	GOVERNMENT TRAINING SERVICE	101-20200	200.00
02/08		136030	70028	GREATER MINNESOTA AGENCY INC	101-20200	192.00
02/08		136031	90012	IREA SECRETARY/TREASURER	101-20200	100.00
02/08		136032	120002	LAWSON PRODUCTS INC	101-20200	589.86
02/08		136033	6007	MARY BETH TAMMARO	101-20200	100.00
02/08	02/06/2008	138034	130038	MIB HIGH SCHOOL GRAD PARTY	230-20200	200.00
02/08	02/06/2008	136035	130096	MICROMARKETING ASSOCIATES	101-20200	185.25
02/08	02/06/2008	136036	130008	MINNESOTA MUNICIPAL UTILITIES	604-20200	372.00
02/08	02/06/2008	136037	130009	MINNESOTA POWER	101-20200	1,441.12
02/08	02/06/2008	136038	130022	MN STATE FIRE DEPT ASSOCIATION	101-20200	144.00
02/08	02/06/2008	136039	140048	NORTH COUNTRY HEATING	101-20200	497.70
02/08	02/06/2008	136040	140016	NORTHLAND SECURITIES	101-20200	750.00
02/08	02/06/2008	136041	140008	NORTRAX EQUIPMENT/POWERPLAN	101-20200	55.66
02/06	02/06/2008	136042	160019	POPULAR SUBSCRIPTION SERVICE	101-20200	90.04
02/08	02/06/2008	136043	1036	QUAD CITIES KIDS DAYCARE	101-20200	200.00
02/08	02/06/2008	138044	170007	QUILL CORPORATION	101-20200	355.89
02/08	02/06/2008	136045	180045 F	RESERVE ACCOUNT	604-20200	500.00
02/08	02/06/2008	136046	190003 5	SARANEN AUTO	603-2020 <b>0</b>	503.32
02/08	02/06/2008	136047	190045 5	SERVICE SOLUTIONS	101-20200	324.93
02/08	02/06/2008	136048	190004 5	SKUBIC BROS INC	604-20200	584.07
02/08	02/06/2008	136049	190002 \$	ST LOUIS COUNTY AUDITOR	101-20200	109.72
02/08	02/06/2008	136050	190039 S	IT LOUIS COUNTY RECORDERS OFFC	101-20200	46.00
02/08	02/06/2008	136051	200003 T	ACONITE TIRE SERVICE	602-20200	30.76
02/08	02/06/2008	136052	210002 U	INITED TRUCK BODY COMPANY INC	101-20200	48.12
02/08	02/06/2008	136053	220025 V	ERIZON WIRELESS	602-20200	31.73
02/08	02/08/2008	136054	220004 V	IRGINIA DEPARTMENT OF PUBLIC	604-20200 4	4,010.39
02/08	02/06/2008	136055	220008 V	IRGINIA REGIONAL MEDICAL CTR	236-20200	250.00
02/08	02/06/2008	136056	130119 M	N DNR WATERS	801-20200	563.00
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#### CITY OF MOUNTAIN IRON POSITION ANALYSIS

POSITION TITLE:

Fire Chief

**SUPERVISOR:** 

City Administrator

#### PRIMARY OBJECTIVE OF POSITION:

The primary objective of this position is to perform a variety of technical, administrative, and supervisory work in planning, organizing, directing and implementing fire prevention and suppression to prevent or minimize the loss of life and property by fire.

#### **RESPONSIBILITIES:**

- Plans, coordinates, supervises and evaluates Fire operations.
- Establishes policies and procedures for the Fire Department.
- Preparation of an annual budget for the Fire Department; directs the implementation of the Departments' budgets; plans for and reviews specifications for new or replaced equipment.
- Responds to alarms and may direct activities at the scene of major emergencies.
- Directs the operation of departmental in-service training activities.
- ♦ Maintains Departmental discipline and the conduct and general behavior of assigned personnel.
- ♦ Plans departmental operations with respect to equipment, apparatus, and personnel; supervises the implementation of such plans.
- Assigns personnel and equipment to such duties and uses as the service requires; evaluates the need for and recommends the purchase of new equipment and supplies.
- Performs building inspections to check compliance with fire codes.
- ♦ Attends conferences and meetings to keep abreast of current trends in the field.
- Represents the City Fire Department in a variety of local, county, state and other meetings.
- Other duties as apparent or as delegated.

#### KNOWLEDGE, SKILLS AND ABILITIES:

- Knowledge of modern fire suppression and prevention procedures, techniques, and equipment.
- Knowledge of first aid and resuscitation.
- ♦ Knowledge of applicable laws, ordinances, standard operating procedures and regulations.
- Ability to train and supervise subordinate personnel.
- Ability to exercise sound judgment in evaluating situations and in making decisions.
- Ability to effectively give and receive verbal and written instructions.
- Ability to perform strenuous physical activity.

#### TRAINING AND EXPERIENCE:

- Graduation from high school or equivalent.
- A valid State driver's license.
- Four (4) years prior experience in fire fighting and prevention with at least two (2) years as an officer.



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#### CITY OF MOUNTAIN IRON POSITION ANALYSIS

POSITION TITLE: Assistant Fire Chief

SUPERVISOR: Fire Chief

#### PRIMARY OBJECTIVE OF POSITION:

The primary objective of this position is to assist the Fire Chief in performing a variety of technical, administrative, and supervisory work in planning, organizing, directing and implementing fire prevention and suppression to prevent or minimize the loss of life and property by fire.

#### **RESPONSIBILITIES:**

- May act as Fire Chief during absence of Fire Chief, as assigned.
- To see that all equipment is kept in proper working order including periodic inspections.
- Responds to alarms and may direct activities at the scene of major emergencies.
- Perform firefighting activities including driving fire apparatus, operating pumps and related equipment, laying hose, and performing fire combat, containment and extinguishment tasks.
- Participates in fire drills and classes in firefighting, hazardous materials, and related subjects.
- Presents programs to the community on safety and fire prevention topics.
- Performs salvage operations such as throwing salvage covers, sweeping and removing debris.
- ◆ Assigns personnel and equipment to such duties and uses as the service requires; evaluates the need for and recommends the purchase of new equipment and supplies.
- ◆ Attends conferences and meetings to keep abreast of current trends in the field; represents the City Fire Department in a variety of local, county, state and other meetings as assigned.
- Other duties as apparent or as delegated.

#### KNOWLEDGE, SKILLS AND ABILITIES:

- Knowledge of fire suppression and prevention procedures, techniques, and equipment.
- Knowledge of first aid and resuscitation.
- Knowledge of applicable laws, ordinances, standard operating procedures and regulations.
- Ability to supervise subordinate personnel.
- Ability to exercise sound judgment in evaluating situations and in making decisions.
- Ability to effectively give and receive verbal and written instructions.
- Ability to perform strenuous physical activity.

#### TRAINING AND EXPERIENCE:

- Graduation from high school or equivalent.
- A valid State driver's license.
- Four (4) years prior experience in fire fighting and prevention with at least two (2) years as an officer.



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#### CITY OF MOUNTAIN IRON POSITION ANALYSIS

**POSITION TITLE:** 

Firefighter Captain

**SUPERVISOR:** 

Assistant Fire Chief

#### PRIMARY OBJECTIVE OF POSITION:

The primary objective of this position is to supervise and perform fire suppression, emergency aid, hazardous materials, and fire prevention duties.

#### RESPONSIBILITIES:

- Supervises volunteer fire fighters in their assigned duties as directed.
- Determines methods of fire suppression; supervises laying of hose lines, directing of water streams, pressures of streams, placing of ladders, ventilation of buildings, rescuing of persons, and placing of salvage covers.
- Supervises maintenance of departmental equipment, supplies and facilities; conducts roll call.
- Instructs and drills fire fighters in watch duties, use of tools, raising of ladders, and rescue and salvage work, etc.
- ♦ Monitors and observes departmental activities to ensure that conduct and performance conform to department standards.
- Carries out duties in conformance with Federal, State, County and City laws and ordinances.
- Responds to alarms received and directs routes to be taken; directs work of fire lieutenants pending
  arrival of a superior officer; supervises through subordinate officers the laying of hose lines, placing of
  ladders, direction of water streams, ventilation of buildings, rescuing persons, and placement of salvage
  covers.
- Participates in the operation of departmental in-service training activities.
- Performs other duties as apparent or as delegated.

#### KNOWLEDGE, SKILLS AND ABILITIES:

- Working knowledge of driver safety; working knowledge of first aid.
- Ability to learn to apply standard firefighting, emergency aid, hazardous materials, and fire prevention techniques.
- Ability to perform strenuous physical activity.
- Considerable knowledge of modern fire suppression.
- Ability to train and supervise subordinate personnel.
- Ability to exercise sound judgment in evaluating situations and in making decisions.
- Ability to communicate effectively orally and in writing.

#### EDUCATION AND EXPERIENCE:

- High school diploma or GED equivalent.
- Two (2) years prior work experience as a volunteer firefighter
- ♦ A valid State driver's license



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#### CITY OF MOUNTAIN IRON POSITION ANALYSIS

POSITION TITLE: Training Officer

SUPERVISOR: Assistant Fire Chief

#### PRIMARY OBJECTIVE OF POSITION:

The primary objective of this position is to provide training to Department members, protect life and property by performing fire fighting, hazardous materials, and fire prevention duties.

#### **RESPONSIBILITIES:**

- Provide training for all Department members.
- Work in cooperation with fire fighters in training sessions.
- Maintain all Departmental training files and reports.
- Perform fire fighting activities including driving fire apparatus, operating pumps and related equipment, laying hose, and performing fire combat, containment and extinguishment tasks.
- Performs emergency aid activities including administering first aid and providing other assistance as required.
- Participates in fire drills and classes in fire fighting, hazardous materials, and related subjects.
- Maintains fire equipment, apparatus and facilities and performs minor repairs to equipment.
- ♦ Assists in developing plans for special assignments such as emergency preparedness, hazardous communications, training programs, fire fighting and hazardous materials.
- Presents programs to the community on safety and fire prevention topics.
- Salvage operations such as throwing salvage covers, sweeping water and removing debris.
- Performs other duties as apparent or as delegated.

#### KNOWLEDGE, SKILLS AND ABILITIES:

- Working knowledge of driver safety.
- Knowledge of first aid.
- Knowledge of relevant training techniques and topics,
- Ability to learn to apply standard fire fighting, emergency aid, hazardous materials, and fire prevention techniques.
- Ability to perform strenuous physical activity.
- Ability to follow verbal and written instructions.
- Ability to communicate effectively orally and in writing.

#### **EDUCATION AND EXPERIENCE:**

- High school diploma or GED equivalent.
- Two (2) years prior experience in fire fighting and prevention.
- A valid State driver's license.



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#### CITY OF MOUNTAIN IRON POSITION ANALYSIS

POSITION TITLE: Firefighter

**SUPERVISOR:** 

Firefighter Captain

#### PRIMARY OBJECTIVE OF POSITION:

The primary objective of this position is to protect life and property by performing fire fighting, emergency aid, hazardous materials, and fire prevention duties.

