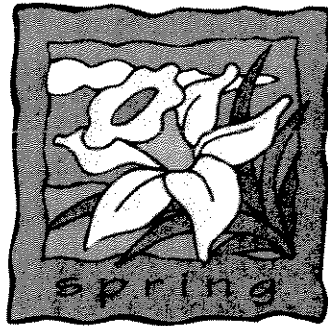


**MOUNTAIN IRON
CITY COUNCIL MEETING
MONDAY
APRIL 4, 2005**



**6:30 P.M.
MOUNTAIN IRON ROOM
MOUNTAIN IRON COMMUNITY
CENTER**

**MOUNTAIN IRON CITY COUNCIL MEETING
COMMUNITY CENTER
MOUNTAIN IRON ROOM
MONDAY, APRIL 4, 2005 - 6:30 P.M.
A G E N D A**

- I. Roll Call
- II. Consent Agenda
 - A. Minutes of the March 21, 2005 Regular Meeting (#1-15)
 - B. Bills and Payroll
 - C. Receipts
 - D. Communications (#46-64)
- III. Public Forum
- IV. Committee and Staff Reports
 - A. Mayor's Report
 - 1. Utility Advisory Board Appointment (#16)
 - 2. St. Louis County Outdoor Recreation Grant (#17-24)
 - B. City Administrator's Report (#29)
 - 1. Loss Control Workshop (#25-28)
 - C. City Engineers Report
 - 1. Pay Request No. 7 (#30-32)
 - D. Fire Department
 - 1. Approval of Hires (#33)
 - E. Personnel Committee/Library Board
 - 1. Assistant Librarian Position (#34-36)
 - F. Street Committee
 - 1. Parkville Street Stop Sign (#37)
 - 2. Crack Sealing (#37)
 - G. Liaison Reports
- V. Unfinished Business
 - A. Street Light Policy (#38)
 - B. Spruce Drive and Aspen Lane Intersection (#39)
 - C. Ann's Acres Street Light Project (#40)
- VI. New Business
 - A. Resolution #08-05 Adopting NIMS (#41-43)
 - B. Messaba Room Spelling (#44)
 - C. Cemetery Funding (#45)
 - D. Communications (#46-64)
- VII. Open Discussion
- VIII. Announcements
 - A. Board of Review – April 12, 2005 at 6:30PM
- IX. Adjourn # Denotes page number in packet

MINUTES
MOUNTAIN IRON CITY COUNCIL
MARCH 21, 2005

Mayor Skalko called the City Council meeting to order at 6:31 p.m. with the following members present: Joe Prebeg, Jr., Allen Nelson, Dale Irish, Ed Roskoski, and Mayor Gary Skalko. Also present were: Craig J. Wainio, City Administrator; Jill M. Forseen, Municipal Services Secretary; Don Kleinschmidt, Director of Public Works; Larry Nanti, Director of Parks and Recreation; and Rod Flannigan, City Engineer.

It was moved by Nelson and supported by Prebeg that the consent agenda be approved as follows:

1. Add the following items to the agenda:
 - IV. A. 1. Letter to Annette Frericks
 2. Declaration for the Firefighters & EMT's
 3. Set up of Mayor's Office
 - VIII. 1. Mesabi Humane Society Membership
 2. EDA items
2. Approve the minutes of the March 7, 2005, City Council meeting with the following corrections:

Page 3, Paragraph 3, "...City Council packet being sent to the residents in the Spring Park area and South Grove area along with a cover letters being sent out..."

Page 3, Paragraph 7, ".....water problems, and fire protection, to be listed appropriately in all future directories."
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 March 1-15, 2005, totaling \$156,999.94, (a list is attached and made a part of these minutes).
5. To authorize the payments of the bills and payroll for the period March 1-15, 2005, totaling \$124,531.53, (a list is attached and made a part of these minutes).

The motion carried unanimously on a roll call vote.

At 6:37 p.m., it was moved by Nelson and supported by Prebeg to recess the regular meeting and open the public hearing on JOBZ. The motion carried.

The City Administrator stated that the public hearing was for JOBZ benefits for Precision Testing Incorporated.

Councilor Roskoski questioned the procedure completed for the JOBZ designation. He said that some of the things should have been completed prior to the public hearing being set. He said that an application and the review by the Economic Development Authority (EDA) have not been completed. The City Administrator stated that the EDA made a recommendation to give Precision Testing Incorporated JOBZ benefits. The Administrator said that there was no time frame set to have the application completed. Councilor Irish said that he contacted the JOBZ Coordinator and he was advised that with the tax subsidies issues, it is everything or nothing. Councilor Irish also stated that a relocation agreement was not prepared. Councilor Irish said that he would like all the information to go back to the state for their consideration.

At 6:47 p.m., it was moved by Irish and supported by Prebeg to close the public hearing and reconvene the regular meeting. The motion carried.

It was moved by Prebeg and supported by Skalko to direct City Staff to prepare a Declaration of Appreciation for the Mountain Iron Volunteer Firefighters and the Emergency Medical Technicians for the meeting in Virginia on May 6, 2005 hosted by the Virginia Area Ministerial Association. The motion carried.

It was moved by Skalko and supported by Irish to forward a letter to Annette Frericks thanking her for Roman Frericks' years of service on the Utility Advisory Board. The motion carried.

The Mayor stated that he would like to ask Annette Frericks if she would like to complete the remaining term of her husband on the Utility Advisory Board.

The Mayor requested that City Staff set up a Mayor's office for him at the City Hall to include a desk, phone, and file cabinet with this being completed by the first week in April.

It was moved by Prebeg and supported by Nelson to authorize the large trash pickup to be held the weeks of June 6th and June 13th, 2005, at a cost of \$5.00 per participant. The motion carried.

The Street Light Policy will be considered at the April 4, 2005 meeting.

It was moved by Prebeg and supported by Nelson to approve the sewer rate for residential charges at \$10.00 per month service charge plus \$1.50 per 1,000 gallons of water used and the commercial charges at \$20.00 per month service charge plus a \$1.50 per 1,000 gallons of water used, using the average water consumption used during the months of January, February, and March for the residential summer rate. The **motion failed** on the following roll call vote: Nelson, yes; Irish, no; Roskoski, no; Prebeg, yes; and Skalko, no.

It was moved by Roskoski and supported by Skalko to approve the sewer rate for residential charges at \$10.00 per month service charge plus \$1.00 per 1,000 gallons of water used and the commercial charges at \$20.00 per month service charge plus a \$3.00 per 1,000 gallons of water used, using the average water consumption used during the months of January, February, and March for the residential summer rate. And further, this rate would take effect on April 1, 2005. The motion carried on the following roll call vote: Irish, yes; Roskoski, yes; Prebeg, yes; Nelson, no; and Skalko, yes.

It was moved by Prebeg and supported by Nelson to approve the caretaker contract for services with Wilbur and Violette Ball for West Two Rivers Campground for the 2005 season and authorize an increase in the contract of \$25 per week for a total of \$525 for the 17 week season. The motion carried on a roll call vote.

It was moved by Skalko and supported by Roskoski to direct City Staff to keep the same policy as last year for the temporary 40 hour per week positions that are on the public utilities and street department being 18 years or older as of the date work would begin. If there are more applicants than positions, then the City would go to a lottery system. And further, to have City Staff use the same list for other temporary positions that open during other times of the year. The motion carried.

It was moved by Roskoski and supported by Irish to add to the list of criteria for the all season temporary employment policy that all employment position, rates of pay, length of employment and how many employees are needed must be authorized by the City Council prior to any advertising being published. And further, all employment opportunities will be advertised in the Mesabi Daily News, several times, under the appropriate heading in the paper. And further, the Council will make the final approval of the list of employees. The motion carried with Prebeg and Nelson voting no.

It was moved by Roskoski and supported by Skalko to authorize Councilor Irish to work with the City Attorney to find out the right-of-way ownership on Monkey Road in Parkville. The motion carried with Nelson voting no.

The Recreation Director requested that the Council clarify that the Recreation Board can hire the employees for his department, i.e. ground keeper, lifeguards, coaches and umpires. It was the consensus of the Council to have the Park and Recreation Board interview and recommend to the City Council for hiring, employees for their department.

During the Liaison reports, Councilor Roskoski reported that at the last Library Board meeting, the board met with Erik Wedge to review the final tuck pointing, lentils, drain tile, basement renovation, elevator, sidewalk, and handicapped parking. He said that there was one glitch that surfaced and Mr. Wedge would be making a change. Councilor Roskoski stated that when someone uses the back door to get into the library to use the elevator, the Librarian can not see that area, so there will be some sort of light or sound alarm whenever someone uses the back door.

It was moved by Roskoski and supported by Skalko to authorize the Library Board and Librarian to hold a use book sale at the Mountain Iron Public Library beginning March 21st through 31st with the revenues received being turned into the City General Fund. The motion carried.

It was moved by Roskoski and supported by Irish to direct City Staff to work with the City Attorney, maybe property owners of the Mashkenode Lake Area, and Taylor Investments (the developer) to discuss the installation of cul de sac along the west area of the Mashkenode Lake Development. The motion carried with Nelson voting no.

It was moved by Roskoski and supported by Irish that with regards to the sidewalk that is east of the Ken Jacobsen alley (5738 Mineral Avenue) that:

1. the boulevard area between the sidewalk and the curb be sodded or seeded along the entire length; and
2. that the area south of the sidewalk be brushed, cleaned up, fill added where necessary up to the width of six feet or more and be sodded or seeded along the entire length; and
3. all work will be done with city employees and equipment; and
4. the completion date would be by Fall freeze up of 2005.

The motion carried with Nelson and Prebeg voting no.

Barb Politano and William Buria, Calvary Cemetery Association Members, were present and requested that the City Council consider contributing \$12,500 from the Mining Effects fund for a joint venture to construct an addition of a modern office and reception area to the Calvary Cemetery Association building.

It was moved by Skalko and supported by Roskoski that the City of Mountain Iron go on record allocating \$12,500 of mining effects funds in the 2006 budget to be put toward the Calvary Cemetery Association building addition. The motion carried with Irish voting no.

Mr. Buria requested that the Council authorize the City Engineer to survey the Calvary Cemetery Association property located in Mountain Iron. The Council took no action on the request.

It was moved by Skalko and supported by Irish to adopt Resolution Number 06-05, authorizing and providing for the incurrence of indebtedness in the principal amount of \$300,000.00 for the purpose of providing a portion of the cost of acquiring and constructing an accessible public library providing for the collection, handling, and disposition of revenues therefrom, and authorizing makings of promissory notes, security instruments. And pledges of revenues to evidence and secure the payment of said indebtedness and for related purposes, (a copy is attached and made a part of these minutes). The motion carried.

It was moved by Skalko and supported by Prebeg to adopt Resolution Number 07-05, supporting the Mountain Iron D.A.R.E. fundraiser, (a copy is attached and made a part of these minutes). The motion carried.

It was moved by Nelson and supported by Prebeg to direct the City Engineer and City Staff to work together to come up with a recommendation to fix Heather Avenue. After some discussion, Councilor Nelson amended the motion to direct the City Engineer to investigation completing some type of trenching for drainage on the road. Councilor Prebeg supported the amendment. The amended motion carried unanimously.

It was moved by Roskoski to direct City Staff to reschedule the custodial staff to allow for an additional 1-2 hours per week to work at the Mountain Iron Library with no overtime. After further discussion, Councilor Roskoski **withdrew his motion**.

It was moved by Irish and supported by Roskoski to direct City Staff to contact U. S. Steel Corporation to ask them how long the trucks will be hauling taconite concentrate on Mineral Avenue. The motion carried with Nelson and Prebeg voting no.

It was moved by Roskoski and supported by Irish to change the spending cap limit for the Administrative Staff from \$2,500 to \$1,000 and if there is something more than \$1,000, of an emergency nature, that can't wait until the next City Council meeting, that the Administrative Staff check with the Mayor for authorization. After further discussion, Councilor Roskoski amended the motion that the cap be \$2,500 in the case of an emergency with the Administrative Staff justifying the emergency to the City Council after the fact. Councilor Irish supported the amendment. The **motion failed** with Councilor Prebeg, Councilor Nelson and Mayor Skalko voting no.

It was moved by Roskoski and supported by Nelson that because the curb and gutter on the inside gutter of Mountain Iron Drive and 13th Street by the Voyageur Motel, 5476 Mountain Iron Drive, juts, sticks up, and forces driver's vehicles potentially into the other lane that Benchmark Engineering be authorized to survey and find out if there is additional public property available in that area to move the curb and gutter in, which would be more easterly. The motion carried.

Councilor Prebeg advised the Council that the Personnel Committee met before the City Council meeting regarding the personnel issue. He stated that there would be a letter drafted concerning the issue and it was suggested that the Council meet in closed session at the next meeting that the City Attorney is in attendance.

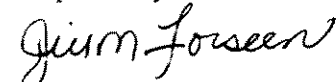
During the open discussion, Councilor Roskoski asked if anyone had any additional information regarding the issues taking place at the Mesabi Humane Society because of the City's contributions to operate the facility. No one had any additional information to offer.

Also during the open discussion, Councilor Roskoski said that at the last EDA meeting, there was a deal with a prospective business to locate on the tailing pond at a cost of \$20,000 for 80 acres with JOBZ benefits applied. Councilor Roskoski said that the City is spending \$70,000 to clean up the dump. He further stated that the EDA voted to not accept the deal. Councilor Nelson clarified said that this was a rough draft prepared by the company that was interested in the lot.