#### **RESPONSIBILITIES:**

- Perform firefighting activities including driving fire apparatus, operating pumps and related equipment, laying hose, and performing fire combat, containment and extinguishment tasks.
- Performs emergency aid activities including administering first aid and providing other assistance as required.
- Participates in fire drills and classes in firefighting, hazardous materials, and related subjects.
- Maintains fire equipment, apparatus and facilities and performs minor repairs to equipment.
- Assists in developing plans for special assignments such as emergency preparedness, hazardous communications, training programs, firefighting and hazardous materials.
- Presents programs to the community on safety and fire prevention topics.
- Performs salvage operations such as throwing salvage covers, sweeping water and removing debris.
- Performs other duties as apparent or as delegated.

#### KNOWLEDGE, SKILLS AND ABILITIES:

- Working knowledge of driver safety; working knowledge of first aid.
- Ability to learn to apply standard firefighting, emergency aid, hazardous materials, and fire prevention techniques.
- Ability to perform strenuous physical activity.
- Ability to follow verbal and written instructions.
- Ability to communicate effectively orally and in writing.

#### **EDUCATION AND EXPERIENCE:**

- High school diploma or GED equivalent.
- ♦ A valid State driver's license.
- First Aid Certification
- Firefighter I and II preferred or ability to obtain within two (2) years.

# FIREFIGHTER SELECTION POLICY

Policy Number 2008-01

Adopted February 4, 2008

#### **PURPOSE**

The purpose of these policies is to establish a uniform and equitable s stem for the selection of firefighters for the City of Mountain Iron Firefighters are held to a high standard by society and the City desires that its residents and visitors have the utmost confidence in the integrity competence and reliability of its firefighters. These policies are designed to ensure that a fair and effective process if followed in the selection of firefighters.

#### **NON-DISCRIMINATION**

It is the policy of the City of Mountain Iron to provide equal opportunity to all persons without regard to race, color, creed, national origin, religion, gender, sexual orientation, marital status, status with regard to public assistance, age or disability. No person shall be discriminated against with regard to the selection of firefighters. It is the responsibility of all City officials and Fire Department supervisors/officers to insure the implementation of this policy.

#### SELECTION/APPOINTMENT RESPONSIBILITIES

Subject to the discretion of the City Council or its Designee, the Fire Department has primary responsibility for performing such selection components as application review, reference/background checks, oral interviews and physical agility testing. The Fire Department is also responsible for recommending candidates for final selection by the City Council or City Council Designee. The City Council or the City Council's Designee is considered the final appointing authority.

#### **APPLICATION SUBMISSION**

All individuals interested in being considered for a firefighter position must complete an application form provided by the Fire Department. Applicants must submit a complete application form by the application deadline in order in be considered for the position.

#### APPLICATION REVIEW

#### 1) Preliminary Screening

The Fire Chief or his/her Designee(s) will review the initial applications for completeness and compliance with minimum requirements established for the firefighter position. If the application is incomplete on its face or discloses that the applicant does not meet the minimum requirements, the application shall be rejected.

#### 2) Application Evaluation and Veterans Preference

In accordance with Minnesota Statutes 43A.11 (Minnesota Veterans Preference Act) the training and education of each applicant will be rated based upon the application materials submitted. The training and education rating will be done on a 100-point scale with 5 points out of the 100 given to qualified veterans and 10 points out of the 100 given to qualified disabled veterans (only a qualified disabled veteran would be eligible to achieve all 100 points).

#### **ORAL INTERVIEW**

An oral interview committee created by the Fire Department will interview all applicants who meet the minimum application point totals as determined by the Fire Chief or his/her Designee(s). The interview committee may consist of the Fire Chief, Fire Department Officers and Supervisors, the City Administrator, City Council Members, and/or Fire Chiefs and Officers from other Departments. The interview committee will be provided with a list of predetermined interview questions to be asked of all applicants. Following completion of all interviews, the interview committee will meet and by consensus agree on the successful applicants based on an evaluation of the applicants' responses to the interview questions and overall qualifications. The names of the successful candidates will be forwarded to the Fire Chief who will present the names to the City Council or the City Council designee for approval.

#### CONDITIONAL OFFERS

Approved candidates will be made conditional offers that are contingent on a candidate's successful completion of a background/reference check and medical examination.

#### **BACKGROUND/REFERENCE CHECK**

The Fire Chief or his/her Designee will advise the approved candidates that the Fire Department will conduct a background/reference check pursuant to Minn. Stat. Section 299F.036. The candidate will provide appropriate releases to the Fire Department. The Fire Chief or his/her Designee(s) will request information subject to the releases of all employers of the candidate for whom the candidate worked during the preceding ten years.

#### MEDICAL EXAMINATION

Candidates approved by the City Council will be notified of the requirement to pass a medical examination of the Fire Departments selected physician. The medical examination will be position related and consistent with business necessity. The Fire Department will provide the physician with a copy of the position description for firefighter and the standard medical examination criteria. The physician may request copies of the candidate's medical records, if the physician determines that additional tests maybe necessary, the physician may conduct such further tests, provided that the Fire Department first authorizes any additional expense.

#### RESCINDING A CONDITIONAL OFFER OF EMPLOYMENT

If the results of the background/reference check or the medical examination indicate that the candidate should not be hired for the position the Fire Chief is to notify the City Council or the City Council Designee. The City Council or the City Council Designee will be responsible for making the decision to rescind the conditional offer of employment. In the case of rescission based on results of a medical examination, the City must notify the affected candidate within 10 days of its final decision to rescind the job offer.

#### **ORIENTATION MEETING**

Candidates who have successfully completed the background/reference check and medical examination will meet with the Fire Chief or his/her Designee for a firefighter orientation meeting to further describe position duties, performance expectations, training requirements and the Fire Department's policies and standard operating procedures.

# POLICY FOR APPOINTMENT OF FIRE DEPARTMENT OFFICERS

Policy Number 2008-02

Adopted February 4, 2008

#### **PURPOSE**

The purpose of these policies is to establish a uniform and equitable system for the appointment to officer positions in the City of Mountain Iron Fire Department. The Officers shall be comprised of the following positions: Fire Chief, Assistant Chief, Captain (3) and Training Officer.

#### **NON-DISCRIMINATION**

It is the policy of the City of Mountain Iron to provide equal opportunity to all persons without regard to race, color, creed, national origin, religion, gender, sexual orientation, marital status, status with regard to public assistance, age or disability. No person shall be discriminated against with regard to the appointment of officer positions. It is the responsibility of all City officials, and Fire Department supervisors/officers to insure the implementation of this policy.

#### APPOINTMENT RESPONSIBILITIES

Subject to the discretion of the City Council or its Designee, all appointments to officer positions are to he approved by the Fire Chief In the case of the Fire Chief position, the appointment is to be made by the City Council or its Designee.

#### APPOINTMENT TERMS

All officer position terms will expire on the date indicated below, and thereafter even' three years.

Fire Chief	December 31, 2008
Assistant Chief	December 31, 2009
Captain	December 31, 2010
Captain	December 31, 2008
Captain	December 31, 2009
Training Officer	December 31, 2010

#### FILING FOR POSITION

Filing for officer positions shall take place November 1<sup>st</sup> to November 15<sup>th</sup> prior to the end of each term. A position posting labeled "Internal Posting" shall be placed in the fire station listing the most current requirements of the open officer position. To file for any officer position, an applicant must meet the minimum requirements for years of service and education/experience as

outlined in the Fire Departments position analysis. The Fire Chief or his/her Designee will verify each applicant's qualifications. In the case of the Fire Chief position, the City Council or its Designee will verify each applicant's qualifications. Each filing member for office shall submit an application and/or resume outlining activities or functions the applicant has or is participating in including: education, fire prevention activities, call response, meeting attendance, etc.

#### **ORAL INTERVIEW**

A panel of no less than three officers/individuals shall conduct oral interviews for the selection of officers. The interview panel may consist of the Fire Chief, Fire Department officers/supervisors, firefighters selected by the Fire Chief or his/her designee, the City Administrator or his/her designee, City Council Members, fire chiefs and officers from other fire departments and/or qualified staff from other cities. In the case of the Fire Chief position, the interview will be conducted by the City Council or its Designee(s). Interviews will be offered to all applicants meeting the minimum requirements for the position. The interview panel will be provided with a list of pre-determined interview questions to be asked of all applicants. The questions will include questions and/or situations that pertain to leadership, teamwork, communications and management-style qualities desired for the level of management required for the position. The interview panel will make their selection from the top candidates and forward their selections to the Fire Chief for approval. In the case of the Fire Chief position, the interview panel will forward their top candidate to the City Council or its Designee for approval.

# OFFICER POSITIONS VACATED DUE TO RESIGNATION, DEMOTION, PROMOTION OR DISCHARGE

A vacated position shall be posted and a 30-day period shall be established for filing, using the same application, interview and selection process outlined in the above procedures. If several positions are open, the higher ranking positions will be tilled first. The positions shall be filled as soon as practical.



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#### **RESOLUTION NUMBER 06-08**

#### FINAL APPROVAL OF MORGAN PARK PLAT

WHEREAS, the Morgan Park Plat complies with City requirements for Subdivision of land as provided for in Chapter 153 of the Mountain Iron City Code; and,

WHEREAS, the Mountain Iron Planning and Zoning Commission granted final approval of the Morgan Park Plat at their January 28, 2008, Regular Meeting.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MOUNTAIN IRON, MINNESOTA that final approval of the Morgan Park Plat is hereby granted; and,

BE IT FURTHER RESOLVED that the Mayor and City Administrator are authorized to sign said plat on behalf of the City and that the Morgan Park Plat is to be filed with Saint Louis County as directed by State Law.

DULY ADOPTED BY THE CITY COUNCIL THIS 4th DAY OF FEBRUARY, 2008.

TEST:

it Administrator



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#### **RESOLUTION NUMBER 07-08**

# DECLARING ADEQUACY OF PETITION AND ORDERING PREPARATION OF REPORT

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

- 1. A certain petition requesting the improvement of Morgan Park Drive between east line of Mineral Avenue and the end of Morgan Park Drive hereby petition that such street be improved by tarvia surfacing, installation of curbs and gutters, the construction of storm water systems and the construction of water and waste water mains, filed with the council on February 4, 2008, is hereby declared to be signed by the required percentage of owners of property affected thereby. This declaration is made in conformity to Minn. Stat. § 429.035.
- 2. The petition is hereby referred to Benchmark Engineering and that firm is instructed to report to the City Council with all convenient speed advising the council in a preliminary way as to whether the proposed improvement is necessary, cost-effective, and feasible and as to whether it should best be made as proposed or in connection with some other improvement, and the estimated cost of the improvement as recommended.

Mayor Gary Skalko

DULY ADOPTED BY THE CITY COUNCIL THIS 4th DAY OF FEBRUARY, 2008.

ATTEST:

#### **COUNCIL LETTER 022008-IVA1**

#### MAYOR SKALKO

# ADVERTISING FOR MTN. IRON BUSINESSES

DATE:

February 13, 2008

FROM:

Mayor Skalko

Craig J. Wainio City Administrator

Mayor Skalko requested this item be placed on the agenda with this background information:

If the Council so chooses to contact businesses located within our City regarding using our City's name in their advertisements, I personally recommend we be more "direct" regarding this request than we were in our letter to them approximately 3 years ago. By "direct", I would include the following in this letter to Mountain Iron businesses. (1) For businesses that were given TIF's by the City, state this in our letter and the length of the TIF; (2) Let those businesses know that it is the City of Mountain Iron that provides them with their utilities and services.

#### **COUNCIL LETTER 022008-0000**

**MAYOR SKALKO** 

**SWOP DONATION** 

DATE:

February 13, 2008

FROM:

Mayor Skalko

Craig J. Wainio City Administrator

Mayor Skalko requested this item be placed on the agenda with this background information:

Reference enclosed letter.



#### Summer Work Outreach Project PO BOX 237 MT. IRON, MN 55768

ATATA TATATA

February 12, 2007

Dear Mayor Skalko and members of the Mt. Iron City Council:

As many of you know, the Summer Work Outreach Project offers eleven to fourteen year old youth in Mt. Iron the opportunity to serve their communities, learn life skills, and develop positive relationships with the elderly and community leaders. Last year, SWOP became a community partnership organization, where businesses, volunteer organizations, churches, and municipalities joined hands to invest in our youth for the sake of our future. We are currently applying for SWOP to become its own non-profit corporation, which will enable it to expand to other towns on the Iron Range.

The City of Mountain Iron joined the City of Chisholm and the City of Buhl as Partners of SWOP. As Community Partners, each of the cities invested \$500 in the program whose overall budget is estimated at \$15,920. This year, our conversations with Chisholm and Buhl indicate that they are planning to continue that partnership. It is our great hope that the City of Mountain Iron will renew your partnership as well.

If you are interested in expanding that partnership, we could talk with you about the City of Chisholm initiated last summer. They requested that the SWOP youth do some of their community service for the city itself. The City of Buhl has also asked SWOP youth to do work for their town. The Chisholm paper included articles about the work the youth were doing with some photos of the youth with the mayor/city council members. If you would like to explore this, let us know. We also invite you to have voice and vote at SWOP Board meetings by sending a representative to the board meetings (annual meeting plus six board meetings).

The SWOP Ham Dinner, the first of three fund-raising events for this summer's program, will take place at the Mt. Iron Community Center on Thursday, April 10. A waiver of the usual rental fee would be very helpful as we set the ambitious goal of raising over \$2,500 for this summer's program at that dinner.

Thank you for your commitment to our community and to the youth. Your dedication is one of the ways that they learn what it means to be a person who values community service over selfishness.

Singerely

Pastor Kristin Foster

Co-chair of SWOP Board

Tracy Kenyon

SWOP Treasurer

20

Over the past ten summers, SWOP has made a difference in the lives of almost 200 youth in the communities of Mountain Iron, Buhl-Kinney, and Chisholm.

Now, to continue its work of connecting youth and their communities in Buhl and Mountain Iron, and to bring SWOP back to Chisholm

# SWOP INVITES YOU TO JOIN ITS NEW COMMUNITY PARTNERSHIP

Join Friends of SWOP with a contribution of \$50 or more per year

Become a part of SWOP's Community
Partnership as a business, city council, or
community organization:

- As a Partner at \$500 per year with representation on the Board or a Distinguished Partner at \$1,000 a year As a Member at \$250-\$450 per year
- As a Sponsor at \$100 \$200 per year

Designate your United Way Contribution to SWOP

# COMMUNITY PARTNERS

American Bank Mt. Iron Distinguished Partner C&B Warehouses, Virginia & Short Stops of Mt. Iron and Buhl

City of Buhl

City of Chisholm

City of Mountain Iron

Faith Lutheran Church Chisholm

First Lutheran Church

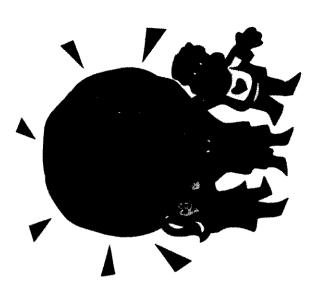
First National Bank of Buhl and Mountain Iron, Buhl

Messiah Lutheran Church Mountain Iron Range Funeral Home/Range Co-op Virginia

Sacred Heart of Jesus Church Catholic Church, Mt. Iron Our Lady of the Sacred Heart, Buhl

# SWOP 2008

Summer Work Outreach Project Community in Partnership for Youth



Serving Kids Serving Communities For the 11<sup>th</sup> Summer June 10-July 24

# \*\*THE MISSION\*\*

The Mission of SWOP is to:

- Develop healthy connections with the community, responsible attitudes toward work, and respectful relationships with other youth & adults.
- SWOP seeks to achieve this by combining values-based instruction with community work experience.

# ALA KATALA KATAL

# \*\*THE SITUATION\*\*

Due to a variety of factors, many of our

Life Skills & Values Relationships for gainful employment Responsible community involvement

Eleven to fourteen-year-olds are a vulnerable, yet promising age group. They need caring role models and opportunities for service oriented work to make for a successful transition into adulthood.

SWOP addresses both those specific needs and potential of these children.

# \*\*THE PROJECT\*\*

- The member churches in each community are the host sites for this project.
- A total of 10 youth are involved at each site for five to six weeks each summer.
- The project concentrates on character building, life-skills development activities, and employment-related skills.
- Education centers on values and health related topics, including nutrition, drug abuse, and violence prevention.
- Work focuses on projects important to the community and the elderly, and includes a job mentorship day.
- Participants discover a sense that they can make a valuable contribution to their own community through responsible work and adult mentorship.

Any monetary contribution is welcome, however, please consider sponsoring a child for:

\$500.00 to cover a child's entire summer
\$ 85.00 to cover one week
\$ 30.00 to cover one full day

# SWOP BOARD OF DIRECTORS

Officers 2007

\*\*\*\*\*\*\*\*\*

Pastor Kristin Foster Co-Chairperson

Danielle Zebro

Co-Chairperson Jodie Mattila Secretary

Tracy Kenyon Treasurer The SWOP Board is comprised of representatives from each of the Partner businesses, churches, & civic organizations.

SWOP Summer Work Outreach Program P.O. Box 237 Mt. Iron, MN 55768 For Additional information, please contac Messlah Lutheran Church Phone: (218) 741- 7057 Fax: (218) 741-7059 OR Jodie Mattile, Secretary (218) 735-1061

#### Craig J. Wainio

From: Moss, Paul [Paul.Moss@state.mn.us]

Sent: Tuesday, February 12, 2008 3:02 PM

To: Craig J. Wainio

Subject: MPCA Climate/Energy Citizen Partnership Grants

#### Craig.

I'm just following up on my recent voice mail message to you, encouraging the City of Mountain Iron to consider applying for one of MPCA's Climate/Energy Citizen Partnership Grants for up to \$10,000. More information can be found at the following link:

http://www.nextstep.state.mn.us/res\_detail.cfm?id=4041

These grants are only for city or county governments and their purpose is to increase cooperation between citizens and local governments, and to foster the development of local models and approaches that will effectively address climate and energy challenges. MPCA will share information and success stories from these projects with other communities.

Examples of projects that may be submitted are:

- Creating or strengthening a citizen climate and/or energy task force for a city or county

- Preparing a climate and/or energy action plan with active citizen involvement that will be formally adopted by the community
- Supporting ongoing partnerships between neighborhoods/blocks and city government that will address climate and energy
- Creating or using a network of block or neighborhood leaders to address climate and energy issues in a city
- Other activities through which citizens will partner with a city's or county's climate and energy activities and which will result in concrete outcomes

To obtain a copy of the Request for Proposals, contact Martina Cameron at Contracts@pca.state.mn.us (Subject line: "Technical Assistance Grants, CR 986"). Please be sure to look at the Questions & Answers and also Addendum 3 for more details about these grants. In order for MPCA to provide you with any RFP addendums or updates, please provide your name, e-mail address (preferred) and/or mailing address, and phone number. Visit http://www.pca.state.mn.us/grants/index.html#program for a general description of these grants.

#### Thanks!

Paul Moss Sustainable Communities Team **Environmental Assistance** Minnesota Pollution Control Agency 520 Lafayette Rd., N., Second Floor St. Paul. MN 55155 phone: 651/215-0243 Minnesota toll free: 800/657-3843

fax: 651/215-0246

e-mail: paul.moss@state.mn.us

Visit the NextStep sustainability web site at www.nextstep.state.mn.us

#### **COUNCIL LETTER 022008-IVC1**

#### **UTILITY ADVISORY BOARD**

#### ST. LOUIS COUNTY SOLID WASTE SERVICE FEES

DATE:

February 13, 2008

FROM:

Utility Advisory Board

Don Kleinschmidt

Director of Public Works

Craig J. Wainio City Administrator

The Utility Advisory Board has addressed the St. Louis County Solid Waste Service Fee. The UAB is recommending leaving the procedure that presently exists for charging the solid waste service fee intact. No Action is required.

The current procedure is charging each improved parcel in the City the solid waste service fee on the monthly statement and only removing the fee when it is verified that the improvements on the property are removed.

To: Mo

Mountain Iron Mayor and City Council

From: Re: Sgt. John Backman January 2008 Statistics

Date:

The Mountain Iron Office of the St. Louis County Sheriff reports the below listed activity for the month of January 2008:

- Disturbances (arguments, threats, unwanted persons, trespass, 911 hangup)
- 19 Public assists (car unlocks, roadside assistance,/vehicle checks, patrol requests)
- 4 Suspicious persons/vehicles/circumstance
- 17 Motor vehicle crashes
- Welfare checks, suicide threats, neglect/abandon children, runaway/lost/missing
- 7 Fire & medical
- 4 Drug related calls
- 8 Alarms
- 1 Assaults
- 0 Damage to property
- 4 Thefts
- 1 Burglary/attempted burglary
- 0 Parking Citations
- \*37 Other calls (civil disputes, child custody, animal complaints, traffic complaints, warrant service, miscellaneous)
- 89 Traffic stops
- 16 Traffic related citations
- 3 DUI

Assists: 17 Sheriff's 6 Virginia PD 1 Other PDs 4 MSP

7 inside Mountain Iron

1 Social Services

This activity resulted in 11 custodial arrests.

\*This category shows an atypical level of activity due to a focus on outstanding arrest warrants on two potentially dangerous Mt. Iron residents, both of whom were located and arrested.