Councilor Nelson advised the Council that he wouldn't be able to attend the March 31, 2005 special meeting.

At 9:00 p.m., it was moved by Nelson and supported by Roskoski that the meeting be adjourned. The motion carried.

Respectfully submitted:



Jim M. Forseen, CMC/MMCA
Municipal Services Secretary
www.mtniron.com

COMMUNICATIONS

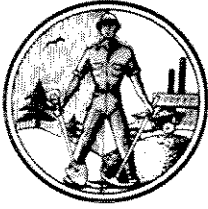
1. League of Minnesota Cities, forwarding the March 11, 2005, Friday fax.
2. Mountain Iron-Buhl Class of 2005, forwarding a thank you for the contribution to the All Night Graduation Party.
3. League of Minnesota Cities, forwarding the March 18, 2005, Friday fax.
4. Coalition of Greater Minnesota Cities, forward a memorandum concerning the CGMC's proposed amendments to the "Clean Water Legacy Act".
5. Small Cities Action Update, a e-mail with contact information regarding the budget resolution.
6. Fleherty & Hood, forwarding a letter sent to the League of Minnesota Cities regarding the "Clean Water Legacy Act".

Summary By Category And Distribution

Category	Distribution	Amount
UTILITY	UTILITY	117,186.56
CAMPGROUND RECEIPTS	FEES	156.00
METER DEPOSITS	ELECTRIC	2,650.00
CHARGE FOR SERVICES	REFUSE REMOVAL-CHG FOR SERVICE	4,935.54
BUILDING RENTALS	BUILDING RENTAL DEPOSITS	550.00
MISCELLANEOUS	REIMBURSEMENTS	27,343.95
MISCELLANEOUS	ASSESSMENT SEARCHES	10.00
COPIES	COPIES	8.75
CD INTEREST	CD INTEREST 101	774.79
CD INTEREST	CD INTEREST 301	819.05
CD INTEREST	CD INTEREST 378	376.25
CD INTEREST	CD INTEREST 602	144.41
CD INTEREST	CD INTEREST 603	321.23
CD INTEREST	CD INTEREST 103	1,238.91
PERMITS	BUILDING	234.50
BUILDING RENTALS	COMMUNITY CENTER	175.00
BUILDING RENTALS	NICHOLS HALL	70.00
LICENSES	ANIMAL	5.00
Summary Totals:		<u>156,999.94</u>

Check Issue Date(s): 03/10/2005 - 03/23/2005

Per	Date	Check No	Vendor No	Payee	Check GL Acct	Amount
03/05	03/16/2005	31361	130011	MOUNTAIN IRON POSTMASTER	002-20200	284.41
03/05	03/22/2005	31362	10013	A T & T INFORMATION SYSTEMS	002-20200	69.01
03/05	03/22/2005	31363	10008	AIRGAS NORTH CENTRAL	002-20200	108.60
03/05	03/22/2005	31364	10001	ARROWHEAD ECONOMIC OPPORTUNI	002-20200	100.00
03/05	03/22/2005	31365	10021	ARROWHEAD LIBRARY SYSTEM	002-20200	250.00
03/05	03/22/2005	31366	3009	BECKY GREENEY	002-20200	100.00
03/05	03/22/2005	31367	20022	BENCHMARK ENGINEERING INC	002-20200	3,735.00
03/05	03/22/2005	31368	20014	BORDER STATES ELECTRIC SUPPLY	002-20200	245.34
03/05	03/22/2005	31369	20007	BP	002-20200	3,112.86
03/05	03/22/2005	31370	3015	BRYLEIGH COLLINS	002-20200	88.45
03/05	03/22/2005	31371	30061	CELLULARONE	002-20200	483.14
03/05	03/22/2005	31372	3017	CHAD STEWART	002-20200	67.94
03/05	03/22/2005	31373	3008	CHRIS LUZOVICH	002-20200	100.00
03/05	03/22/2005	31374	30053	CONSOLIDATED TRADING COMPANY	002-20200	619.11
03/05	03/22/2005	31375	110005	DON KLEINSCHMIDT	002-20200	83.50
03/05	03/22/2005	31376	40010	DULUTH WINNIPEG AND PACIFIC RR	002-20200	511.45
03/05	03/22/2005	31377	500012	ERA LABORATORIES INC	002-20200	299.80
03/05	03/22/2005	31378	60026	FASTENAL COMPANY	002-20200	78.07
03/05	03/22/2005	31379	60005	FRYBERGER BUCHANAN SMITH &	002-20200	585.00
03/05	03/22/2005	31380	80022	HAWKINS INC	002-20200	2,483.06
03/05	03/22/2005	31381	90006	IRON TRAIL MOTORS	002-20200	63.50
03/05	03/22/2005	31382	60018	JILL M FORSEEN	002-20200	150.66
03/05	03/22/2005	31383	120006	L & M SUPPLY	002-20200	444.12
03/05	03/22/2005	31384	120002	LAWSON PRODUCTS INC	002-20200	1,053.71
03/05	03/22/2005	31385	120031	LIBRARY ONE DIRECT	002-20200	67.80
03/05	03/22/2005	31386	3010	MARGARET SOYRING	002-20200	50.00
03/05	03/22/2005	31387	130023	MINNESOTA CHAPTER IAAI	002-20200	25.00
03/05	03/22/2005	31388	130015	MOUNTAIN IRON PUBLIC UTILITIES	002-20200	13,420.88
03/05	03/22/2005	31389	140004	NORTHERN ENGINE & SUPPLY INC	002-20200	425.65
03/05	03/22/2005	31390	150014	ONE CALL CONCEPTS INC	002-20200	5.40
03/05	03/22/2005	31391	160038	PITNEY BOWES	002-20200	272.47
03/05	03/22/2005	31392	3013	QUENTIN ALLEN	002-20200	96.07
03/05	03/22/2005	31393	170007	QUILL CORPORATION	002-20200	329.33
03/05	03/22/2005	31394	170001	QWEST	002-20200	372.67
03/05	03/22/2005	31395	3012	RAYMOND REDCLIFFE	002-20200	54.06
03/05	03/22/2005	31396	3011	RICHARD ERICKSON	002-20200	100.00
03/05	03/22/2005	31397	3014	SARAH GILLEY AND STEVEN RHODE	002-20200	88.89
03/05	03/22/2005	31398	190068	SATELLITE SHELTERS INC	002-20200	214.07
03/05	03/22/2005	31399	190010	SEPPI BROTHERS	002-20200	81.47
03/05	03/22/2005	31400	190008	SILVER LAKE FLORAL	002-20200	49.52
03/05	03/22/2005	31401	190024	ST LOUIS CO SHERIFF LITMAN	002-20200	34,166.66
03/05	03/22/2005	31402	190002	ST LOUIS COUNTY AUDITOR	002-20200	91.88
03/05	03/22/2005	31403	190039	ST LOUIS COUNTY RECORDERS OFFC	002-20200	1.65
03/05	03/22/2005	31404	210028	U S BANK CORP TRUST SERVICES	002-20200	373.75
03/05	03/22/2005	31405	3016	VICKY LAKOSKY	002-20200	66.66
03/05	03/22/2005	31406	220014	VIKING INDUSTRIAL NORTH	002-20200	280.19
03/05	03/22/2005	31407	220020	VISA	002-20200	5,209.76
03/05	03/22/2005	31408	230004	WENCK ASSOCIATES INC	002-20200	1,159.24
03/05	03/22/2005	31409	230005	WESCO DISTRIBUTION INC	002-20200	343.45
03/05	03/22/2005	31410	240001	XEROX CORPORATION	002-20200	386.80
Totals:						72,850.05
Payroll-PP Ending 3/11/05						51,681.50
TOTAL EXPENDITURES						<u>\$124,531.55</u>



CITY OF MOUNTAIN IRON

"TACONITE CAPITAL OF THE WORLD"

PHONE: 218-748-7570 • FAX: 218-748-7573 • www.mtniron.com
8586 ENTERPRISE DRIVE SOUTH • MOUNTAIN IRON, MN • 55768-8260

RESOLUTION NUMBER 06-05

AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS EN THE PRINCIPAL AMOUNT OF \$300,000.00 FOR THE PURPOSE PROVIDING A PORTION OF THE COST OF ACQUIRING AND CONSTRUCTING AN ACCESSIBLE PUBLIC LIBRARY PROVIDING FOR THE COLLECTION, HANDLING, AND DISPOSITION OF REVENUES THEREFROM, AND AUTHORIZING MAKINGS OF PROMISSORY NOTES, SECURITY INSTRUMENTS. AND PLEDGES OF REVENUES TO EVIDENCE AND SECURE THE PAYMENT OF SAID INDEBTEDNESS AND FOR RELATED PURPOSES.

WHEREAS, the City of Mountain Iron, (hereinafter referred to as the "Organization"), was organized under Minnesota State Statutes for the purpose of providing public services including a public library (hereinafter referred to as the "Facility") to serve the members of the said Organization; and

WHEREAS, a meeting of the members of the said Organization was held on the 21st day of March, 2005, pursuant to proper notice thereof to consider plans for the acquisition, construction, and methods of financing the Facility; and, as shown by the minutes of said meeting, of the five members of record of the Organization there were five present and voting and by a recorded vote, the Facility and its financing were authorized; and,

WHEREAS, the proposed Facility is to be constructed and in accordance with plans and specifications prepared by Damberg, Scott, Gerzina, and Wagner Architects, Inc. and in order to finance the Facility, the City Council (hereinafter referred to as the "Board") is authorized and empowered, in their discretion, for and in the name of the Organization, to make application to the United States of America, through the United States Department of Agriculture, (hereinafter referred to as the "Government"), for financial assistance; to cause the execution and delivery of an installment promissory note or notes or other evidence of indebtedness (hereinafter referred to as the "Note"), and appropriate security instruments to secure any loan or loans made or insured by the Government; to comply with any requirements, terms or conditions prescribed by the Government or by Government regulations; and to execute contracts or enter into agreements and, without limitation, to take any and all other action as may be necessary, incidental or appropriate to finance, acquire, construct, complete or equip the Facility for and on behalf of the Organization.

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

Section 1. (Determination of Board). That it is necessary to defray a portion of the costs of financing the Facility by obtaining a loan made or insured by the Government in accordance with applicable provisions of the Consolidated Farm and Rural Development Act, it being determined that the Organization is unable to obtain sufficient credit elsewhere to finance the Facility, taking into consideration prevailing private and cooperative rates and terms currently available;

Section 2. (Terms of Loan). That the Organization borrow \$ 300,000.00 and issue as evidence thereof Note in the form prescribed by the Government for the full principal amount of the loan. The note shall be signed by the President, attested by the Secretary and if necessary, have the corporate seal of the Organization affixed thereto, and shall bear interest from its date, which shall be the date of delivery, at a rate not to exceed 4.5000 percent per annum; the principal and interest shall be paid over a period of 30 years in accordance with the payment schedule set forth in the Note, until the principal and interest are fully paid except the final payment of the entire indebtedness, not sooner paid, shall be due and payable 30 years from the date of the Note. Each payment shall be applied first to the payment of the accrued interest and second to the payment of the principal, Prepayments of any installment may be made in any amount at any time at the option of the Organization.

Section 3. (Assignment and Pledge of Revenue). The indebtedness hereby authorized to be incurred, together with the interest thereon, shall be payable from the gross income and revenue to be derived from the operation of the Facility, a sufficient portion of which, to pay the principal and interest as and when the same shall become due, is hereby assigned, and pledged and shall be set aside for that purpose and this assignment and pledge shall extend to and include any assessments that may be levied pursuant to Section 5 (d) hereof.

Section 4. (Protection and Disposition of Funds). The City Administrator of the Organization shall be the custodian of all funds of the Organization. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system. The City Administrator is hereby directed to establish the following accounts into which the current funds of the Organization, Note proceeds, the revenues from the Facility and any other income shall be deposited, which accounts shall be continually maintained, except as otherwise provided, so long as the indebtedness hereby authorized remains unpaid:

- (a) Construction Account. The proceeds of the Note, hereby authorized not disbursed contemporaneously with loan closing for incurred Facility costs, and at least the amount of \$0.00 to be contributed by the Organization from the collection of initial connection fees, membership fees or contributions shall be deposited in an account designated as the Construction Account which shall be established as

required by the Government. Withdrawals from the construction account shall be made only on checks signed by the City Administrator of the Organization as authorized by the Board from time to time, and with prior concurrence of the Government. At the option of the Government, the construction account may be established as a "supervised bank account". Amounts in the supervised bank account exceeding \$100,000 shall be secured by the depository bank in advance in accordance with 31 C.F.R. part 22. Withdrawals from a supervised bank account shall be made only on checks signed by the City Administrator of the Organization and countersigned by an authorized official of the Government. The Organizations share of any insurance or liquidated damages and other monies paid by defaulting contractors or their sureties will be deposited in the Construction Account to assure completion of the Facility. When all construction costs have been paid in full, any balance remaining in the Construction Account may be applied on the loan or used for other authorized purposes that have been approved by the Government and the Construction Account shall be closed.

- (b) General Account. As soon as the Facility becomes revenue producing, all funds received shall be set aside in an account to be designated as the General Account. Disbursements and transfers from this account shall be for: debt service, operations and maintenance, and transfers to an account designated as the Reserve Account. Monies deposited in the General Account shall be used only in the manner and order as follows:
 - (1) Organizations making monthly Government debt service payments shall use the General Account for making such payments plus operating and maintenance expenses. Any remaining funds will be transferred from this account to the Reserve Account in accordance with (d) below.
 - (2) Borrowers making other than monthly Government debt service payments shall first use the General Account to pay operating and maintenance expenses. Then other transfers from his account will be made in the following order: (i) To an account designated as the Debt Service Account will be made in accordance with (c) below, (ii) Transfers to the Reserve Account will be made in accordance with (d) below.
- (c) Debt Service Account. Organizations making other than monthly debt service payments, shall transfer subject to income availability from the General Account to the Debt Service Account, a sum not to increase the next installment on the note.
- (d) Reserve Account. From the remaining funds in the General Account, after transfers and payments required in (b) (1) or (b) (2) and (c), there shall be set aside into the Reserve Account the sum of \$0.00 each month until there is accumulated in that account the sum of \$0.00 after which deposits may be suspended, except to replace withdrawals. When necessary, disbursements may be used for payments due on the Note if sufficient funds are not available in the

General or Debt Service Account. With the prior written approval of the Government, funds may be withdrawn for:

- (1) paying the cost of repairing or replacing any damage to the Facility which may have been caused by catastrophe, or
- (2) making extensions or improvements to the Facility.

Whenever disbursements are made from the Reserve Account, monthly deposits shall then be resumed until there is again accumulated the amount \$0.00, at which time deposits may be discontinued. Whenever there shall accumulate in the General Account, amounts in excess of those required in subsections (b) (1) and (2), (c) and (d), such excess will be used by the Organization to make prepayments on the loan or retained in the General Account. The accounts required in subsections (b) (1) and (2), (c) and (d) may be established and maintained as bookkeeping accounts or as separate bank accounts at the election of the Organization, unless otherwise directed by the Government.

Section 5. (Other Covenants and Agreements of the Organization). The Organization covenants and agrees that so long as the indebtedness hereby authorized remains unpaid:

- (a) It will indemnify the Government for any payments made or losses suffered by the Government.
- (b) It will comply with applicable state laws and regulations and continually operate and maintain the Facility in good condition.
- (c) It will impose and collect such rates and charges that gross revenues will be sufficient at all times to provide for the payment of the operation and maintenance thereof and the installment payments on the Note and the maintenance of the various accounts herein created. All service rendered by or use of the Facility shall be subject to the full rates prescribed in the rules and regulations of the Organization.
- (d) If, for any reason, gross revenues are insufficient, it will cause to be levied and collected such assessments as may be necessary to operate and maintain the Facility in good condition and meet installment payments on the Note as the same become due.
- (e) It will (i) establish and maintain such books and records relating to the operation of the Facility and its financial affairs, (ii) will provide for the annual audit thereof in such manner as may be required by the Government, (iii) will provide the Government without its request a copy of each such audit, and (iv) will make and forward to the Government such additional information and reports as it may from time to time require.

- (f) It will provide the Government, at all reasonable times, access to the Facility and all its books and records so that the Government may ascertain that the Organizations complying with the provisions hereof and with the provisions of other instruments incident to the making or insuring of the loan.
- (g) It will maintain at least such insurance and fidelity bond or employee dishonesty coverage as may be required by the Government.
- (h) It will not borrow any money from any source or enter into any contract or agreement or incur any other liabilities in connection with making extensions or improvements to the Facility, exclusive of normal maintenance, without obtaining the prior written consent of the Government.
- (i) It will not cause or permit any voluntary dissolution of the Organization or merge or consolidate with an other organization, without obtaining the prior written consent of the Government. It will not dispose of, or transfer title to the Facility or any part thereof, including lands and interest in lands by sale, security instrument, lease or other encumbrance, without obtaining the prior written consent of the Government. Revenue, in excess of the amount required to maintain the accounts described by Section 4 herein, will not be distributed or transferred to any other organization or legal entity.
- (j) It will not modify or amend its organizational documents, including any articles of incorporation or bylaws without the written consent of the Government.
- (k) It will provide adequate service to all persons within the service area who can feasibly and legally be served and will obtain Government's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the Organization or public body.
- (l) All present and future contract rights, accounts receivable, and general intangibles arising in connection with the Facility are pledged as security for the loan.
- (m) It will comply with the measures identified in the Governments environmental impact analysis for this Facility for the purpose of avoiding or reducing the adverse environmental impacts of the Facility's construction or operation.

Section 6. (Security Instruments). In order to secure the payment of the principal and interest of the Note, the President and Secretary of the Organization are hereby authorized and directed to execute and deliver good and sufficient lien instruments, where necessary, encumbering the properties and assets, both real and personal, constituting said Facility, as completed, or as the same may be thereafter extended, including an assignment and pledge of revenues and such other instruments as may be prescribed by the Government.

Section 7. (Refinancing). If at any time it shall appear to the Government that the Organization is able to refinance the amount of the indebtedness then outstanding, in whole or in part, by obtaining a loan for such purposes from responsible cooperative or private credit sources, at reasonable rates and terms for loans for similar purposes and periods of time the Organization will, upon request of the Government, apply for, and accept, such loan in sufficient amount to repay the Government and will take all such actions as may be required in connection with such loan.

Section 8. ("Equal Employment Opportunity under Construction Contracts and Nondiscrimination"). The President and the Secretary be and they are authorized and directed to execute for and on behalf of the Organization, Form RD 400-1, "Equal Opportunity Agreement", and Form RD 400-4, "Assurance Agreement".

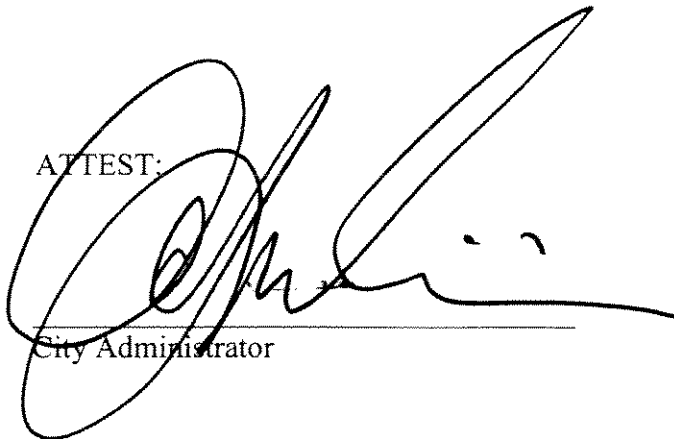
Section 9. (Authorization of Officials). In the case of a grant in the sum not to exceed \$0.00 the Organization hereby accepts the grant under the terms as offered by the Government and that the N/A and N/A of the Organization are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant and the Organization hereby resolves to operate the Facility under the terms as offered in said grant agreements.

Section 10. (Cross Default). Default under the provisions of this agreement or any instrument incident to the making or issuing of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Organization, and default under any such instrument may be construed by the Government to constitute default hereunder.

Section 11. (Resolution of Contract). The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instruments, shall constitute a contract between the Organization and the Government or assignee so long as the note hereby authorized remains unpaid.

DULY ADOPTED BY THE CITY COUNCIL THIS 21ST DAY OF MARCH, 2005.

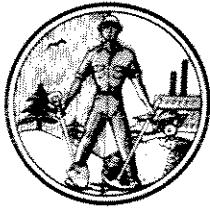
ATTEST:



City Administrator



Mayor Gary Skalko



CITY OF MOUNTAIN IRON

"TACONITE CAPITAL OF THE WORLD"

PHONE: 218-748-7570 • FAX: 218-748-7573 • www.mtniron.com
8586 ENTERPRISE DRIVE SOUTH • MOUNTAIN IRON, MN • 55768-8260

RESOLUTION NUMBER 07-05

SUPPORTING MOUNTAIN IRON DARE FUNDRAISER

WHEREAS, the City of Mountain Iron feels that the DARE Program is valuable for the students of our community; and,

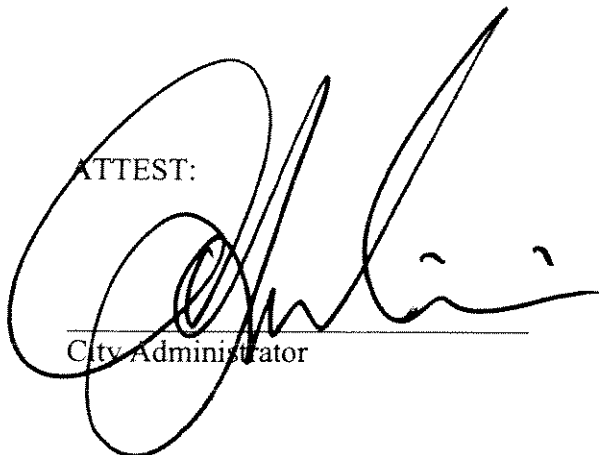
WHEREAS, April 21, 2005, is the date of the Mountain Iron DARE Fundraiser at the Mountain Iron Community Center.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MOUNTAIN IRON, MINNESOTA, that it fully supports and endorses the efforts of the Mountain Iron DARE Fundraiser.

AND BE IF FURTHER RESOLVED BY THE MOUNTAIN IRON CITY COUNCIL, that it endorses the use of City Staff and facilities for the DARE Fundraiser on April 21, 2005.

DULY ADOPTED BY THE CITY COUNCIL THIS 21st DAY OF MARCH, 2005.

ATTEST:



City Administrator

Mayor Gary Skalko

COUNCIL LETTER 040405-IVA1

MAYOR SKALKO

UAB APPOINTMENT

DATE: March 31, 2005
FROM: Mayor Gary Skalko
Craig J. Wainio
City Administrator

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

Appoint Dori Bergman to fill the unexpired term of Mr. Roman Frericks. Term to expire on December 31, 2006.

COUNCIL LETTER 040405-IVA2

MAYOR SKALKO

RECREATION GRANT

DATE: March 31, 2005

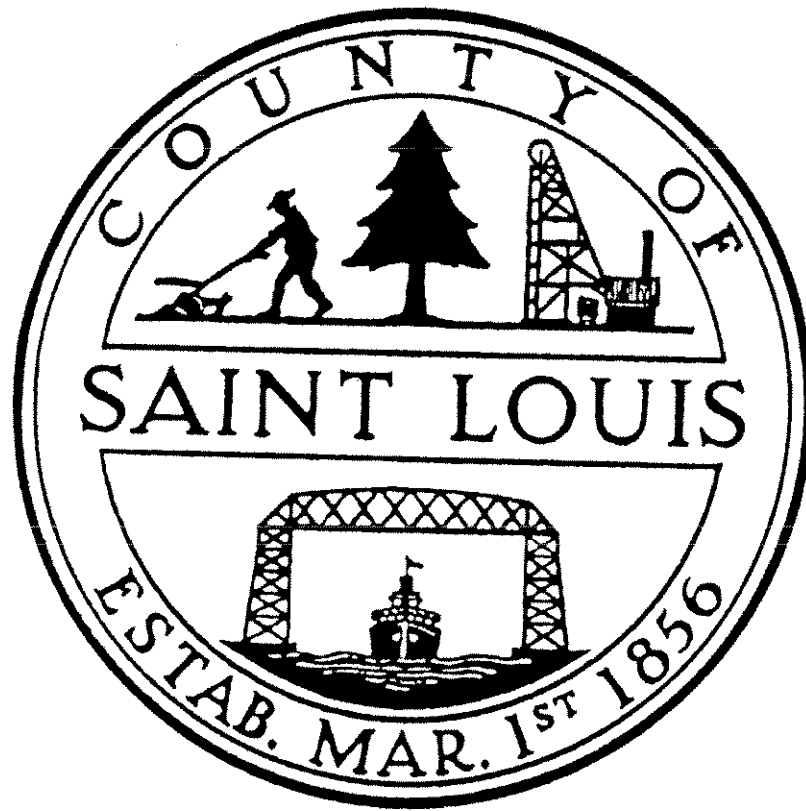
FROM: Mayor Gary Skalko

Craig J. Wainio
City Administrator

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

Application enclosed.

Saint Louis County
Outdoor Recreation Project Fund



Policy

2004

ST. LOUIS COUNTY LAND DEPARTMENT POLICY OUTDOOR RECREATION PROJECT FUND

Outdoor Recreation Project Fund Program Goal:

To help provide quality recreation opportunities and experiences for residents and visitors of Saint Louis County.

Outdoor Recreation Project Fund Program Overview

St. Louis County works in cooperation with various private and public groups to develop and maintain recreation opportunities and facilities. The county sponsors over 500 miles of cross-country ski, snowmobile, bike and hiking trails. In addition to this sponsorship, recreation funds can be distributed through the Outdoor Recreation Project Fund Program to governmental subdivisions and other public agencies to provide funding for various recreation-based events, enterprises and facilities. These funds have helped develop numerous recreation opportunities throughout the county, both large and small. Over \$90,000 was distributed in this program in 1996. In 1998, a one year pilot Outdoor Recreation Project Fund program successfully distributed over \$165,000 in grants ranging from \$2,500 to \$50,000. Demand for these funds is expected to increase at a rate greater than the funds themselves.

Because the costs to the County are low (the county does not develop and maintain recreation facilities), the majority of recreation funds may be made available for funding. Outdoor Recreation Project Funds can be used for leveraging further recreation funds from non-county sources. Providing Outdoor Recreation Project Funding and partnering with other agencies and governmental subdivisions results in increased participation in managing recreation facilities by recreation user groups. The current system requires that facilities developed on county land be maintained by recreation user groups or other public agencies.

The Outdoor Recreation Project Fund Program also provides the dynamic ability to adapt to changing recreation trends. By working in cooperation with other governmental subdivisions and user groups on facility development, new facilities and opportunities will reflect the current recreation desires of county residents.