#### **COUNCIL LETTER 022008-VIA**

**ADMINISTRATION** 

**RESOLUTION NUMBER 08-08** 

DATE:

February 13, 2008

FROM:

Craig J. Wainio
City Administrator

Resolution Number 08-08 establishes TIF District Number 14 for site preparation in the Parkville Industrial Park. Enclosed is the TIF District Plan for your consideration. It is recommended that the City Council adopted Resolution Number 08-08 after the completion of the Public Hearing.



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#### **RESOLUTION NUMBER 08-08**

#### APPROVING A TAX INCREMENT FINANCING PLAN FOR TAX INCREMENT FINANCING DISTRICT NO. 14 AS PROPOSED BY THE MT IRON ECONOMIC DEVELOPMENT AUTHORITY

BE IT RESOLVED by the City Council (the "Council") of the City of Mountain Iron, Minnesota (the "City") as follows:

#### Section 1. Recitals; Findings.

- 1.01 The Council has been informed that the Mt. Iron Economic Development Authority (the "Authority") desires to promote development of property located in the City.
- 1.02 In order to promote such development, the Authority has established Project Area No. 1 (the "Project") in the City and adopted a Redevelopment Plan/Development Program (the "Redevelopment Plan") therefor pursuant to Minnesota Statutes, Sections 469.001 through 469.047, 460.090 through 469.1081 and 469.124 through 469.134 (the "Act").
- 1.03 The Authority is additionally considering establishment of Tax Increment Financing District No. 14 (the "District") within the Project and adoption of a Tax Increment Financing Plan (the "TIF Plan") therefor pursuant to Minnesota Statutes, Sections 469.174 through 469.179 (the "TIF Act") for the purpose of financing public improvements and encouraging investment in the Project. The Authority has prepared the TIF Plan in accordance with the TIF Act.
- 1.04 Pursuant to Section 469.175, Subdivision 3 of the TIF Act, the Authority has requested the City hold a public hearing on the TIF Plan and approve the TIF Plan, which hearing was held February 19, 2008, at which the views of all interested parties were heard.
- 1.05 The Authority has transmitted a copy of the TIF Plan to the City in a document entitled "Tax Increment Financing Plan for Tax Increment Financing District No. 14," which is now on file in the office of the City Administrator.
  - 1.06 The Council has been provided with a copy of the TIF Plan.

#### Section 2. Statutory Findings.

- 2.01 The land in the Project would not be made available for redevelopment without the financial aid to be sought by establishing the District.
- 2.02 It is the opinion of the Council, based on discussions with representatives of the Authority regarding projects proposed to be constructed in the District and information contained in the Redevelopment Plan and the TIF Plan: that development and redevelopment within the District would not reasonably be expected to occur solely through private investment within the reasonably foreseeable future; that the increased market value of the site to be included in the District that could reasonably be expected to occur without the use of tax increment financing would be less than the increase in the market value estimated to result from development in the District after subtracting the present value of the projected tax increments for the maximum duration of the District permitted by the TIF Plan; and that the use of tax increment financing is necessary. Appendix G to the TIF Plan sets out the following:
  - (a) an estimate of the amount by which the market value of the District will increase without the use of tax increment financing;
  - (b) an estimate of the increase in the market value that will result from the development or redevelopment to be assisted with the tax increment financing described herein; and
  - (c) the present value of the projected tax increments for the maximum duration of the District permitted by the TIF Plan.
- 2.03 Based on information contained in the Redevelopment Plan and the TIF Plan, the TIF Plan conforms to the general plan for the development and redevelopment of the City as a whole.
- 2.04 Based on information contained in the Redevelopment Plan and the TIF Plan, the TIF Plan will afford maximum opportunity, consistent with the sound needs of the City as a whole, for the development and redevelopment of the Project by private enterprise.

#### Section 3. Approval.

- 3.01 The TIF Plan is approved.
- 3.02 The geographic boundaries of the Project and District are described in the Redevelopment Plan and the TIF Plan respectively, which documents are incorporated herein by reference and which, together with this Resolution, contain the requirements set forth in Section 469.028, Subdivision 2 and Section 469.126 of the Act and Section 469.175, Subdivision 3 of the TIF Act.

Section 4. <u>Designation of District</u>. The proposed District is an "economic development district" as defined in Section 469.174, Subdivision 12 of the TIF Act because it consists of a portion of the Project, which the Authority has found to be in the public interest because: (1) it will discourage commerce, industry, or manufacturing from moving their operations to another state or municipality; (2) it will result in increased employment in the state; or (3) it will result in preservation and enhancement of the tax base of the state. Tax increment generated from the District will be used solely in accordance with Section 469.176, Subdivision 4c of the TIF Act.

DULY ADOPTED BY THE CITY COUNCIL THIS 20th DAY OF FEBRUARY, 2008.

# TAX INCREMENT FINANCING PLAN FOR TAX INCREMENT FINANCING DISTRICT NO. 14 MT. IRON ECONOMIC DEVELOPMENT AUTHORITY

Adopted: February 20, 2008

M: DOCS-08962-000066-AGM:JV1744.DOC

This document was drafted by:

Fryberger, Buchanan, Smith & Frederick, P.A.

302 West Superior Street, Suite 700

Duluth, MN 55802

Financial Information provided by:

Northland Securities, Inc. 45 South 7<sup>th</sup> Street, Suite 2500 Minneapolis, MN 55402

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EXHIBIT A - Description of Tax Increment Financing District No. 14

EXHIBIT B - Estimated Project Costs

EXHIBIT C - Impact on Other Taxing Jurisdictions

EXHIBIT D - Tax Increment Details Required by Minnesota Statutes, Section 469.175(2)

EXHIBIT E - Captured Tax Capacity and Estimated Tax Increment

EXHIBIT F - Original Base Tax Capacity of All Parcels in the Tax Increment Financing District

EXHIBIT G - Present Value Analysis as Required by Minnesota Statutes, Section 469.175(3)(2)

EXHIBIT H - Estimated Semi-Annual Cash Flow

#### ARTICLE I - DEFINITIONS AND EXHIBITS

Section 1.01 <u>Definitions</u>. The terms defined below have, for purposes of this Tax Increment Financing Plan, the meanings herein specified, unless the context specifically requires otherwise:

"Act" means, collectively, Minnesota Statutes, Sections 469.001 through 469.047, Sections 469.090 through 469.1081 and Sections 469.124 through 469.134.

"Authority" means the Mt. Iron Economic Development Authority, a public body corporate and political subdivision of the State, its successors and assigns.

"Board" means the Board of Commissioners of the Authority.

"City" means the City of Mountain Iron, a municipal corporation and political subdivision of the State.

"City Council" means the City Council of the City.

"County" means St. Louis County, Minnesota.

"Development District" means the Project Area, which is coterminous with the Redevelopment Project Area.

"Development Program" means, specifically, Chapters 4 and 6 of the Plan, and any related provisions of the Plan, as amended and supplemented from time to time.

"Land Use Regulations" means all federal, state and local laws, rules, regulations, ordinances and plans relating to or governing the use or development of land in the City, including but not limited to environmental, zoning and building code laws and regulations.

"Municipality" means any city, however organized.

"Plan" means the Authority's Redevelopment Plan/Development Program, as the same may, from time to time, be amended or supplemented.

"Project" means collectively the Redevelopment Project Area and Development District as described in the Plan.

"Project Area" means the geographic area of the Project.

"Public Costs" means the repayment of debt service on any Tax Increment Bonds and the costs set forth in Sections 4.07 and 4.16 of the Tax Increment Financing Plan, and any other costs eligible to be financed by Tax Increments under Section 469.176, subdivision 4 of the Tax Increment Financing Act.

"Redevelopment Plan" means, specifically, Chapter 3 of the Plan and any related provisions of the Plan as amended and supplemented from time to time.

"Redevelopment Project" means any work or undertaking in accordance with the Act as described in Chapter 3 of the Plan.

"Redevelopment Project Area" means the geographic area of the Redevelopment Project which is coterminous with the Development District.

"School District" means Independent School District No. 712 (Mountain Iron-Buhl) in the County.

"Site Improvements" means the site improvements described in Section 3.07 of the Tax Increment Financing Plan.

"State" means the State of Minnesota.

"Tax Increment Bonds" means any tax increment bonds issued by the Authority or the City to finance the Public Costs of the Project Area as stated in the Plan and in the Tax Increment Financing Plan, and any obligations issued to refund such bonds.

"Tax Increment Financing Act" means Minnesota Statutes, Sections 469.174 through 469.1799, both inclusive, as amended and supplemented from time to time.

"Tax Increment Financing District" means any tax increment financing district presently established or to be established in the future in the Project Area.

"Tax Increment Financing Plan" means the respective Tax Increment Financing Plan for each Tax Increment Financing District located within the Project Area.

"Tax Increments" means the tax increments derived from the Tax Increment Financing District, the proceeds from the sale or lease of property purchased by the Authority with tax increments, repayments of loans or other advances made by the Authority with tax increments and interest or other investment earnings on or from tax increments; provided that Section 469.174, Subdivision 25 shall control in determining whether any moneys are Tax Increments.

Section 1.02 <u>Exhibits</u>. The following exhibits are attached to and by reference made a part hereof:

Exhibit A: Description of Tax Increment Financing District No. 14

Exhibit B: Estimated Project Costs

Exhibit C: Impact on Other Taxing Jurisdictions

Exhibit D: Tax Increment Details as Required by Minnesota Statues, Section 469.175(2)

Exhibit E: Captured Tax Capacity and Estimated Tax Increment
Exhibit F: Original Base Tax Capacity of all Parcels in the District

Exhibit G: Present Value Analysis as Required by Minnesota Statutes, Section

469.175(3)(2)

Exhibit H: Estimated Semi-Annual Cash Flow

#### ARTICLE II - STATEMENT OF PUBLIC PURPOSE AND AUTHORITY

#### Section 2.01 Statement of Need and Public Purpose.

- The City Council and the Board have determined that there is a need for the Authority to take certain actions designed to encourage, ensure and facilitate development and redevelopment by the private sector of under-utilized and unused land located within the corporate limits of the City in order to provide additional employment opportunities for residents of the City and the surrounding area, to improve the tax base of the City, the County and the School District thereby enabling them to better utilize existing public facilities and provide needed public services, and to improve the general economy of the City, the County, and the State. Specifically, the Board and City Council have determined that the property within the Project Area is either under-utilized or unused due to a variety of factors, including inadequate public improvements to serve the property, which has resulted in a lack of private investment; that, as a result, the property is not providing adequate employment opportunities and is not contributing to the tax base and general economy of the City, the School District, the County and the State to its full potential; and, therefore, that it is necessary for the Authority to exercise its powers under the Act and the Tax Increment Financing Act to develop, implement and finance a program designed to encourage, ensure and facilitate the commercial development and redevelopment of the property located in the Project Area, to further and accomplish the public purposes specified in this paragraph.
- (b) The development proposed for the Project Area would not occur solely through private investment in the foreseeable future; the Tax Increment Financing Plan is consistent with the Plan; and the Tax Increment Financing Plan will afford maximum opportunity, consistent with the sound needs of the City as a whole, for the development or redevelopment of the property located in the Project Area by private enterprise.
- (c) The welfare of the City, the County and the State requires active promotion, attraction, encouragement and development of economically sound industry and commerce by the Authority.