The St. Louis County Land Department, through its Forest Recreation Specialist will work in cooperation with prospective public agencies requesting Outdoor Recreation Project Fund Program dollars and provide technical assistance. The Forest Recreation Specialist's primary duties with regard to the Outdoor Recreation Project Fund Program are to help qualified organizations with the application process, review applications for completeness, gather further information when necessary, administer the ranking of the Outdoor Recreation Program Fund applications, present applications to the county board, gather further information if directed from the board, conduct any follow-up necessary on approved Projects, and maintain accurate and complete records of recreation fund activity.

Sources of funds for the program

Funding for the St. Louis County Outdoor Recreation Project Fund comes from an annual resolution of the County Board. A proposed resolution is prepared and submitted by the Land Department at budget preparation time each year.

Minnesota Statute 282.08, Subd. 4b. states; "Any County Board may annually by resolution set aside no more than 20% of the receipts remaining to be used for the acquisition and maintenance of county parks or recreation areas as defined in sections 398.31 to 398.36 to be expended under the supervision of the County Board."

Laws of Minnesota., 2002, ch. 390, Sec. 39, Subd. 3 states that 20% of the balance can also be used for the following ; "land use planning programs being carried on in the county including the enforcement of any controls developed in said programs; and no more than \$4 per capita of the county's population on the promotion of tourist, agriculture, and economic development."

The receipts remaining for this apportionment are dependent on the net proceeds from the sale or rental of any parcel of forfeited land, or from the sale of any product therefrom.

The net proceeds are determined as follows and in the following order:

- 1) Net Profits from Fund 15-E21 minus certified costs for public improvements after forfeiture (MS 282.08, Subd. 1).
- 2) Net Profits from Fund 15-E21 minus those costs involved in any environmental lien (MS 282.08, Subd. 2).
- 3) Net Profits from Fund 15-E21 minus those costs to discharge any special assessment (MS 282.08, Subd. 3)

The receipts remaining for apportionment are determined as follows and in the following order:

- 4) Net Proceeds from Fund 15-E21 minus those dollars apportioned annually by resolution of the County Board to the Memorial Forest Fund (16-F11) under Minnesota Statutes 459.06, Subd. 2.
- 5) At this point, the amount apportioned to the recreation fund (16-F21) is determined annually by resolution of the County Board and can be any dollar amount or percentage as long as that amount is "...no more than 20% of the receipts remaining..." after steps 1, 2, 3 and 4 outlined above. (MS 282.08, Subd. 4.b)

Who will be served by Outdoor Recreation Project funds

The residents of Saint Louis County should be the people who benefit most from the Outdoor Recreation Project Fund. Residents can benefit directly through increased recreation opportunities and enhanced recreation experiences. Residents can benefit indirectly through an improved quality of life that helps attract new businesses to the area and through a strengthened tourism component of the area's economy.

Who can apply for Outdoor Recreation Project Funds?

Minnesota statutes are specific in defining who can use Outdoor Recreation Project Funds. The county can use funds for planning, development and maintaining a county park and recreation program. The funds may be used to work in cooperation with, and be provided to other public agencies and organizations as defined by the following Minnesota statute:

398.32 Subd.6. Cooperation with other agencies. A county or any other government subdivision or public agency of the state may be a party to a joint cooperative project, undertaking, or enterprise with any one or more other counties as defined in section 398.31 or otherwise or other governmental subdivisions or public agencies for any purpose under sections 398.31 to 398.36 upon such terms as may be agreed upon between the governing bodies or authorities concerned not inconsistent with law. Without limiting the effect of the foregoing provision or any other provision of sections 398.31 to 398.36, any such county or other governmental subdivision or public agency, with respect to any of said purposes, may act under and be subject to the provisions of section 471.59, as now in force or hereafter amended, or any other appropriate law now in force or hereafter amended, or any other appropriate law now in force or hereafter enacted providing for joint or cooperative action between governmental subdivisions or other public agencies.

Based on this statute, only government subdivisions or other public agencies may apply for and be granted funds from the Outdoor Recreation Project Fund. Facilities which acquire funding through the Outdoor Recreation Project Fund must be publicly administered. Table 1 provides a list of subdivisions and other public agencies that may apply for Outdoor Recreation Project funds. Those subdivisions and public agencies not found in Table 1 may also be eligible if deemed so by the county attorney's office.

Table 1

Governmental Subdivisions and Public Agencies Who May Apply for Outdoor Recreation Project Funds:

<ul style="list-style-type: none">▶ federal agencies▶ state agencies▶ multi-county sponsored projects▶ townships▶ school districts▶ cities	<ul style="list-style-type: none">▶ special taxing districts- housing and redevelopment authorities- economic development authorities- port authorities- rail authorities- airport authorities
---	---

Limits on Outdoor Recreation Project Funds

Maximum amount per Fund:

The Board should consider setting a maximum limit on project requests and may at any time direct the Land Department to amend or adjust that limit.

Maximum amount for all Funds per funding cycle:

The Board should consider limiting the sum of Funds to an amount equal to or less than the amount of unencumbered funds in the projected recreation fund for each funding cycle.

Limiting Funds to single-year requests:

Funds are limited to being awarded on a year-by-year basis.

Multi-year funding:

If a project, proposal or endeavor wishes to obtain repeated Funds over multiple years, the sponsoring agency should be required to file a new Outdoor Recreation Project Fund application each year and compete equally with other applications for available funds.

Public Recreation Project:

Projects and facilities which acquire funding through the Outdoor Recreation Project Fund Program must be publically administered and freely open to public use.

Ineligible activities and costs:

Some recreation related activities, programs, or endeavors are generally ineligible for Outdoor Recreation Project Fund program funding. No costs related to hiring personnel or staffing a program or facility will be considered eligible for Outdoor Recreation Project Fund program funding. In addition, costs related to ongoing facility or program operation or maintenance will generally be ineligible for Outdoor Recreation Project Fund program funding. Other ineligible activities include anything related to political activity, general government expense, operating and maintenance expense or payment of fines or penalties.

Table 2: Facilities, Programs and Endeavors That Typically Qualify for Recreation Funds

Recreation Facilities

- boat access sites
- campgrounds
- city boardwalks
- cultural sites
- fairgrounds
- fishing piers
- golf courses
- harbor boat facilities:
docks, breakwaters,
channel construction
- historical sites
- interpretive centers
- parking lots for any type of
recreation facility
- parks:
urban, non-urban, specific
uses: model aircraft, race car,
rocket, kite
- picnic areas
- scenic drives/parkways
- scenic overlooks
- school playgrounds
- shooting ranges:
rifle, bow & arrow, black
powder, pistol
- ski areas
- sports facilities:
ice rinks, soccer fields,
football fields, baseball
diamonds, bocce ball courts,
basketball courts, tennis
courts, curling rinks
- swimming pools
- trails:
motorized, non-motorized,
multiple-use, water-based,
interpretive, handicapped
- urban public spaces
- wayside rests

Recreation Programs

- educational programs:
historical
cultural
environmental
- social recreation programs:
sports leagues
arts programs
after school programs
neighborhood centers
- rec. easement programs:
shoreland easements
trail easements
right-of-ways

**(program planning costs
only; no costs related to
personnel or ongoing
program operating costs
will be eligible)**

St. Louis County is an equal opportunity grantor. All qualified applicants and potential recipients of Outdoor Recreation Project Fund projects will receive consideration for Outdoor Recreation Project Funds without regard to race, creed, sex, age, color, national origin, religion, disability, sexual orientation, marital status or status with regard to public assistance.

Examples of Facilities, Programs and Endeavors That Typically Qualify for Recreation Funds

<u>Recreation Facilities</u>	<u>Recreation Programs</u>
<ul style="list-style-type: none"> • boat access sites • campgrounds • city boardwalks • cultural sites • fairgrounds • fishing piers • golf courses • harbor boat facilities: docks, breakwaters, channel construction • historical sites • interpretive centers • parking lots for any type of recreation facility • parks: urban, non-urban, specific uses: model aircraft, race car, rocket, kite • picnic areas • scenic drives/parkways • scenic overlooks • school playgrounds • shooting ranges: rifle, bow & arrow, black powder, pistol • ski areas • sports facilities: ice rinks, soccer fields, football fields, baseball diamonds, bocce ball courts, basketball courts, tennis courts, curling rinks • swimming pools • trails: motorized, non-motorized, multiple-use, water-based, interpretive, handicapped • urban public spaces • wayside rests 	<ul style="list-style-type: none"> • educational programs: historical cultural environmental • social recreation programs: sports leagues after school programs neighborhood centers • information programs: tourism information recreation guides/maps • rec. easement programs: shoreland easements trail easements right-of-ways <p><u>(program planning costs only; no costs related to personnel or ongoing program operating costs will be eligible)</u></p>

Note: This is not an exhaustive list. If your project is not in the above list, it may still qualify if it is recreation-related. Please call the Forest Recreation Specialist at (218) 729-8480 if you have further questions.

COUNCIL LETTER 040405-IVB1

ADMINISTRATION

LMC LOSS CONTROL WORKSHOP

DATE: March 31, 2005

FROM: Don Kleinschmidt
Director of Public Works

Craig J. Wainio
City Administrator

The League of Minnesota Cities is offering a Safety and Loss Control Workshop in Biwabik on April 19th, 2005. Staff is requesting City Council authorization to have three (3) employees attend at a cost of \$20.00 per person for a total of attendance cost of \$60.00. Staff would assign an employee to the Administrative, Public Works and Parks & Recreation training tracks.

2005 Safety & Loss Control Workshop

Create Your Own Agenda

Choose the sessions you want to attend, click the "Create Your Agenda" button, then print your customized agenda for the 2005 Safety & Loss Control Workshop.

Sessions geared to elected officials and human resources staff.

Elected officials and human resources staff should consider attending those sessions identified as addressing their unique concerns.

Elected officials, please note those sessions marked [EO].

Human resources staff, please note those sessions marked [HR].

Morning Agenda

Administrative Track

- 8:30-9:15 **Retirees and Benefits**
Retiree health benefits are increasingly more complex and costly. Learn how recent regulatory changes and legal decisions may impact the city's retiree benefits. We'll also highlight new retiree benefit options to consider. [HR]
- 9:15-9:45 **Top Tech Concerns for Cities**
Explore issues like e-mail and the open meeting law; records retention, data practices, and the electronic storage of documents; and considerations for personal use of city computers. Non-techie's welcome! [HR] [EO]
- 10-10:30 **Cities and the First Amendment**
Get an overview of how the First Amendment applies to cities and answers to timely questions such as when is it free speech vs. insubordination, and whether a city can place religious symbols on city property. [EO]
- 10:30-11 **Effective Safety Committees**
Learn about effective safety committees and their impact. Find out how to overcome the most common barriers to success and about League resources.
- 11-11:30 **Annual Land Use Update**
Learn how to set zoning fees and set fees in lieu of park dedication. Discuss non-conforming use law. [EO]

Police Track

- 8:30-9:15 **Moonlighting--*What's the City's Liability?***
Review city policy and procedures on moonlighting and how these affect the city's loss exposure. Get suggestions to help minimize unanticipated problems. [EO]
- 9:15-9:45 **Search and Seizure--*Latest Developments***
A meaty summary of the latest developments in search-and-seizure law -- information every officer and administrator needs to know.
- 10-10:30 **Search and Seizure--*Latest Developments***
(A continuation of the session above.)
- 10:30-11 **Got a Clue? *Police Employment Issues***
Test your knowledge about special police employment issues, including part-time officers, the Peace Officer Discipline Procedures Act, background checks, off-duty conduct, and leaves and other issues associated with pregnancy of a sworn officer. [HR] [EO]

- 11-11:30 **Traffic Crashes--*Risks and Costs***
A discussion of the risk of being killed or seriously injured in a crash, strategies for prevention, costs associated with crashes, and who bears the costs in Minnesota.

Public Works Track

- 8:30-9:15 **Back to Backs**
Lower back injuries continue to plague our workers' compensation system, affecting individual workers and translating into large dollar losses. Learn about back anatomy, proper lifting procedures, and labor saving machines.
- 9:15-9:45 **Working Safely Next to Roadways**
Improving safety when working adjacent to vehicle traffic requires good planning and execution. Review use of warning devices and barriers, personal protective equipment, and temporary traffic control layout techniques.
- 10-10:30 **You and I and I--*Inflow and Infiltration***
Discover how to avoid sewer backup liability by addressing inflow and infiltration problems in your city's sanitary sewer system.
- 10:30-11 **How'd They Do That? *Innovative Safety Solutions***
Find out about innovative solutions for safety problems implemented by Minnesota municipal employees.
- 11-11:30 **Making Sense of Supervision**
Learn the keys to effective supervision and get answers to questions about following city policies, making good hiring decisions, the need for special licenses, and dealing with performance issues. **[HR]**

Afternoon Agenda

Small Cities Track

- 12:30-1 **Handling Large Property Losses**
Examine lessons learned by city and LMCIT staff, and the decision-making process to rebuild, repair or totally replace property. Review the claims process, pertinent coverage language, and how losses are paid and the timing of funds. **[EO]**
- 1-1:30 **Tools for Managing Work Comp Claims**
Minimize your city's work comp exposure while maximizing the speed and quality of your employees' recovery. Get three, easy-to-use tools to help you effectively manage work comp injuries. **[HR]**
- 1:30-2 **Employment Law Soup**
Review lessons learned from a potpourri of recent employment cases involving Minnesota cities. Topics to explore include sexual harassment, termination procedures, and references and background checks. **[HR]**
- 2:20-3 **Land Use Primer**
Get back to the basics of land use. Learn about the nature of problems and the simple administrative safeguards that can save your city headaches. **[EO]**
- 3-3:30 **Role with It--*Individual vs. Council Authority***
Councils, not individual councilmembers, have authority over city matters. Learn about the risks to both the city and to individual councilmembers if an individual acts on his/her own. **[EO]**

Agents Track

- 12:30-1 **Checklist for Renewals**
Review some of the more common problems we see on renewal applications, the more important coverage issues agents should review each year with the city, and coverage issues that have resulted in confusion for cities.