#### Section 2.02 Statutory Authority.

(a) The Act authorizes the Authority, upon certain public purpose findings by the City Council and the Board, to establish and designate development districts and redevelopment project areas within the City and to establish, develop and administer development programs and redevelopment plans to meet the needs and accomplish the public purposes specified in Section 2.01. In accordance with the purposes set forth in Section 469.124 of the Act, the Authority has established the Project Area and has adopted the Plan.

(b) The Tax Increment Financing Act authorizes the Authority, upon certain findings by the City Council and the Board, to establish and designate tax increment financing districts within the Project Area and to adopt and implement a tax increment financing plan to accomplish the Plan. In accordance with the Tax Increment Financing Act, the Authority has established Tax Increment Financing District No. 14 in the Project Area as an economic development district described in Section 469.174 subdivision 12, and has adopted the Tax Increment Financing Plan set forth in Article III hereof, which provides for the use of tax increment financing to finance the cost of qualified public activities and improvements in the Project Area, as specified in the Plan and the Tax Increment Financing Plan.

## ARTICLE III - THE TAX INCREMENT FINANCING PLAN FOR TAX INCREMENT FINANCING DISTRICT NO. 14

- Section 3.01 <u>Statement of Objectives</u>. See Sections 3.01 and 4.01 of the Plan for statement of objectives for the Project Area.
- Section 3.02 <u>Statement of Development Program</u>. The Statement of the Development Program for the Development District is set forth in Chapter 4 of the Plan. The Redevelopment Program is set forth in Chapter 3 of the Plan.
- Section 3.03 Parcel(s) to be Included in Tax Increment Financing District No. 14. Tax Increment Financing District No. 14 is described on the attached Exhibit A and includes the parcel identification number(s) or legal description and adjacent roads set forth on the attached Exhibit A.
- Section 3.04 <u>Property to be Acquired</u>. The Authority reserves the right to acquire any property within Tax Increment Financing District No. 14.
- Section 3.05 <u>Development Activity in the Project Area for which Contracts Have Been Signed</u>. The Authority intends to enter into a development agreement with respect to the construction of an approximately 40,000 square foot warehousing, storage and distribution facility. It is expected that a contract will not be signed prior to the establishment of Tax Increment Financing District No. 14.
- Section 3.06 Other Specific Development Expected to Occur within the Project Area. It is anticipated that development will occur within the Project Area. Additional development may occur in the Project Area in the future; however, no contracts have been entered into at this time with respect to such development. The nature and timing of further development cannot accurately be predicted at this time.
- Section 3.07 <u>Estimated Public Costs</u>. The estimated total Public Costs to be paid from Tax Increments is described in <u>Exhibit B</u>.
- Section 3.08 <u>Estimated Amount of Bonded Indebtedness</u>. It is anticipated that Tax Increment Bonds will not be issued to finance the estimated Public Costs of the Redevelopment Plan. The Authority intends to use tax increment financing on a pay as you go basis for an

amount of Public Costs estimated not to exceed \$679,709. The Authority, however, reserves the right to issue Tax Increment Bonds to finance said Public Costs. The balance of such Public Costs will be paid from sources described in Section 3.09 hereof.

- Section 3.09 Sources of Revenue. The revenues to pay the Public Costs of the Project Area are the proceeds of the Tax Increments, Tax Increment Bonds and any other available sources of revenue which the Authority may apply to pay Public Costs.
- Section 3.10 <u>Estimated Recent Net Tax Capacity</u>. The estimated net tax capacity of all taxable property in Tax Increment Financing District No. 14 as most recently certified by the Commissioner of Revenue of the State, being the certification made in 2007 with respect to the net tax capacity of such property as of January 2, 2006, for taxes payable in 2007 is estimated to be \$1.071.

#### Section 3.11 <u>Estimated Captured Net Tax Capacity and Computation of Tax Increment.</u>

- (a) Each year the County Auditor will measure the amount of increase or decrease in the total net tax capacity value of Tax Increment Financing District No. 14 to calculate the Tax Increments payable to the Authority. In any year in which there is an increase in total net tax capacity in Tax Increment Financing District No. 14 above the original net tax capacity, Tax Increments will be payable to the Authority. In any year in which the total net tax capacity in Tax Increment Financing District No. 14 declines below the net tax capacity, no net tax capacity will be captured and no tax increment will be payable.
- (b) The County Auditor shall certify in each year after the date the original net tax capacity was certified, the amount the net tax capacity has increased or decreased as a result of:
  - (1) change in tax exempt status of property;
  - (2) reduction or enlargement of the geographic boundaries of the district;
  - (3) change due to stipulations, adjustments, negotiated or court ordered abatements;
    - (4) change in the use of the property and classification;
    - (5) change in state law governing class rates; and
    - (6) change in connection with previously issued building permits.
- (c) Upon completion of the development expected to occur in Tax Increment Financing District No. 14 the Authority estimates the net tax capacity of taxable property in Tax Increment Financing District No. 14 will be approximately \$100,678.
- (d) The average captured net tax capacity upon completion of development is expected to be approximately \$99,607. The Tax Increments will be captured for up to 8 years

from receipt of the first Tax Increments or until the Public Costs described in the Tax Increment Financing Plan have been paid. The Authority determines that 100% of the available increase in net tax capacity from Tax Increment Financing District No. 14 shall be used for the repayment of any Tax Increment Bonds, and payment of Public Costs of the Project Area in accordance with the Plan and Tax Increment Financing Plan.

Section 3.12 <u>Type of Tax Increment Financing District</u>. Pursuant to Section 469.174, Subdivision 12 of the Tax Increment Financing Act, the Authority has determined that Tax Increment Financing District No. 14 qualifies as an "economic development district" because:

"It will discourage commerce, industry or manufacturing from moving their operations to another state, or it will result in increased employment in the municipality, or it will result in preservation and enhancement of the tax base of the State."

Section 3.13 <u>Duration of Tax Increment Financing District No. 14</u>. The Tax Increment Financing Act allows "economic development districts" to remain in existence for a period of 8 years from the receipt of the first Tax Increments.

## Section 3.14 Estimated Impact of Tax Increment Financing.

- (a) The estimated impact of Tax Increment Financing District No. 14 on the other taxing jurisdictions is set forth on Exhibit C. In accordance with Section 469.175, Subdivision 1, clause (6) of the Tax Increment Financing Act, alternative estimates of the impact have been made, assuming in one case that the captured net tax capacity would be available without creation of the district and in the other case that none of the captured net tax capacity would be available without creating the district. The details are set forth on Exhibit G.
- (b) In accordance with Section 469.175, Subdivision 2, clause (b) of the Tax Increment Financing Act, the fiscal and economic implications of the district are set forth on Exhibit D. The overall impact on the general finances of the Authority, related to the district, is expected to be minimal. The district will contain an approximately 40,000 square foot warehouse, distribution and storage facility. It is the opinion of the Authority that police and fire protection services can be provided to Tax Increment Financing District No. 14 with no identifiable budget impacts or the direct need for any additional capital equipment. The existing sanitary sewer and water systems of the Authority have adequate capacity to serve the development in Tax Increment Financing District No. 14. The needed public infrastructure to provide public services to Tax Increment Financing District No. 14 is already in place. Neither the City nor the Authority will incur borrowing costs attributable to the district.
- Section 3.15 <u>Cash Flow and Other Financial Analysis</u>. See <u>Exhibits E through H</u> attached hereto.
  - Section 3.16 <u>Use of Tax Increment</u>.

- (a) The Authority determines that it will use 100% of the captured net tax capacity of taxable property located in Tax Increment Financing District No. 14 for the following activities:
  - (1) To pay principal and interest on the Tax Increment Bonds.
  - (2) To pay principal and interest on any loans, advances or other payments made to the Authority or for the benefit of the Project Area by a developer.
    - (3) To finance or otherwise pay Public Costs of the Project Area.
  - (4) To finance or otherwise pay premiums and other costs for insurance, credit enhancement, or other security guaranteeing the payment when due of principal and interest on the Tax Increment Bonds or bonds issued pursuant to the Tax Increment Financing Plan or pursuant to Minnesota Statutes, Chapter 462C and Minnesota Statutes, Sections 469.152 to 469.1651, or both.
  - (5) To accumulate or maintain a reserve securing the payment when due of the principal and interest on the Tax Increment Bonds or bonds issued pursuant to Minnesota Statutes, Chapter 462C and Minnesota Statutes, Sections 469.152 to 469.1651, or both.
  - (6) To pay or finance Public Costs described in the Redevelopment Plan and Tax Increment Financing Plan.
  - (7) To finance other Public Costs as may be allowed by the Tax Increment Financing Act.
- (b) Tax Increments shall not be used to circumvent levy limitations applicable to the Authority or the City nor for other purposes prohibited by Section 469.176, Subdivision 4 of the Tax Increment Financing Act.
- Section 3.17 <u>Prior Planned Improvements</u>. The Authority shall, after due and diligent search, accompany its request for certification to the County Auditor with a listing of all properties within Tax Increment Financing District No. 14 for which building permits have been issued during the eighteen (18) months immediately preceding approval of the Tax Increment Financing Plan by the Authority. The County Auditor is required by law to increase the original net tax capacity of Tax Increment Financing District No. 14 by the net tax capacity of the improvements for which the building permit was issued.
- Section 3.18 <u>Modifications of Tax Increment Financing Districts</u>. In accordance with Section 469.175, Subdivision 4 of the Tax Increment Financing Act, any reduction or enlargement of the geographic area of the Project Area or Tax Increment Financing District No. 14, increase in amount of bonded indebtedness to be incurred, including a determination to capitalize interest on debt to be paid on the Tax Increment Bonds if not shown in this Tax Increment Financing Plan, increase the portion of the captured net tax capacity to be retained by the Authority, increase in total estimated Public Costs, including administrative expenses, or

designation of additional property to be acquired by the Authority shall be approved upon the notice and after the discussion, public hearing and findings required for approval of the Tax Increment Financing Plan. The geographic area of a Tax Increment Financing District may be reduced, but shall not be enlarged after five years following the date of certification of the original net tax capacity by the County Auditor. The requirements of this paragraph do not apply if (1) the only modification is elimination of parcels from the project or district and (2)(A) the current tax capacity of the parcels eliminated from the district equals or exceeds the tax capacity of those parcels in the district's original tax capacity or (B) the Authority agrees that, notwithstanding Section 469.177, subdivision 1, the original tax capacity will be reduced by no more than the current tax capacity of the parcels eliminated from the district. The Authority must notify the County Auditor of any modification that reduces or enlarges the geographic area of Tax Increment Financing District No. 14 or the Project Area.

Section 3.19 Limitation on Administrative Expenses. In accordance with Section 469.174, Subdivision 14 and Section 469.176, Subdivision 3 of the Tax Increment Financing Act, administrative expenses means all expenditures of the Authority other than (1) amounts paid for the purchase of land; (2) amounts paid to contractors or others providing materials and services, including architectural and engineering services, directly connected with the physical development of the real property in the Project; (3) relocation benefits paid to or services provided for persons residing or businesses located in the Project; (4) amounts used to pay principal or interest on, fund a reserve for, or sell at a discount bonds issued pursuant to Section 469.178; or (5) amounts used to pay other financial obligations to the extent those obligations were used to finance costs described in clauses (1) to (3). For districts for which the requests for certifications were made before August 1, 1979, or after June 30, 1982, administrative expenses includes amounts paid for services provided by bond counsel, fiscal consultants, and planning or economic development consultants. No Tax Increments shall be used to pay any administrative expenses for a Project which exceed ten percent of the total expenditures authorized by the Tax Increment Financing Plan or the total Project Costs, whichever is less.

Section 3.20 Limitation on Qualification of Property in Tax Increment Financing Districts Not Subject to Improvement. Pursuant to Section 469.176, Subdivision 6 of the Tax Increment Financing Act, "if, after four years from the date of certification of the original net tax capacity of the tax increment financing district..., no demolition, rehabilitation or renovation of property or other site preparation, including qualified improvement of a street adjacent to a parcel but not installation of utility service including sewer or water systems, has been commenced on a parcel located within a tax increment financing district by the Authority or by the owner of the parcel in accordance with the tax increment financing plan, no additional tax increment may be taken from that parcel and the original net tax capacity of that parcel shall be excluded from the original net tax capacity of the tax increment financing district. If the authority or the owner of the parcel subsequently commences demolition, rehabilitation or renovation or other site preparation on that parcel including qualified improvement of a street adjacent to that parcel, in accordance with the tax increment financing plan, the authority shall certify to the county auditor that the activity has commenced, and the county auditor shall certify the net tax capacity thereof as most recently certified by the commissioner of revenue and add it to the original net tax capacity of the tax increment financing district." The Authority must submit to the county auditor evidence that the required activity has taken place for each parcel in

Tax Increment Financing District No. 14. The evidence for a parcel must be submitted by February 1 of the fifth year following the year in which the parcel was certified as included in Tax Increment Financing District No. 14.

#### Section 3.21 Excess Tax Increments.

- (a) Pursuant to Section 469.176, Subdivision 2 of the Tax Increment Financing Act, in any year in which the Tax Increments exceed the amount necessary to pay the Public Costs authorized by the Plan and Tax Increment Financing Plan, including the amount necessary to cancel any tax levy as provided in Section 475.61, Subdivision 3 of the Tax Increment Financing Act, the Authority shall use the excess amount to:
  - (1) prepay the outstanding Tax Increment Bonds;
  - (2) discharge the pledge of Tax Increments thereto;
  - (3) pay into an escrow account dedicated to the payment of the Tax Increment Bonds; or
  - (4) return the excess to the County Auditor for redistribution to the respective taxing jurisdictions in proportion to their respective tax capacity rates.
- (b) In addition, the Authority may, subject to the limitations set forth herein (in particular in Section 4.25), choose to modify the Tax Increment Financing Plan as described in Article III, in order to finance additional Public Costs of the Project Area.

### Section 3.22 Administration of Tax Increment Financing District No. 14.

- (a) Administration of Tax Increment Financing District will be handled by the Executive Director of the Authority.
- (b) The Tax Increments received as a result of increases in the net tax capacity of Tax Increment Financing District No. 14 will be maintained in a special account separate from all other municipal accounts and expended only upon municipal activities identified in the Plan and Tax Increment Financing Plan.

### Section 3.23 Annual Disclosure and Financial Reporting Requirements.

(a) The Authority (by August 15) shall publish an annual statement as required under Section 469.175, Subdivision 5 of the Tax Increment Financing Act showing for Tax Increment Financing District No. 14 the information required to be reported under Section 469.176, Subdivision 6, paragraph (c), clauses (1), (2), (3), (11), (12), (20), and (21) of the Tax Increment Financing Act; the amounts of Tax Increment received and expended in the reporting period; and any additional information the Authority deems necessary.

- (b) In addition, pursuant to Section 469.175, Subdivision 5 of the Tax Increment Financing Act, the Authority must provide the County Board, the County Auditor, the School Board, and the State Auditor on or before August 1 of the year in which the statement must be published a copy of the annual statement.
- (c) Pursuant to Section 469.175, Subdivision 6 of the Tax Increment Financing Act, the Authority must file with the State Auditor on or before August 1, an annual financial report for Tax Increment Financing District No. 14. The report shall also be filed by the Authority with the County Auditor. The report shall include all the information identified in, and comply with the requirements of, Section 469.175, Subdivision 6 of the Tax Increment Financing Act.

IF THE AUTHORITY FAILS TO MAKE A DISCLOSURE OR SUBMIT A REPORT CONTAINING THE INFORMATION REQUIRED BY AND WITHIN THE TIME PROVIDED IN SECTION 469.175, SUBDIVISIONS 5 AND 6 OF THE TAX INCREMENT FINANCING ACT, THE STATE AUDITOR SHALL NOTIFY THE COUNTY AUDITOR TO HOLD THE DISTRIBUTION OF TAX INCREMENT FROM TAX INCREMENT FINANCING DISTRICT NO. 14.

Section 3.24 Reasonable Expectations. As required by the Tax Increment Financing Act, in establishing Tax Increment Financing District No. 14, the determination has been made that the anticipated development would not reasonably be expected to occur solely through private investment within the reasonably foreseeable future and that the increased market value of the site that could reasonably be expected to occur without the use of tax increment financing would be less than the increase in the market value estimated to result from the proposed development after subtracting the present value of the projected Tax Increments for the maximum duration of Tax Increment Financing District No. 14 permitted by the Tax Increment In making said determination, reliance has been placed upon written representations made by a possible developer to such effects and upon Authority staff awareness of the feasibility of developing the project site. A comparative analysis of estimated market values both with and without establishment of Tax Increment Financing District No. 14 and the use of Tax Increments has been performed as described above. Such analysis is on file with the Authority, and indicates that the increase in estimated market value of the proposed development (less the indicated subtractions) exceeds the estimated market value of the site absent the establishment of Tax Increment Financing District No. 14 and the use of Tax Increments.

## Section 3.25 Other Limitations on the Use of Tax Increment.

(a) General Limitations. All revenue derived from Tax Increments shall be used in accordance with this Tax Increment Financing Plan. The revenues shall be used to finance or otherwise pay public capital and administration costs pursuant to the Act and the Plan. These revenues shall not be used to circumvent existing levy limit law. No revenues derived from tax increment shall be used for the construction, renovation, operation or maintenance of a building to be used primarily and regularly for conducting the business of a municipality, county, school district, or any other local unit of government or the state or federal government or for a commons area used as a public park, or a facility used for social, recreational, or conference purposes; this provision shall not prohibit the use of revenues derived from tax increments for

the construction or renovation of a parking structure or of a privately owned facility for conference purposes.

- Restriction on Pooling. At least 80 percent of tax increments from Tax Increment Financing District No. 14 must be expended on activities in Tax Increment Financing District No. 14 or to pay bonds, to the extent that the proceeds of the bonds were used to finance activities within said district or to pay, or secure payment of, debt service on credit enhanced bonds. Not more than 20 percent of said tax increments may be expended, through a development fund or otherwise, on activities outside of Tax Increment Financing District No. 14 except to pay, or secure payment of, debt service on credit enhanced bonds. For purpose of applying this restriction, all administrative expenses must be treated as if they were solely for activities outside of Tax Increment Financing District No. 14.
- (3) Five Year Limitation on Commitment of Tax Increments. Tax increments derived from Tax Increment Financing District No. 14 shall be deemed to have satisfied the 80 percent test set forth in paragraph (2) above only if the five year rule set forth in Section 469.1763, Subd. 3 of the Tax Increment Financing Act, has been satisfied; and beginning with the sixth year following certification of Tax Increment Financing District No. 14, 80 percent of said tax increments that remain after expenditures permitted under said five year rule must be used only to pay previously committed expenditures or credit enhanced bonds as more fully set forth in Section 469.1763, Subd. 4 of the Tax Increment Financing Act.
- Section 3.26 Economic Development or Job Growth; Business Subsidies; Reporting. To the extent applicable, the Authority certifies that will comply with Minnesota Statutes, Sections 116J.993 to 116J.995, which state that a local unit of government granting financial assistance to a business for economic development or job growth purposes, including tax increment financing, must establish business subsidy criteria and approve a business subsidy agreement with the business receiving tax assistance. Minnesota Statutes, Section 116J.993 requires a city providing a business with a subsidy worth \$25,000 to complete a subsidy approval process as described in the statute referenced above. Housing projects and many redevelopment projects are exempt from the requirements. If the business subsidy exceeds \$100,000, the Authority must conduct a public hearing on the subsidy, after providing at least ten (10) days published notice in the local newspaper.
- Section 3.27 <u>Economic Development District</u>. Tax Increment Financing District No. 14 qualifies as an "Economic Development District" within which the activities described in Section 469.176, Subdivision 4c(a)(2) of the Tax Increment Financing Act will be assisted.
- Section 3.28 <u>Requirements for Agreements with Developers</u>. Pursuant to Section 469.176 Subd. 5 of the Tax Increment Financing Act, if more than 10% of the acreage of a Project (which contains an economic development district) is to be acquired by the Authority with proceeds from tax increment bonds then, prior to such acquisition, the Authority must enter into an agreement for the development of the property. Such agreement must provide recourse for the Authority should the development not be completed. The Authority does not expect to make such acquisitions.

Section 3.29 <u>County Road Costs</u>. Pursuant to Section 469.175, Subdivision 1a of the Tax Increment Financing Act, the County board may require the Authority to pay for all or part of the cost of County road improvements if the proposed development to be assisted by Tax Increments will, in the judgment of the County, substantially increase the use of County roads requiring construction of road improvements or other road costs and if the road improvements are not scheduled within the next five years under a capital improvement plan or within five years under another County plan. If the County elects to use Tax Increments to improve County roads, it must notify the Authority within forty-five days of receipt of this Tax Increment Financing Plan. No County road improvements are anticipated.

Section 3.30 Green Acres. Tax Increment Financing District No. 14 does not contain any parcel or part of a parcel that qualified under the provisions of Minnesota Statutes, Sections 273.111 or 273.112 and Chapter 473H for taxes payable in any of the five calendar years before the filing of the request for certification of Tax Increment Financing District No. 14.