- 1-1:30 **Flood Insurance for Cities**
For some cities NFIP flood insurance can provide some very valuable protection, but it tends to be expensive. Review how your city can make flood insurance more affordable for city buildings.
- 1:30-2 **Extraordinary Expense Coverage**
Learn about this innovative new coverage (standard feature of LMCIT property coverage) and how it works. Get examples of situations where cities have used, or could have used, this coverage. [EO]
- 2:20-3 **Insurance Requirements for Construction Contracts**
Review recommendations for the types and limits of insurance the city should require, and suggested language for insurance requirements. Also review the implications of the new ISO "additional insured" endorsement forms, and suggestions for dealing with potential problems.
- 3-3:30 **How Much Insurance is Enough?**
Find out what your city should be thinking of when deciding whether to carry excess liability coverage, and review factors to consider in deciding whether to waive the statutory liability limits. [EO]

Parks & Recreations Track

- 12:30-1 **ADA Access Ambiguity?**
The Minnesota Human Rights Act defines public services more broadly than the Americans with Disabilities Act. What are the implications for addressing accessibility? Explore issues and lessons from real life litigation, and proactive steps for compliance with both acts.
- 1-1:30 **Signs, Signs, Everywhere a Sign**
Find out when to put up warning signs in parks and recreation areas, what message to share on the signs, and how to document your decision of whether to put up signs.
- 1:30-2 **Beach Safety--Are You In Over Your Head?**
Focus on beach safety, including lifeguarding, signage, defining swimming areas, general swimming safety topics, and the Minnesota Department of Health rules and regulations.
- 2:20-3 **Not Just Fun and Games--Employment Issues**
Get tips on addressing special employment situations in parks and rec, including supervision of employees with varied work schedules and locations, and limitations in the employment of minors. [HR]
- 3-3:30 **Training Wheels**
Explore what training is needed for city employees who work with mowers, weed whips, small vehicles, etc. Review special conditions for temporary employees and minors.

[Create Your Agenda](#)

If you have questions about the agenda, please contact [Chris White](#).

[Claims Reporting](#) | [Employee Benefits](#) |
[Property Casualty](#) | [Workers' Compensation](#) |
[Loss Control](#) | [LMCIT Library](#) |
[Conference Registration](#)

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 Phone: 651-281-1200 | Toll Free: 1-800-925-1122
 Fax: 651-281-1299 | TDD: 651-281-1290

Craig J. Wainio

From: Bruce D Kniivila [BDKniivila@uss.com]
Sent: Wednesday, March 23, 2005 7:25 AM
To: Craig J. Wainio
Subject: Re: Hauling

Craig;

In response to the City Council's question about trucking concentrate from Keetac to Minntac, we meet weekly to evaluate our concentrate inventory. Trucking concentrate from Keetac is on a week to week basis, with an anticipated end in our current plan to be no later than April 8.

Bruce D Kniivila
Area Manager - Mine Engineering & Development United States Steel Corporation -
Minnesota Ore Operations PO Box 417
Mt. Iron MN 55768
Phone 218 749 7509
Fax 218 749 7268
bdkniivila@uss.com

"Craig J. Wainio"
<cwainio@ci.mountain-
iron.mn.us>

To: bdkniivila@uss.com
cc:
Subject: Hauling

03/22/2005 03:24 PM

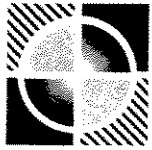
Bruce:

A question concerning the concentrate hauling between Keewatin Taconite and Minntac came up at last night City Council meeting. The Council is asking for how long this type of hauling is going to continue? Any information you could provide would be greatly appreciated.

Thanks

Craig J. Wainio

City Administrator



**BENCHMARK
ENGINEERING, INC.**

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

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

March 29, 2005

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

Re: Mountain Iron Commercial Forty
Project No. MI02-27

Dear Mr. Wainio:

Enclosed please find Pay Request No. 7 for the Mountain Iron Commercial Forty project in the amount of **\$23,331.20** for approval at your next council meeting. Please note a portion of the retainage is being withheld until a final site walk-through is completed later this spring.

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

Sincerely,
Benchmark Engineering, Inc.

Eric E. Fallstrom, P.E.

EEF: js

Enclosures

pc: Brandon Larson, Rajala Construction Company
Mr. Dan Lamppa, Utility Systems of America, Inc.

RECOMMENDATION OF PAYMENT

No. 7

Owner's project No. _____

Engineer's Project No. MI02-27

Project: Mountain Iron Commercial Forty

CONTRACTOR: Rajala Construction Co., Inc., P.O. Box 277, Cohasset, MN 55721

For Period Ending: March 29, 2005


To: City of Mountain Iron
Owner

Attached hereto is the CONTRACTOR's Application for Payment for Work accomplished under the Contract through the date indicated above. The application meets the requirements of the Contract Documents for the payment or work completed as of the date of this Application.

In accordance with the Contract the undersigned recommends payment to the CONTRACTOR of the amount due as shown below.

BENCHMARK ENGINEERING, INC.

Dated March 29, 2005

By 

STATEMENT OF WORK

Original Contract Price	<u>\$685,679.15</u>	Work & Materials to Date	\$ <u>582,956.88</u>
Net Change Orders	<u>\$(85,684.26)</u>	Amount Retained (2%)	\$ <u>11,659.14</u>
Current Contract Price	<u>\$599,994.89</u>	Subtotal	\$ <u>571,297.74</u>
		Previous Payments	\$ <u>547,966.54</u>
		Amount Due this Payment	\$ <u>23,331.20</u>



March 29, 2005

PAY REQUEST NO. 7
 City of Mountain Iron
 Commercial Forty Development
 Project No. MI02-27

CONTRACTOR: RAJALA CONSTRUCTION CO., INC.

SPEC. NO.	ITEM	UNITS	PROJECT QUANTITIES	ITEM COST	QUANTITY TO DATE	TOTAL AMOUNT
2101.511	CLEARING & GRUBBING	LUMP SUM	1.0	\$ 72,000.00	1.0	\$72,000.00
2105.501	COMMON EXCAVATION	CU. YD.	121,400.0	\$ 1.40	121,400.0	\$169,960.00
2105.522	SELECT GRANULAR BORROW (CV)	CU. YD.	1,840.0	\$ 6.00	1,840.0	\$11,040.00
2105.535	SALVAGED TOPSOIL (CV)	CU. YD.	18,850.0	\$ 2.00	18,850.0	\$37,700.00
2105.604	GEOTEXTILE FABRIC TYPE V	SQ. YD.	5,061.0	\$ 1.25	5,061.0	\$6,326.25
2211.503	AGGREGATE BASE (CV), CLASS 5	CU. YD.	1,403.0	\$ 9.25	1,403.0	\$12,977.75
2350.501	TYPE LV4 WEARING COURSE MIXTURE	TON	385.0	\$ 36.00	347.5	\$12,510.00
2350.502	TYPE LV3 NON-WEARING COURSE MIXTURE	TON	857.0	\$ 32.00	830.8	\$26,585.60
2357.502	BIT MATERIAL FOR TACK COAT	GAL.	192.0	\$ 2.00	0.0	\$0.00
2501.515	21" RC PIPE APRON	EACH	1.0	\$ 400.00	1.0	\$400.00
2501.515	36" RC PIPE APRON	EACH	1.0	\$ 800.00	1.0	\$800.00
2502.541	4" PERF PE PIPE DRAIN W/GEOTEXTILE SOCK	LIN. FT.	1,891.0	\$ 2.25	1,942.0	\$4,369.50
2502.511	4" PVC CONDUIT PIPE - SCHEDULE 80	LIN. FT.	220.0	\$ 9.00	220.0	\$1,980.00
2503.511	6" PVC SEWER PIPE - SDR 35	LIN. FT.	34.0	\$ 14.00	33.0	\$462.00
2503.511	8" PVC SEWER PIPE - SDR 35	LIN. FT.	1,035.0	\$ 18.00	880.0	\$15,840.00
2503.541	12" RC PIPE SEWER DES. 3006	LIN. FT.	37.0	\$ 27.00	37.0	\$999.00
2503.541	15" RC PIPE SEWER DES. 3006	LIN. FT.	22.0	\$ 29.00	22.0	\$638.00
2503.541	18" RC PIPE SEWER DES. 3006	LIN. FT.	156.0	\$ 32.00	156.0	\$4,992.00
2503.541	21" RC PIPE SEWER DES. 3006	LIN. FT.	657.0	\$ 33.00	466.0	\$15,378.00
2503.541	24" RC PIPE SEWER DES. 3006	LIN. FT.	339.0	\$ 35.00	339.0	\$11,865.00
2503.541	30" RC PIPE SEWER DES. 3006	LIN. FT.	92.0	\$ 47.00	92.0	\$4,324.00
2503.541	36" RC PIPE SEWER, DES. 3006	LIN. FT.	200.0	\$ 62.00	200.0	\$12,400.00
2503.602	8" X 6" PVC WYE	EACH	1.0	\$ 100.00	1.0	\$100.00
2503.602	CONNECT TO EXISTING SANITARY MANHOLE	EACH	1.0	\$ 750.00	1.0	\$750.00
2503.603	4" PVC FORCEMAIN - SDR 21	LIN. FT.	310.0	\$ 12.00	330.0	\$3,960.00
2503.602	6" GATE VALVE AND BOX	EACH	1.0	\$ 575.00	0.0	\$0.00
2503.602	10" GATE VALVE AND BOX	EACH	2.0	\$ 1,000.00	2.0	\$2,000.00
2504.602	HYDRANT	EACH	1.0	\$ 2,800.00	1.0	\$2,800.00
2504.602	CONNECT TO EXISTING WATERMAIN	EACH	1.0	\$ 500.00	1.0	\$500.00
2504.603	6" WATERMAIN D.I. CLASS 52	LIN. FT.	8.0	\$ 25.00	17.0	\$425.00
2504.603	10" WATERMAIN D.I. CLASS 52	LIN. FT.	1,375.0	\$ 30.00	1,189.0	\$35,670.00
2504.620	WATERMAIN FITTINGS	POUNDS	1,040.0	\$ 2.20	889.0	\$1,955.80
2506.501	CONST. DRAINAGE STRUCTURE DES. F	LIN. FT.	44.2	\$ 195.00	44.2	\$8,619.00
2506.501	CONST. DRAINAGE STRUCTURE DES. G	LIN. FT.	24.2	\$ 195.00	24.2	\$4,719.00
2506.501	CONST. DRAINAGE STRUCTURE DES. 60-4020	LIN. FT.	28.5	\$ 280.00	28.5	\$7,980.00
2506.501	CONST. DRAINAGE STRUCTURE DES. 4007	LIN. FT.	38.3	\$ 175.00	32.5	\$5,687.50
2506.516	CASTING ASSEMBLY	EACH	18.0	\$ 300.00	18.0	\$5,400.00
2506.601	CONSTRUCT LIFT STATION	LUMP SUM	1.0	\$ 56,500.00	1.00	\$56,500.00
2511.501	RANDOM RIP RAP CLASS III	CU. YD.	20.0	\$ 25.00	20.0	\$500.00
2531.501	CONCRETE CURB & GUTTER - DESIGN B618 (MOD.)	LIN. FT.	1,891.0	\$ 8.04	1,842.0	\$14,809.68
2563.601	TRAFFIC CONTROL	LUMP SUM	1.0	\$ 1,500.00	1.0	\$1,500.00
2573.502	SILT FENCE	LIN. FT.	2,110.0	\$ 1.60	2,110.0	\$3,376.00
2573.502	STRAW BALE BARRIER	EACH	2.0	\$ 100.00	0.0	\$0.00
2575.501	SEEDING	ACRE	0.0	\$ 599.00	0.0	\$0.00
2105.503	ROCK EXCAVATION	CU. YD.	0.0	\$ 13.40	80.5	\$1,078.70
2531.501	7" CONCRETE VALLEY GUTTER & RADIUS	SQ. YD.	0.0	\$ 49.50	21.8	\$1,079.10

VALUE OF WORK COMPLETED: 5582,956.88
 LESS PREVIOUS PAY REQUESTS: 5576,806.88

VALUE OF WORK (PAY REQUEST 7): \$6,150.00

Eric E. Fuller
 BENCHMARK ENGINEERING, INC.

COUNCIL LETTER 040405-IVD1

FIRE DEPARTMENT

APPROVAL OF HIRES

DATE: March 31, 2005

FROM: Tom Cvar
Fire Chief

Craig J. Wainio
City Administrator

The Fire Department has advertised for a review various applicants for appointment to the Mountain Iron Fire Department. Below, please find the Departments recommendations for new appointments:

Devin West
Jason Gellerstedt
Kevin Mattila

It is recommended that the City Council approve the appointment of the above individuals to the Mountain Iron Fire Department.