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- (a) To the extent applicable, the Authority agrees to comply with Minnesota Statutes, Sections 116J.993 to 116J.995, which states that a local unit of government granting financial assistance to a business for economic development or job growth purposes, including tax increment financing, must establish business subsidy criteria and approve a business subsidy agreement with the business receiving tax assistance. Minnesota Statutes, Section 116J.993 requires a any state or local government agency with the authority to grant a business subsidy worth \$25,000 or more to complete a subsidy approval process as described below. Housing projects and many redevelopment projects are exempt from the requirements.
  - (b) Before granting a business subsidy, the Authority must complete the following:
    - (i) Adopt criteria for awarding business subsidies following a public hearing.
  - (ii) Enter into a subsidy agreement which must include the following information and requirements: (A) a description of the subsidy; (B) a statement of the public purpose and goals of the subsidy; (C) measurable, specific, and tangible wage and job creation goals (or job retention goals, if job loss is specific and demonstrable) to be achieved within two (2) years of receiving the subsidy; (D) a description of the recipient's financial obligation if the goals are not met; (E) a requirement that the recipient must pay back the assistance with interest if goals are not met, although proration to reflect partial fulfillment of goals is permitted; (F) a statement of why the subsidy is needed; (G) a commitment from the recipient to continue operations in the jurisdiction for at least five (5) years; (H) the name and address of the parent company of the recipient; (I) a list of all other financial assistance to the project; and (K) a requirement for the recipient to provide the Authority and the Department of Employment and Economic Development with annual information regarding goals for two years after receiving the subsidy or until the goals are achieved by March 1 for the prior year.

(c) If the business subsidy exceeds \$100,000, the Authority must conduct a public hearing on the subsidy, after providing at least ten (10) days published notice in the local newspaper.

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#### **EXHIBIT A**

Description of Tax Increment Financing District No. 14

Mt. Iron Economic Development Authority

The legal description or parcel identification number(s) of property, located in the above referenced Tax Increment Financing District in the City of Mountain Iron, St. Louis County, Minnesota is (are) as follows:

PARCEL NO.

175-0071-00880

#### **EXHIBIT B**

## **Estimated Project Costs**

Mt. Iron Economic Development Authority
Tax Increment Financing District No. 14

SOURCES	OF FUNDS (Estimates)	
1	Interest Earned	0
2	Tax Increments	1,025,590
3	Developer/Property Owner Deposit	7,500
4	Total Sources	\$1,033,090
USES OF F	UNDS (Estimates) - PUBLIC COSTS	
5	Site Improvements	679,709
6	Public Improvements	0
7	Total Developer Note Principal	679,709
8	Interest @ 6.00% on Line 7	243,331
9	Subtotal - Developer PayGo Total	923,040
10	Developer Paid Administrative Costs	<u>7,500</u>
11	Administrative Cost Allowance	102,550
12	Total Uses	\$1,033,090

#### **ESTIMATE OF BONDED INDEBTEDNESS**

The City does not intend to issue Tax Increment Bonds to finance the above public costs. Rather, the City intends to finance said costs on a pay as you go basis, including the payment of interest thereon via a Tax Increment Revenue Note. The City, however, reserves the right to issue bonds to finance said Public Costs.

#### **EXHIBIT C**

## Impact on Other Taxing Jurisdictions

Mt. Iron Economic Development Authority Tax Increment Financing District No. 14

## ANNUAL TAX INCREMENT

Estimated Annual Average Captured Tax Capacity	\$88,546
Payable 2007 Local Tax Rate	128.696%
Estimated Annual Tax Increment	\$113,955

	TAX CAPACITY	CAPTURED TAX CAPACITY	PERCENT 0.00
City of Mountain Iron St. Louis County School District No. 712 Other	1,589,431 142,944,010 2,657,367	88,546 88,546 88,546	5.57% 0.06% 3.33%

## **DOLLAR IMPACT ON AFFECTED TAXING JURISDICTIONS**

	PAY 07 LOCAL TAX RATE	% OF TOTAL	TAX INCREMENT SHARE	ADDED LOCAL TAX RATE
City of Mountain Iron	62.360%	48.455%	55,217	3.474%
St. Louis County	65.318%	50.754%	57,837	0.040%
School District No. 712	0.000%	0.000%	0	0.000%
Other	1.018%	0.791%	901	
Totals	128.696%	100.000%	113,955	

STATEMENT NO. 1: Assuming that ALL of the captured tax capacity would be available to all taxing jurisdictions even if the City does not create the Tax Increment Financing District, the creation of the District will reduce tax capacities and increase the local tax rate as illustrated in the above tables.

STATEMENT NO. 2: Assuming that NONE of the captured tax capacity would be available to the taxing jurisdiction if the City did not create the Tax Increment Financing District, then the plan has virtually no initial effect on the tax capacities of the taxing jurisdictions. However, once the District is established, allowable costs paid from the increments, and the District is terminated, all taxing jurisdictions will enjoy an improvement in their tax base.

**EXHIBIT D** 

Tax Increment Details As Required By Minnesota Statutes, Section 469.175(2)

Mt. Iron Economic Development Authority Tax Increment Financing District No. 14

			Based o	n Pay 2007 T	ax Rate of =	128.696%	62.360%	65.318%	0.000%	1.018%
TAX INCR. YEAR	TAXES PAYABLE YEAR	/1 EST. TAXABLE MARKET VALUE	NEW TAX CAPACITY	BASE TAX CAPACITY	CAPTURED TAX CAPACITY	EST. TOTAL TAX INCR.	CITY TIF RELATED SHARE	COUNTY TIF RELATED SHARE	SCHOOL TIF RELATED SHARE	OTHER TIF RELATED SHARE
1	2009	75,000	1,125	1,071	54	69	34	35	0	0
2	2010	5,071,400	100,678	1,071	99,607	128,190	62,115	65,061	0	1,014
3	2011	5,071,400	100,678	1,071	99,607	128,190	62,115	65,061	0	1,014
4	2012	5,071,400	100,678	1,071	99,607	128,190	62,115	65,061	0	1,014
5	2013	5,071,400	100,678	1,071	99,607	128,190	62,115	65,061	0	1,014
6	2014	5,071,400	100,678	1,071	99,607	128,190	62,115	65,061	0	1,014
7	2015	5,071,400	100,678	1,071	99,607	128,190	62,115	65,061	0	1,014
8	2016	5,071,400	100,678	1,071	99,607	128,190	62,115	65,061	0	1,014
9	2017	5,071,400	100,678	1,071	99,607	128,190	62,115	65,061	0	1,014

## **EXHIBIT E**

## Captured Tax Capacity and Estimated Tax Increment

Mt. Iron Economic Development Authority Tax Increment Financing District No. 14

ACCI	BUDTIONS

**Date of Final Council Approval** Date Filed With County Auditor 2/18/08 6/30/08 Before

(A) INCR. YEAR NO.	(B) VALUE YEAR	(C) PYMT YEAR	(D) EST. TAXABLE MARKET VALUE	(E) CLASS RATE PART 1	(F) CLASS RATE PART 2	(G) NEW TAX CAPACITY	(H) BASE TAX CAP.	(I) CAPTURED TAX CAPACITY	(J) ASSUMED ORIGINAL LOCAL TAX RATE	(K) 100.00% OF ESTIMATED TAX INCREMENT
Base	2007	2008								20
1	2008	2009	75,000	1.50%	2.00%	1,125	1,071	54	128.696%	69
2	2009	2010	5,071,400	1.50%	2.00%	100,678	1,071	99,607	128.696%	128,190
3	2010	2011	5.071,400	1,50%	2.00%	100,678	1,071	99,607	128.696%	128,190
-		2012	5,071,400	1,50%	2.00%	100 678	1,071	99,607	128.696%	128,190
4	2011			1.50%	2.00%	100,678	1,071	99.607	128.696%	128,190
5	2012	2013	5,071,400		2.00%	100,678	1,071	99,607	128.696%	128,190
6	2013	2014	5,071,400	1.50%		•	1,071	99,607	128.696%	128,190
7	2014	2015	5,071,400	1.50%	2.00%	100,678	•	99.607	128.696%	128,190
8	2015	2016	5,071,400	1.50%	2.00%	100,678	1,071		128.696%	128,190
9	2016	2017	5,071,400	1.50%	2.00%	100,678	1,071	99,607	120.00070	120,150

TOTAL = 1,025,589 88,546

0.00% = Assumed Annual MV Increase Factor

D - See details on next page.

E - Subject to future changes by the legislature.

F - Subject to future changes by the legislature.

G - Part of D\*E plus part of D\*F.

J - The payable 2007 local tax rate. The base rate for the District will be the Payable 2009 Rate.

K - I times J. The actual tax rate that will be applied to determine tax increment each year will be the Certified Original Local Tax Rate or the rate for the then current year, whichever is less.

#### **EXHIBIT F**

## Original Base Tax Capacities of All Parcels in the Tax Increment Financing District

Mt. Iron Economic Development Authority Tax Increment Financing District No. 14

YEAR		NAME OF	ASSES TAX/ MARKET		CL/ RATI		EST. BASE TAX
TAXES Payable	PARCEL NO.	PARCEL OWNER	PART 1	PART 2	PART 1	PART 2	CAPACITY
2008	175-0071-00880	City of Mountain Iron	71,400		1.50%		1,071

TOTALS 71,400 0 1,071

/1 - Subject to future changes by the legislature.

/2 - Values 1/1/08 for Pay 2008 per St. Louis County Website 1/2/08 (Land = \$30,100 + Building = \$41,300 = Total of \$71,400

#### **EXHIBIT G**

Present Value Analysis As Required By Minnesota Statutes, Section 469.175(3)(2)

Mt. Iron Economic Development Authority Tax Increment Financing District No. 14

# PRESENT VALUE ANALYSIS AS REQUIRED BY MINNESOTA STATUTES, SECTION 469.175(3)(2)

1	Estimated Future Market Value w/ Tax Increment Financing Payable 2008 Market Value	5,071,400 71,400
2	Market Value Increase (1-2)	5,000,000
3	Present Value of Future Tax	
А	Increments	755,224
~		4,244,776
5	AMOUNT (3-4)	
	Estimated Future Market Value w/o Tax	
6	Increment Financing	200,000
·	Payable 2008 Market Value	71,400_
7		128,600
8	Market Value Increase (6-7)	4,116,176
9	RESULT (5-8)	4,110,170

Compliance with the above statute is achieved as long as Line 9 is greater than or equal to zero.

## **EXHIBIT H**

## Estimated Semi-Annual Cash Flow

## Mt. Iron Economic Development Authority Tax Increment Financing District No. 14

0 1.025,590 7.500 (7.500) (102,550) (923,040) 0 0 879,709	DATE 8/1/07 1/1/09 8/1/10 8/1/10 2/1/11 8/1/11 2/1/12 8/1/12 2/1/13 8/1/13 2/1/14 8/1/15 2/1/16 8/1/15 2/1/17 8/1/17 2/1/18	INTEREST EARNED @9 0.00% 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	EST. INCR. RECEIPTS 35 64,096 64,095 64,095 64,095 64,095 64,095 64,095 64,095 64,095 64,095 64,095 64,095 64,095 64,095 64,095 64,095 64,095	DEVJ OWNER UPFRONT DEPOSIT 7,500	UPFRONT ADMIN COSTS (7,500)	(3) (3) (6,409) (6,409) (6,409) (6,409) (6,409) (6,409) (6,409) (6,409) (6,409) (6,409) (6,409) (6,409) (6,409) (6,409) (6,409) (6,409) (6,409)	NOTE 1 PAY AS YOU GO TO PROP. OWNER (32) (57,686) (57,686) (57,686) (57,686) (57,686) (57,686) (57,686) (57,686) (57,686) (57,686) (57,686) (57,686) (57,686) (57,686) (57,686) (57,686) (57,686)		CASH FUND BALANCE 0 0 0 0 0 0 0 0 0 0 0 0	PAY GO PRESENT VALUE & 8.00% 1/1/09 30.92 30.01 52.531.43 51,001.39 49.515.91 48,073.70 46,673.49 45,314.07 43,994.24 42,712.86 41,468.80 40,260.97 39,088.32 37,949.82 36,844.49 35,771.35 34,729.48 33,717.93
		0	1.025,590	7,500	(7,500)	(102.550)	(923,040)	0		

<sup>/1 -</sup> Payable only to the extent of available funds.

# COUNCIL LETTER 022008-VIB ADMINISTRATION RESOLUTION NUMBER 09-08

DATE:

February 13, 2008

FROM:

Craig J. Wainio

City Administrator

Resolution Number 09-08 accepts the feasibility report for the overlay of a portion of old highway 169 and calls a public hearing. The report is enclosed for your consideration. The hearing is scheduled for the second meeting in March. Upon completion of the hearing plans and specifications will ordered.

It is recommended that the City Council adopt Resolution Number 09-08 as presented.

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## CITY OF MOUNTAIN IRON

"TACONITE CAPITAL OF THE WORLD"

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### **RESOLUTION NUMBER 09-08**

## RECEIVING REPORT AND CALLING HEARING ON IMPROVEMENT

WHEREAS, pursuant to Resolution Number 03-08 of the City Council adopted January 22, 2008, a report has been prepared by Benchmark Engineering with reference to the improvement of Old Highway 169 from the Costin Plat to approximately one mile west of the Costin Plat by overlayment and this report was received by the City Council on February 20, 2008, and

WHEREAS, the report provides information regarding whether the proposed project is necessary, cost effective, and feasible; whether it should best be made as proposed or in connection with some other improvement; and the estimated cost of the improvement as recommended.

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

- 1. The City Council will consider the improvement of such streets in accordance with the report and the assessment of abutting property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes, Chapter 429 at an estimated total cost of the improvement of \$125,000.
- 2. A public hearing shall be held on such proposed improvement on the 17<sup>th</sup> day of March, 2008, in the Mountain Iron Room of the Community Center at 6:30 p.m. and the City Administrator shall give mailed and published notice of such hearing and improvement as required by law.

DULY ADOPTED BY THE CITY COUNCIL THIS 20<sup>TH</sup> DAY OF FEBRUARY, 2008.

A CONTROL OF	Mayor Gary Skalko
ATTEST:	
City Administrator	

# COUNCIL LETTER 022008-VIC ADMINISTRATION

**RESOLUTION NUMBER 10-08** 

DATE:

February 13, 2008

FROM:

Craig J. Wainio

City Administrator

Resolution Number 10-08 accepts the feasibility report for the construction of infrastructure for Morgan Park Estates and orders that plans and specifications be developed. Due to a petition signed buy 100% of the property owners no public hearing is required. The report is enclosed for your consideration.

It is recommended that the City Council adopt Resolution Number 10-08 as presented.



## CITY OF MOUNTAIN IRON

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## **RESOLUTION NUMBER 10-08**

## ORDERING IMPROVEMENT AND PREPARATION OF PLANS

WHEREAS, a certain petition requesting the improvement of Morgan Park Drive between east line of Mineral Avenue and the end of Morgan Park Drive, was duly presented to the council on the 4th day of February, 2008; and,

WHEREAS, pursuant to resolution of the council adopted February 4, 2008, a report has been prepared by Benchmark Engineering with reference to the improvement and this report was received by the council on February 20, 2008.

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

- 1. The council finds and determines that said petition was signed by all owners of real property abutting upon the street named as the location of the improvement.
- 2. Such improvement is hereby ordered as proposed in the council resolution adopted February 4, 2008.
- Benchmark Engineering is hereby designated as the engineer for this improvement.
   Benchmark engineering shall prepare plans and specifications for the making of such improvement.

## DULY ADOPTED BY THE CITY COUNCIL THIS 20<sup>TH</sup> DAY OF FEBRUARY, 2008.

	Mayor Gary Skalk
ATTEST:	

# COUNCIL LETTER 022008-VID ADMINISTRATION RESOLUTION NUMBER 11-08

DATE:

February 13, 2008

FROM:

Craig J. Wainio

City Administrator

Resolution Number 11-08 accepts the Iron Ranges Resources grant for Morgan Park Estates. The grants was originally developed by the EDA however the IRR places the grant contract in the name of the City therefore a Resolution by the City Council is required.

It is recommended that the City Council adopt Resolution Number 11-08 as presented.



## CITY OF MOUNTAIN IRON

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## **RESOLUTION NUMBER 11-08**

## APPLICATION FOR A GRANT FOR MORGAN PARK ESTATES

To: IRON RANGE RESOURCES COMMISSIONER (hereafter referred to as "the Agency") From: City of Mountain Iron

WHEREAS, the City has performed their own due diligence and are recommending the project for the Agency funds; and

WHEREAS, the City of Mountain Iron (hereafter referred to as the "Applicant") is a municipal corporation organized/operating under the laws of the State of Minnesota; and

WHEREAS, the Applicant has a need for a grant for the Morgan Park Estates construction (hereafter called "the Project"); and

WHEREAS, the Applicant is the owner of the site on which the Project will be undertaken; and WHEREAS, the Applicant has determined that it will need a grant from the Agency for \$200,000 in order to complete the Project; and

WHEREAS, the Applicant is in the process of submitting its application to the Agency requesting a grant of funds to do the said project; and

WHEREAS, the Applicant understands and agrees that the Agency will not provide funds to reimburse the applicant for any costs incurred for the Project prior to the date on which this Project is approved by the Agency.

NOW, THEREFORE BE IT RESOLVED that the Applicant hereby authorizes and approves making application to the Agency for a grant for \$200,000 to provide funds to do the Project.

BE IT FURTHER RESOLVED that the Applicant's Mayor and City Administrator are authorized and directed to sign and submit an application for the said grant monies and all applicable contracts, documents and agreements associated with the grant or the application for it.

BE IT FURTHER RESOLVED that the Applicant agrees and commits that following completion of the Project site and any equipment installed in connection with the Project be in good operating condition, appearance and repair and protect the same from deterioration, reasonable wear and tear resulting from ordinary use of the property and equipment excepted, for as long as the Applicant retains ownership of the Project site.

DULY ADOPTED BY THE CITY COUNCIL THIS 20th DAY OF FEBRUARY, 2008.

ATTEST:		Mayor Gary Skalko
City Administrator	 .59	

## **COUNCIL LETTER 022008-VIF**

## **CITY COUNCIL**

## MINELAND RECLAMATION GRANT

DATE:

February 13, 2008

FROM:

City Council

Craig J. Wainio
City Administrator

As requested at the lass City Council meeting, proposals for the Mineland Reclamation grant program is being placed on the agenda. The following are some staff recommendations:

- New pavilion/overlook, displays, trails, tables and other design elements at the Locomotive Park to coincide with the old town streetscape project. (\$25,000)
- New pavilion/overlook, displays, trails, tables and other design elements at the Wacootah Overlook (\$25,000)

Mayor Skalko requested this item be placed on the agenda with this background information: Reference enclosed letter.

January 28, 2008

Mayor City of Mt. Iron City Hall Mt. Iron, MN 55768



Dear Mayor:

The Iron Range Resources, Mining and Reclamation staff will soon begin work on our budgets for our next fiscal year, which begins July 1, 2008. As part of this annual process, we solicit Mineland Reclamation Community Grant project submissions from cities and townships within the Taconite Assistance Area (TAA) where mining activity has taken place. Iron Range Resources is continuing the annual transition of implementing new procedures for soliciting, evaluating and funding projects through the Mineland Reclamation Community Grants Program.

The change being implemented this year is the institution of a standardized application format. The Mineland Reclamation Community Grants application manual can be downloaded from the Iron Range Resources web site <a href="https://www.ironrangeresources.org">www.ironrangeresources.org</a> The manual is located under "grow your community", "grant programs", "Mineland Reclamation and Restoration". The manual and forms are available in both MS Word and Adobe pdf versions. If you do not have access to the internet and need a hard copy, please contact our office and we will mail you a copy. Please note that the application deadline is March 5, 2008.

Iron Range Resources, along with many of you, is an active participant and promoter of the Laurentian Vision Partnership. Last year, we successfully utilized the Laurentian Vision Partnership to evaluate and recommend Mineland Reclamation Community Grant projects for our agency's funding consideration. Continuing to build upon our past successes, Fiscal Year 2009 projects will also be reviewed by regional subgroups that have been active in the Laurentian Vision Partnership. Projects that implement the vision, mission and goals of the Laurentian Vision Partnership through regional collaboration and impact will be given the highest priority for funding.

For more information on the Laurentian Vision Partnership, please visit their web site at www.LVPMN.org.

2/12.

Sincerely,

Contract applying for a polying & many for a grant which would allow allow for a canopy for a canopy

## **COUNCIL LETTER 022008-VIG**

## **COUNCILOR ROSKOSKI**

## LOCOMOTIVE 806 AT LOCOMOTIVE PARK

DATE:

February 13, 2008

FROM:

Councilor Roskoski

Craig J. Wainio City Administrator

Councilor Roskoski requested this item be placed on the agenda with this background information:

Level Locomotive}
Erect Round-top Canopy over Locomotive} \$50,000.00
Related Work}

Locomotive Park is a major draw for Mountain Iron because of regional and national historic significance. (The Mountain Iron Mine is a Registered National Historic Landmark). The new \$25,000 paint job on the locomotive and tender, that is not even two years old, is starting to deteriorate from exposure to the weather. The locomotive is also leaning to the Northeast. The locomotive should be leveled – the wood wall around the locomotive ballast should be repaired – concrete or an alternative should be placed over the track ballast – a round top canopy that replicates the former round house roof should be erected over the locomotive and tender.

Dear Mayor and fellow Councilors,

The below listed gentlemen have reserved the downstairs of the Library to hold a Firearms Safety Class.

The class is scheduled to begin on March 5th and run for about 3 weeks, Wednesdays and Thursdays.

We are Minnesota State certified instructors.

We in no way receive any sort of reimbursment for teaching this class. We all volunteer our time and resources.

We have used the Library in the past and it has worked out just great.

With that, I would ask that you consider waiving any fees for using the facility.

Thank you for considering this request,

Alan Stanaway

Rory King

Stephen Skogman