COUNCIL LETTER 040405-IVE1

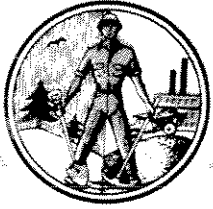
PERSONNEL COMMITTEE

ASSISTANT LIBRARIAN

DATE: March 31, 2005
FROM: Personnel Committee
Craig J. Wainio
City Administrator

The Personnel Committee met regarding the Assistant Librarian position. While no recommendation was made, it was the consensus to concur with the Library Board's recommendation.

Based upon that, the Personnel Committee requests authorization to prepare and issue a posting for an Assistant Librarian based upon the enclosed position analysis. One change that the Committee would like to make is to raise the minimum qualifications above those which are listed in the training and experience section.



CITY OF MOUNTAIN IRON

"TACONITE CAPITAL OF THE WORLD"

PHONE: 218-748-7570 • FAX: 218-748-7573 • www.mtniron.com
8586 ENTERPRISE DRIVE SOUTH • MOUNTAIN IRON, MN • 55768-8260

CITY OF MOUNTAIN IRON POSITION ANALYSIS

POSITION TITLE: Assistant Librarian

SUPERVISOR: Library Director

PRIMARY OBJECTIVE OF POSITION:

The primary objective of this position is to perform a variety of routine clerical and manual work in processing, classifying, circulating and cataloging library materials and providing services to library patrons.

RESPONSIBILITIES:

- ◆ Reviews materials to be classified, selects classification numbers and descriptive heading according to the Dewey-decimal classification system; inputs information containing author, title and classification number; stamps and pastes card into books, or applies bar code onto library materials.
- ◆ Types cards, correspondence, memoranda and other material; files materials; files cards or inputs data into computer and necessary operating records.
- ◆ Processes inter-library loans and in-house reference work.
- ◆ Performs routine maintenance on books and other materials, library collections and facilities.
- ◆ Answers telephone calls and provides information or otherwise assists or refers patrons in the selection of library materials and provides reference guidance.
- ◆ Checking library materials in and out; processes overdue charges and fines.
- ◆ Assists in the conducting of special programs for patrons.
- ◆ Other duties as apparent or as delegated.

KNOWLEDGE, SKILLS AND ABILITIES:

- ◆ Knowledge of the principles and practices of modern library systems and programs.
- ◆ Knowledge of library circulation, classification and processing techniques.
- ◆ Ability to accurately maintain library filing systems.
- ◆ Skills in library computer system; calculator; copy and fax machine; phone.
- ◆ Ability to perform light physical activity.

TRAINING AND EXPERIENCE:

- ◆ High school education or equivalent.
- ◆ Valid state driver's license.



5742 Mountain Avenue
P.O. Box 477
Mountain Iron, MN 55768
218-735-8625 • Fax 218-735-8252

29 March 2005

Mountain Iron City Council
Mountain Iron, MN 55768

Dear Council Members:

As you are aware, significant time and resources are currently being utilized to remodel the library. Once the work is completed, with the addition of the elevator and other enhancements, we anticipate increased usage of the library facilities. As a result of this anticipated change, as well as the desire to most efficiently serve the patrons of the library; we do not believe this would be an opportune time to decrease staff hours.

Therefore, it is the recommendation of the library board that the position of library assistant should remain as is.

Thank you for your consideration of this matter.

Sincerely,

Carole Kostich

Carole Kostich, President
Mountain Iron Library Board
Karen Luoma, Director

COUNCIL LETTER 040405-IVF

STREET COMMITTEE

CITY COUNCIL CONSIDERATION

DATE: March 31, 2005

FROM: Don Kleinschmidt
Director of Public Works

Craig J. Wainio
City Administrator

The Street Committee met on March 28th and has the following for City Council consideration:

Stop signs on Parkville Road and Falcon Avenue.

The Sheriff's Department looked at the request and determined that the traffic flow did not warrant a 4-way stop, stopping the traffic entering Parkville Road is sufficient and increased enforcement of the speed limit on Parkville Road should take care of the problem. The Street Committee concurred with the Sheriff's recommendation.

Crack Sealing.

The Street Committee is recommending to the City Council that \$10,000.00 be appropriated to the 2005 crack sealing project and to authorize Staff to call for quotes for City Council approval at later date. The project will start with the overlays done in 2004. The Street Committee is looking at street overlay plan for 2005. A recommendation will be made at a later date.

COUNCIL LETTER 040405-VA

UTILITY ADVISORY BOARD

STREET LIGHT POLICY

DATE: March 31, 2005

FROM: Don Kleinschmidt
Director of Public Works

Craig J. Wainio
City Administrator

This item is being placed on the agenda based upon direction given at the last regular City Council meeting.

A Utility Advisory Board meeting scheduled for March 29, 2005 was cancelled. The Street Light Policy was not acted upon. A tentative meeting is scheduled for the week of April 11, 2005.

COUNCIL LETTER 040405-VB

COUNCILOR ROSKOSKI

SPRUCE DRIVE AND APSEN LANE INTERSECTION

DATE: March 31, 2005

FROM: Councilor Roskoski

Craig J. Wainio
City Administrator

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

Back-up info: Water still runs across the road surface instead of staying in the gutters and at times, goes down the sanitary sewer manhole in that area. The entire intersection area needs to be raised up, not just one lane.

COUNCIL LETTER 040405-VC

COUNCILOR ROSKOSKI

ANN'S ACRES STREET LIGHT PROJECT

DATE: March 31, 2005
FROM: Councilor Roskoski
Craig J. Wainio
City Administrator

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

The Aspen Lane – Spruce Drive – Balsam Drive – Tamarack Drive intersections need a light. Also, half way between the Aspen Lane/Spruce Drive intersection and the North Court/Spruce Drive intersection needs one also. Four total to start with.

Now that the Street Lighting Policy has been modified, specifications should be drawn-up for Council approval. Turnkey via a contractor or part City/part contractor are some options.

COUNCIL LETTER 040405-VIA

ADMINISTRATION

RESOLUTION NUMBER 08-05

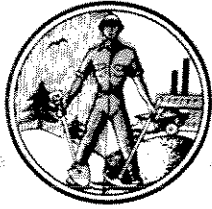
DATE: March 31, 2005
FROM: Craig J. Wainio
City Administrator

The President of the United States, in Homeland Security Directive (HSPD)5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for federal, state, local, and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size, or complexity.

The NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the City of Mountain Iron's ability to utilize federal funding to enhance local agency readiness, maintain first responder safety, and streamline incident management processes.

Public safety and response agencies at all levels of government must comply with the initial implementation of NIMS by October 2005 in order to remain in compliance with the directives and remain eligible in grant funding opportunities and training programs.

It is recommended that the City Council adopt Resolution Number 08-05 as presented.



CITY OF MOUNTAIN IRON

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RESOLUTION NUMBER 08-05

DESIGNATING THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE BASIS FOR ALL INCIDENT MANAGEMENT IN THE CITY OF MOUNTAIN IRON

WHEREAS, the President of the United States, in Homeland Security Directive (HSPD)-5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for federal, state, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size or complexity; and,

WHEREAS, the collective input and guidance from all federal, state, local, and tribal security partners has been, and will continue to be vital to the development, effective implementation and utilization of a comprehensive NIMS; and,

WHEREAS, it is necessary and desirable that all federal, state, local and tribal emergency agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and,

WHEREAS, to facilitate the most efficient and effective incident management, it is critical that federal, state, local, and tribal organizations utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform planning, training, and exercising standards, comprehensive resource management, and designated incident facilities during emergencies or disasters; and,

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities, and resources will improve the county's ability to utilize federal and state funding to enhance local agency readiness, maintain first responder safety, and streamline incident management processes; and,

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the State and the City of Mountain Iron, including current emergency management training programs; and,

WHEREAS, the National Commission on Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System; and,

WHEREAS, the Governor of the State of Minnesota by Executive Order 05-02, February 9, 2005, has designated the NIMS as the basis for all incident management in the State of Minnesota.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MOUNTAIN IRON, MINNESOTA, that the National Incident Management System (NIMS) as the standard for incident management in the City of Mountain Iron.

DULY ADOPTED BY THE CITY COUNCIL THIS 4th DAY OF APRIL, 2005.

ATTEST:

Mayor Gary Skalko

City Administrator

COUNCIL LETTER 040405-VIB

COUNCILOR ROSKOSKI

MESSABA ROOM SPELLING

DATE: March 31, 2005

FROM: Councilor Roskoski

Craig J. Wainio
City Administrator

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

A sign with a more correct spelling of Mesabi – Mesaba – Missabe should be purchased and put into place.

COUNCIL LETTER 040405-VIC
COUNCILOR ROSKOSKI
CEMETARY CONTRIBUTIONS

DATE: March 31, 2005
FROM: Councilor Roskoski
Craig J. Wainio
City Administrator

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

The City Council should review a better way to fund other than 50/50.

COMMUNICATIONS

APRIL 4, 2005

1. Northland Foundation, a letter advising the City that our project has been awarded a Minnesota Beautiful Picture-it-Painted Grant.
2. League of Minnesota Cities, forwarding the March 24, 2005 Friday Fax.
3. Small Cities Update, an e-mail with the March 28, 2005 update.
4. Coalition of Greater Minnesota Cities, forwarding a memorandum regarding legislative priorities.
5. Saint Louis County, forwarding information for the 2006 CDBG Program kickoff scheduled for April 13th at the Mountain Iron Community Center.

Northland Foundation

Suite 610
Sellwood Building
202 W. Superior St.
Duluth, MN 55802
(218) 723-4040
1-800-433-4045
Fax (218) 723-4048
www.northlandfdn.org

March 29, 2005

Craig Wainio
City of Mountain Iron
8586 Enterprise Drive South
Mountain Iron MN 55768

Dear Craig:

Congratulations! Your project has been awarded a Minnesota Beautiful Picture-It-Painted grant. Together, the Valspar and the Northland Foundations look forward to assisting you with your project. A total of 3300 gallons were awarded statewide. Your project is one of 14 in northeastern Minnesota that was chosen to receive paint.

To begin the award process we ask that a representative from your organization attend a technical assistance meeting on **Monday, April 18, 2005 at the Northland Foundation in Duluth**. A map and directions has been included in this mailing.

Location: Northland Foundation
202 West Superior Street
Suite 610
Time: 9:00 a.m. to Noon
Date: Monday, April 18, 2005

The format of the meeting will be a drop-in technical assistance session. To facilitate the meeting process, each project will need a time slot from the schedule enclosed. Please call the Northland Foundation by **Tuesday, April 12, 2005** to let us know when you are able to attend and represent your project at the technical assistance meeting. If at all possible, please try to attend the meeting at your scheduled time. Each project will spend approximately 15 minutes with a Valspar Paint Technician. Coffee and rolls will be served. Please note: *every project needs to have a representative attend this meeting. This individual must be able to discuss the project, make appropriate decisions and make final color selections.*

In order to facilitate the technical assistance process, Valspar asks that you review the paint sample cards that will be sent in the next week in another mailing. Please do not be concerned with the application noted on the cards, i.e. stucco paint, kitchen & bath, etc., as any color selection can be tinted to any application process. Special cards will be sent for mural projects. Please take the time to examine the cards carefully and discuss the color samples for your project with your colleagues. You need to determine if you prefer flat, semi-gloss or gloss paint. Please select the Valspar paint products for your project prior to the meeting. **The Valspar paint technicians will assist you with product and application questions at the meeting.**

The Valspar paint technicians also ask that you:

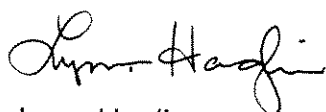
- Assess the present surface condition of your project. Note if the surface is chalky, glossy, if there are bare spots, or if existing paint is in good condition. We will also need to know what type of surface preparation you are planning, such as scraping, power washing, or sandblasting.
- Provide accurate, detailed measurements of the surface to be covered.

Available locations to pick up paint in St. Paul will be discussed at the technical assistance meeting. Please note that all projects must be completed by November 1, 2005. Should your project be unable to proceed, the award will be withdrawn. All recipients are required to provide a final project report to the Northland Foundation, along with project pictures including before, during and after stages of your project, within 30 days of its completion (no later than November 30, 2005). A reporting form has been enclosed.

The Northland Foundation will be sending out a general media release highlighting the 14 project awards in the region. We would appreciate it if you would recognize both the Valspar Foundation and the Northland Foundation in any media releases, newsletters, or thank you notes.

Again, congratulations and thank you for your commitment to preserve, restore, and enhance your community.

Sincerely,

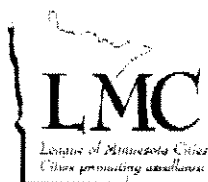


Lynn Haglin
Vice President/KIDS PLUS Director



Shari McCorison
Program Associate

Enclosures



-FridayFax-

A weekly legislative update from the League of Minnesota Cities

March 24, 2005

Page 1

City Day at the Capitol is March 31

With less than two months remaining in the 2005 regular session, next Thursday promises to be a busy day at the Capitol and a critical time for city officials to visit with their representatives and senators. The League's annual *City Day* will provide you with an opportunity to be briefed on important legislation and hear from key lawmakers.

Thursday will also be filled with opportunities to make a real difference at the Capitol. One important hearing will occur at 3 p.m. when the Senate Transportation Committee will hear two competing bills that attempt to clarify the authority of cities to impose administrative fines for minor traffic violations.

Don't think your voice matters? Votes against city-friendly bills were reversed twice last week after legislators heard from local officials urging support for the street utility authority and opposing an inverse condemnation bill. In both cases, legislators publicly acknowledged their vote changed after hearing from local officials "back home."

Register today to support city-friendly legislation and the city-state partnership by attending *City Day at the Capitol* as part of the League of Minnesota Cities 2005 State of the Cities Legislative Conference on March 31.

The State of the Cities Legislative Conference will be held at the Four Points Sheraton, St. Paul. This conference is followed by the *City Day at the Capitol*—the perfect chance to meet with your legislators and tell your city's story.

At this conference, you'll:

- Learn about key legislative initiatives and issues facing cities this session, including transportation, land use and water quality*.
- Hear about the *2005 State of the Cities Report*.
- Learn how Minnesota cities are coping with fiscal pressures and how our cities compare to other states.
- Find out about the Financing Local Government Task Force recommendations.
- Hear from legislative leaders.
- Network with other city officials and learn how to foster closer state-local partnerships.
- Stay on for the networking social hour from 4 to 6 p.m. at the Kelly Inn, Sweetwater Grill.

Registration Fee: \$75 person

Questions? Contact Cathy Dovidio at (651) 281-1250 or (800) 925-1122, or e-mail: cdovidio@lmnc.org

Register online anytime at: [Online Registration](#).

*Also learn more about impaired waters at legislative update sessions on April 1 or 8. For more information visit [Impaired Waters Meetings](#).

Full Senate approves budget-balancing bills

During the Wednesday floor session, the full Senate approved two bills, [SF 1209](#), a tax bill, and [SF 1879](#), an appropriations bill, that together are being called the Senate DFL's structural budget balancing package because they attempt to address the state's projected



-FridayFax-

A weekly legislative update from the League of Minnesota Cities

March 24, 2005

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\$466 million budget deficit for the upcoming 2006-2007 biennium.

Senate DFL majority leadership has stressed that the package is only the first step in formulating the state's 2006-2007 biennial budget and that a second package of appropriation measures, that will include additional revenues for priority budget areas, will be the focus of the Senate for the balance of the legislative session.

Senate Republicans and the governor have criticized the plan as a piecemeal approach to the state's budget given that the bills do nothing to increase funding for K-12 education and other priority state programs. In comparison, the governor's budget proposal includes deeper cuts in many state appropriations as well as \$200 million in one-time casino licensing money to both balance the projected state budget deficit and increase spending for priority programs including K-12 education.

During the floor debate on the tax bill, an amendment was successfully offered by Sen. Julianne Ortman (R-Chanhassen) that replaced the permanent MVHC reimbursement reductions contained in the bill with the governor's proposed two-year cut. That amendment was approved on a 57-7 vote.

After the tax bill was approved by the Senate on a 36-29 vote, Sen. Pogemiller (DFL-Minneapolis) moved to lay the bill on the table because under the Minnesota Constitution, bills that raise revenue must originate in the House. The Senate will have to wait for a House tax bill that can be amended with the language in SF 1209 in order to send the bill back to the House. The appropriations bill, SF 1879, was

approved on a 35-30 vote and will now be sent to the House where it is unlikely the House will take action on the package. The House will likely opt to address the biennial budget with a more traditional package of budget bills.

Questions? Contact Gary Carlson at 651.281.1255 or at gcarlson@lmnc.org.

City officials rescue street utility initiative

As a result of a flurry of advocacy work by city officials, the League's street utility initiative will be included as a provision in the Senate's omnibus transportation bill after all. It did not appear in an initial draft of the bill released last week. However, on Tuesday afternoon, the Senate Transportation Committee adopted an amendment to put the measure into the soon-to-be introduced bill.

The committee chair, Sen. Steve Murphy (DFL-Red Wing), said early in the 2005 session that if his committee approved the measure as a stand-alone bill, he would be inclined to include it as a provision in the Senate's transportation funding package.

Unfortunately, when the street utility bill, SF 366 (Rep. Marko, DFL-Cottage Grove), came before the committee, some key supporting senators had already left the hearing to attend other committee meetings. Subsequently, cities lost a couple of swing votes on the committee to the bill's opponents. SF 366 was passed without recommendation to the Senate State and Local Government Operations Committee. A prior motion to table the bill was defeated on a vote of five to five.



-FridayFax-

A weekly legislative update from the League of Minnesota Cities

March 24, 2005

Page 3

Without the clear support of his committee, Sen. Murphy declined to include the bill as a provision in the Senate's transportation funding package.

The League alerted member cities that inclusion of the street utility in the Senate omnibus transportation bill had become critical because the companion to SF 366, HF 313 (Hornstein, DFL-Minneapolis), is stalled in the House. The omnibus bill is likely to end up in a conference committee where supporters can advocate to keep the provision as a measure in the final package.

In response, dozens of city officials contacted legislators to express concern about the omission of the street utility provision. At the request of the League, Sen. Sharon Marko, author of SF 366, agreed to bring the bill before the Transportation Committee for a second time in the form of an amendment to the omnibus bill.

At a Tuesday hearing, the Transportation Committee took up the draft funding package and, after little discussion, passed the Marko amendment on a decisive vote. Key members of the committee who had previously opposed the bill said they were contacted by their city officials and felt comfortable supporting the street utility measure.

The draft omnibus bill with the street utility provision was passed and will be introduced next week. Upon introduction, it will be assigned a number and will be available to the public on-line.

Questions? Contact Anne Finn at 651.281.1263 or at afinn@lmnc.org.

Municipal liquor store bill to be heard in the House

League staff has been alerted that a bill to prohibit municipal liquor stores will be heard next Friday, April 1, in the House Local Government Committee. HF 1158 (Rep. Buesgens, R-Jordan) states that no city may own or operate a liquor store. It goes on to require cities to divest of all their liquor stock and stores by January 1, 2006. If it passes out of committee, it will likely be referred to Regulated Industries. While there is no Senate companion at this time, the fact the bill will receive a hearing makes it possible fodder for amendments to other legislation.

Calls, emails and visits with your legislators are important on this one to let them know the role your municipal store plays in your city. For information on committee members, visit [House Local Government Committee](#).

Questions? Contact Jenn O'Rourke at 651.281.1261 or at jorourke@lmnc.org.

Pressure is mounting to take-up eminent domain bill

Proponents of a bill that would make sweeping changes to Minnesota's eminent domain law are pushing for a legislative hearing on the measure this session.

The bill, HF 1618, would make two significant changes to state law. First, this bill would allow the court to award payment of property owners' attorney fees in takings for transportation purposes if the final award exceeded the city's last offer by 20 percent. In addition, this legislation would require cities to prove by a preponderance of evidence that a



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A weekly legislative update from the League of Minnesota Cities

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taking that is later transferred to a private entity is reasonably necessary, is authorized by law, and is for a public, not private, purpose.

Rep. Paul Thissen (DFL-Minneapolis) is the chief sponsor of this proposal in the House. The Senate companion bill, [SF 1694](#), is being carried by Sen. Sheila Kiscaden (I-Rochester).

While these changes sound very modest, the impacts are dramatic. If enacted, this legislation would create uncertainty in the law that could generate expensive litigation, increase the cost of public projects, and impair critical economic development and redevelopment projects.

This effort to limit the use of eminent domain is part of a national debate on whether taking property for economic development and redevelopment serves a public purpose. The U.S. Supreme Court is currently reviewing a Connecticut case (*Kelo v. City of New London*) involving the use of eminent domain to take property for economic development. The court heard oral arguments in this case last month and is expected to issue an opinion at the end of this term.

The League of Minnesota Cities believes that legislative action in the 2005 session on the public purpose question would be premature given the U.S. Supreme Court's review of the Kelo case. Representatives from the League will be meeting with the House author and the proponents of this legislation next Monday afternoon to discuss our concerns with the bill and the timing of any legislative action on this issue.

Questions? Contact Laura Offerdahl at 651.281.1260 or at lofferdahl@lmnc.org.

Administrative fines to be debated

The Senate Transportation Committee plans to take up two administrative penalty bills next Thursday--one bill would explicitly prohibit cities from using administrative penalties for traffic enforcement, while the other would explicitly permit the practice.

Senator Leo Foley (DFL-Coon Rapids) will present [SF 1713](#), which adds a provision to Minnesota Statutes (M.S.) 169.022, the uniform traffic code, that states, "... [N]otwithstanding any contrary charter provision, no statutory or home rule charter city, county, or town may impose administrative penalties to enforce provisions of this chapter."

The second bill, [SF 1042](#) (Rep. Koering, R-Fort Ripley), contains the following enabling language:

"A municipality, by ordinance, may enforce minor traffic offenses through an administrative system separate and distinct from the court system. Administrative penalties may not exceed the maximum penalty established by law for a petty misdemeanor offense. An administrative penalty may not be imposed unless the offender is given the opportunity for a hearing held before a hearing officer appointed by the municipality and independent of the law enforcement agency."

Both bills attempt to resolve an ongoing dispute between city- and state-level officials that has resulted from conflicting interpretations of the existing law.

The hearing will be Thursday, March 31, beginning at 3:00 p.m. in room 15 of the Capitol.

Comments? Questions? Contact Anne Finn at 651.281.1263 or afinn@lmnc.org.

For more information on city legislative issues, contact any member of the League of Minnesota Cities Intergovernmental Relations team.
651.281.1200 or 800.925.1122



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Pay equity reporting bill passes House committee

A proposal to reverse the pay equity reporting changes adopted in the 2003 session passed the House Local Government Committee this week. The bill, HF 1525 (Rep. Kahn, DFL-Minneapolis), reinstates a three-year cycle for filing pay equity reports with the state department of employee relations (DOER).

In general, the League of Minnesota Cities supports eliminating or streamlining state mandates on local units of government. In 2003, the League supported modifying pay equity reporting requirements as a way to ease the burden of this reporting mandate at a time when cities were struggling to provide important city services with fewer resources. We also supported further streamlining these reporting requirements by allowing electronic reporting of pay equity data.

DOER joined members of the Pay Equity Coalition in supporting the three-year reporting cycle. The agency argued that a shorter reporting timeline is necessary to ensure that local government employers are complying with the law. During testimony, representatives from DOER said that the agency is also in the process of implementing an electronic reporting system that will be on-line this summer.

The Senate companion bill, SF 1084 (Sen. Ranum, DFL-Minneapolis), is scheduled for a hearing in the Senate State and Local Government Operations Committee on Wednesday, March 30th at 12:00 noon in room 318 of the State Capitol.

Questions? Contact Laura Offerdahl at 651.281.1260 or at lofferdahl@lmmc.org.

Action Alert – restore MHFA housing grants

The League strongly urges city officials to contact local legislators during the Easter recess (which ends next Tuesday) to support measures to restore \$13 million in funding for the state Challenge & Economic Development Housing Grant Program. House and Senate committees responsible for developing the next two-year budget for the Minnesota Housing Finance Agency face a serious fiscal challenge as a result of the fact that Governor Pawlenty failed to provide more funding for this program in his proposed supplemental budget announced last week.

The Challenge Grant Program has been extraordinarily well used, particularly in areas where local job expansion is occurring and in local redevelopment efforts in urban areas. Funding for the program, which was cut by more than \$4 million during the previous biennium, is slated to be cut again, this time by 60 percent, unless the Legislature acts to reverse the loss of resources needed to support affordable housing for workers who are being hired in JobZ areas as well as in areas where redevelopment is needed to support the existing tax base.

Local HRA officials in cities throughout the state have already provided testimony and letters to members of the House Jobs & Economic Opportunity Policy & Finance Committee and in the Senate Environment, Agriculture & Economic Development Budget Division, giving first-hand examples of the significant leveraging of private investment made possible by the Challenge Grant Program. Over the last four years, 40 percent of Challenge Grants have provided funding for



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new housing construction or rehabilitation of both single-family and multi-housing units in cities in Greater Minnesota.

The League encourages city officials to send letters or emails to members of these two committees. Communications must be sent early next week – or messages may be left at the offices of either of the two committees next Thursday, March 31, while city officials are in St. Paul to attend the LMC Legislative Conference. The names of committee members and the office addresses for the two committees can be found at www.leg.mn. Go to links for the Minnesota House of Representatives and Minnesota State Senate and click on links to committee information.

Questions? Contact Ann Higgins at 651.281.1257 or at ahiggins@lmnc.org.

Tax bills: Senate-2 House-0

The tax scene has been confusing this year. The House has yet to begin crafting their omnibus tax bill while the Senate passed a bill called "Tax 1" yesterday and will be considering a second bill, "Tax 2", next week. Although the Senate is in the tax bill lead, under the Minnesota Constitution, tax legislation must originate in the House.

In order to get everyone on the same page..... "Tax 1" is SF 1209, which the Senate approved during Thursday's floor session as part of their structural balancing package. As mentioned in previous editions of the *Cities Bulletin*, that bill includes the two-year cut in MVHC reimbursement for 103 cities and many of the governor's proposed revenue enhancements.

The Senate's second major tax bill, SF 1683, is being referred to as "Tax 2". The Tax 2 bill contains many of the policy provisions from

last year's tax bill that did not become law—as well as a number of individual member's bills that have come before the Senate Tax Committee in 2005. Tax 2 is likely to come up for debate on the Senate floor next week.

Among the provisions, Tax 2 contains a number of local option sales tax requests, including an authorization for the city of Willmar. Willmar was inadvertently left out of the 3/25/05 Bulletin article listing those cities given new authority or expanded authority in SF 1683-Tax 2. The full list includes: Albert Lea, Baxter, Beaver Bay, Bemidji, Clearwater, Cloquet, Hermantown, Mankato, Medford, Park Rapids, Proctor, Rochester, St. Cloud area, Waseca, Willmar, Winona and Waite Park.

To further complicate matters, Senate Tax Chair Pogemiller (DFL-Minneapolis) has indicated that he intends to process a possible "Tax 3" bill in the near future, possibly containing some of the more controversial tax concepts being discussed at the Capitol.

The March 23 edition of the *Cities Bulletin* describes both Senate tax bills in separate stories and the full text of both bills can be found online at www.senate.leg.mn.us.

Question? Contact Jenn O'Rourke at 651.218.1261 or at jorourke@lmnc.org.

For more information on city legislative issues, contact any member of the League of Minnesota Cities Intergovernmental Relations team.
651.281.1200 or 800.925.1122

Craig J. Wainio

From: maosc-bounces@communityforum.net on behalf of Minn. Association of Small Cities
[maosc@mchsi.com]
Sent: Monday, March 28, 2005 10:09 PM
To: MAOSC Community Forum
Subject: [Maosc] Update March 28 05
Attachments: ATT104420.txt

SMALL CITIES UPDATE March 28, 2005

One Minnesota Act restores LGA Cuts, increases school funding

A bipartisan group of legislators has signed onto the **One Minnesota Act (HF 2059/SF1914)**, a bill that will restore some of the Local Government Aid (LGA) cuts, increase school funding without creating funding disparities among school districts, and relieve metro traffic congestion. The bill, which is authored by Senator Tom Bakk (DFL-Cook) and Representative Greg Davids (R-Preston), will provide \$80 million in new funding for schools and restore 60 percent of the 2003 LGA cuts (\$60 million of the \$150 million in cuts).

To fund these proposals, the bill will repeal \$140 million in state transit property tax relief that was created in 2001. It will impose a ½ cent metro sales tax to replace lost property tax relief and increase funding for metro congestion relief. **Minnesota currently leads the nation in funding a regional transit system, but that system is now facing a large deficit and no new state taxes are available to address it or new funding needs.** The proposal repeals only new transit property tax relief granted in 2001, with the state continuing to pay \$58 million for Metro Transit and \$16 million for Greater Minnesota Transit.

Senate authors include Bakk, David Tomassoni (DFL-Chisholm), Rod Skoe (DFL-Clearbrook), David Senjem (R-Rochester) and Michelle Fischbach (R-Paynesville). The House, which can have any number of authors on the bill (only five are allowed on each Senate bill), has 19 authors. They include Davids, Bob Gunther (R-Fairmont), Dean Simpson (R-New York Mills), Morrie Lanning (R-Moorhead), Bud Heidgerken (R-Freeport), Dean Urdahl (R-Grove City), Paul Marquart (DFL-Dillworth), Bud Nornes (R-Fergus Falls), Tony Cornish (R-Good Thunder), Aaron Peterson (DFL-Madison), Frank Moe (DFL-Bemidji), Larry Hosch (DFL-St. Joseph), Andy Welti (DFL-Plainview), Jeanne Poppe (DFL-Austin), Dan Dorman (R-Albert Lea), Tina Liebling (DFL-Rochester), Ruth Johnson (DFL-St. Peter), Irv Anderson (DFL-International Falls), and Brita Sailer (DFL-Park Rapids).

If your legislators have signed onto the bills, write or call to thank them for their support. If not, contact them and ask for their support.

Budget resolutions demonstrate discord among legislators

Last week, the Senate passed step one of a quirky budget resolution that would erase the biennium's projected deficit and lock in place the existing state budget for the next two years. According to Senate leadership, this would keep the government from shutting down if legislative negotiations run past June 30. **Step two would allow discussions on new spending and revenue increases** for items such as education, health care, transportation, environment and other needs.

In contrast, House leadership is hoping to pass a budget resolution that sets limits on both taxing and spending, setting the stage for more conflict as the session wears on. The House budget

resolution was scheduled to be heard last week, but there were not enough votes to pass the measure. According to some legislators from both parties, the number is too low and not flexible enough to take into consideration changes that require no new state taxes but increase general fund spending. A prime example of that is the One Minnesota Act, which, as described above, repeals mass transit property tax relief and earmarks the savings for increased education and Local Government Aid funding.

LMC's Legislative Conference scheduled for Thursday

Small Cities Count stickers will be handed out during the League of Cities Legislative Conference on Thursday. Please attend and make our presence known.

Annexation hearings scheduled

This session, both the House and Senate Local Government Committees promised full hearings of annexation bills. Despite that promise, the Minnesota Township Association (MAT) declined to enter a bill until the last minute. Since they entered a bill, so did cities, but this leaves little time for a full discussion on either side. The House Local Government Committee will hear the bills at 12:30 on Wednesday, and the Senate will follow the next Wednesday.

The township bill authored by Rep. Peter Nelson (R-Lindstrom) repeals the current annexation by ordinance procedures and the entire contested case process, creating an "alternative annexation process." This is a major rewrite of the entire annexation chapter, adding new procedures and making contested annexations more difficult and expensive for cities to file and win. It also limits property-owner petitioned annexations.

In response, two annexation bills were introduced on behalf of cities. Tina Liebling (DFL-Rochester) authored HF 2060. This bill would create a land-use advisory council, streamline the annexation process and remove limits on property-owner petitioned annexation (the 60 acre provision). The second bill, HF 2061 by Morrie Lanning (R-Moorhead), limits urban development in townships and extends city land-use controls.

Please contact your legislators and ask them to oppose HF 1971 and support House Files 2060 and 2061. Tell them the township bill will encourage more development with septic systems, degrading water quality in the state, stifle economic development in cities, prevent property owners from petitioning for annexation under the 60-acre rule more than once every two years, and promote sprawl by pushing development further away from cities.

The city bills, in contrast, will encourage efficient extension of city service, prevent environmental damage, streamline the annexation procedure, allow property owners to petition for annexation of an entire parcel at one time, allow cities to control urban sprawl and correctly identify cities as the primary land-use planning agent for urban areas.

Conference committees still meeting on bonding bill

Legislators had hoped to wrap up the bonding bill before Easter, and those watching the process are hoping that the delay won't stall the process indefinitely. **Once self-imposed deadlines are passed, it is usually hard to retain momentum, but we're hoping that calls and letters from home will stimulate renewed attention to the work at hand.** The bonding bill, which provides needed infrastructure in the state, provides well-paying jobs and stimulates the economy, is already a year behind schedule. Due to increased costs and higher interest rates, this delay has diminished the spending power of the bill.

After tough negotiations, the Senate agreed to an \$880 million bill, much lower than its members anticipated. That turned out to be the easy part, however. Wrangling continued over the content of the bonding projects, with no agreement in sight as yet. **Luckily, both sides continue to support grant**

money for wastewater infrastructure projects, clean water mandates, and funding for economic development and redevelopment. For once, both the House and Senate are more interested in funding proposals that help the entire state, rather than individual communities. Now, they need to get the job done. **Contact your legislators and tell them you expect them to pass a bill now and not wait until the end of the session.** That will make it too late to start construction and leave the bill open for political tomfoolery at the end of the session.

MN Assn of Small Cities, Nancy Larson Exec Dir, 21950 CSAH 4, Dassel MN 55325 (Cell) 612-961-5408 nanlars@LL.net
Kathy Fenrich Assoc Dir, 25770 CSAH 1, Litchfield MN (Office) 320-693-1283 maosc@mschi.com

Craig J. Wainio

From: John H. Sundvor [jhsundvor@flaherty-hood.com]
Sent: Thursday, March 24, 2005 3:43 PM
Attachments: image001.wmz

FLAHERTY & HOOD

Professional Association

MEMORANDUM

To: CGMC Members

From: Tim Flaherty,
Flaherty & Hood, P.A.

Date: March 24, 2005

Re: CGMC legislative priorities are at risk

I am sure you are aware that we are reaching a critical juncture in the 2005 legislative session. Issues important to the Coalition of Greater Minnesota Cities may well be decided by the choices legislators make next week, when they return from their Easter recess. Please help us lobby the Legislature Wednesday (March 30). With your assistance we can ensure that the choices legislators make next week will not undercut issues that are important to Greater Minnesota.

Local Government Aid

The coalition has introduced the **One Minnesota Act** (HF2059/SF1914), legislation that repeals mass transit property tax relief and earmarks the savings for school and Local Government Aid funding. Under our plan, the money freed by repeal would provide schools with \$80 million in new funding and would restore 40 percent – \$60 million – of the \$150 million that was cut from LGA in 2003. The legislation was introduced in both the House and Senate this week.

Chief author of the House bill is Rep. Greg Davids, R-Preston. Co-authors include Reps. Bob Gunther, R-Fairmont; Dean Simpson, R-New York Mills; Morrie Lanning, R-Moorhead; Bud Heidgerken, R-Freeport; Dean Urdahl, R-Grove City; Paul Marquart, DFL-Dilworth; Tony Cornish, R-Good Thunder; Aaron Peterson, DFL-Madison; Bud Nornes, R-Fergus Falls, Frank Moe, DFL-Bemidji; Larry Hosch, DFL-St. Joseph; Andy Welti, DFL-Plainview; Jeanne Poppe, DFL-Austin; Dan Dorman, R-Albert Lea; Tina Liebling, DFL-Rochester; Ruth Johnson, DFL-St. Peter; Irv Anderson, DFL- International Falls; and Brita Sailer, DFL-Park Rapids.

In the Senate, the bill is being carried by Sen. Tom Bakk, DFL-Cook. Co-authors are Sens. David Tomassoni, DFL-Chisholm; Rod Skoe, DFL-Clearbrook; David Senjem, R-Rochester; and Michelle

Fischbach, R-Paynesville.

While the **One Minnesota Act** requires no new state taxes, it does increase general fund spending. **It is imperative, therefore, that we convince legislators in the House to adopt an amendment by Dorman and Rep. Mindy Greiling, DFL-Roseville, to increase the House's budget resolution.**

Without that amendment, our efforts to increase LGA funding will be all but futile. Supporting a higher budget resolution does not mean legislators will be supporting a tax increase.

Capital Bonding

After three days of meetings this week, the bonding conference committee adjourned for the Easter break without reaching an agreement. While House and Senate negotiators have been unable to agree on the size of the bonding bill, it is apparent that efforts to scale back the bonding bill will cost greater Minnesota funding for important initiatives. **We must contact legislators in both the House and Senate and tell them that solution is not acceptable.**

The House wants to spend \$22.6 million to expand the Minnesota Zoo. The Senate has earmarked \$12 million for the same project. If the Legislature can issue bonds to expand the Minnesota Zoo, it should also be willing to support our efforts to help communities pay for new environmental mandates and promote jobs in greater Minnesota through redevelopment and business infrastructure grant programs.

Greater Minnesota must have:

- **\$6.5 million** in matching grants to help cities pay for new clean water mandates from the Minnesota Pollution Control Agency.
- **\$9.5 million** for a grant program to help cities in greater Minnesota provide the infrastructure needed for economic development.
- **\$7.5 million** for a grant program to help greater Minnesota cities redevelop dilapidated property.

The numbers split the difference between the appropriations in the original House and Senate bonding bills. Our legislators must understand the importance of those projects to cities across greater Minnesota. **You must let them know that investing in greater Minnesota is at least as important as expanding a zoo.**

Annexation

Last Monday (March 21) the townships introduced legislation that would seriously weaken a city's ability to annex property. The bills (HF1971/SF1867) replace the current annexation-by-ordinance procedures and the entire contested-case process with an "alternative annexation process." The bills are being carried by Rep. Pete Nelson, R-Lindstrom and Sen. David Tomasonni, DFL-Chisholm.

The legislation is a major rewrite of Minnesota's annexation law. It muddles the current annexation

process by adding new procedures, makes contested annexations more difficult and expensive for cities to file and win, and limits property-owner petitioned annexations.

The coalition has responded by introducing two of its own annexation bills (HF2060/ HF2061) in the House. Reps. Liebling and Lanning are the chief authors of the two bills.

Liebling's bill (HF2060) creates a land-use advisory council, streamlines the annexation process and removes limits on property-owner petitioned annexations. Lanning's measure (HF2061) limits urban development in townships, and extends city land-use controls.

All of the bills will be heard on Wednesday, March 30, in the House Local Government Committee.

We need your help in stopping yet another township attempt to weaken the state's annexation law.

Together, we must show legislators that HF1971 is:

- **Anti-environment.** The bill encourages more development on septic systems in townships because annexation is too difficult and time consuming. This will degrade the water quality in our state.
- **Anti-economic development.** Cities annex property to accommodate economic development opportunities. Cities may lose those opportunities to other communities if they are unable to annex property.
- **Anti-property owner.** The bill would prevent property owners from petitioning for annexation under the 60-acre rule more than once every two years. If property owners want their property annexed, there should be no restrictions on their ability to request annexation.
- **Pro sprawl.** The process in the bill will push development further away from cities. As a consequence, it will be more expensive to extend city services at a later date and lead to the destruction of valuable farmland.

When you visit with legislators, ask them to support the CGMC's annexation bills. Our legislation encourages the efficient extension of city services, prevents environmental damage, streamlines the annexation procedure, fosters economic development, allows cities to control urban sprawl, protect property rights, and correctly identifies cities as the primary land use planning agents for urban areas.

We need your help. The choices that will be made next week will have a major impact on our legislative agenda. **Working together, we can ensure that the choices made by the Legislature this year will not undercut the well-being of cities across greater Minnesota.**

John Sundvor

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Coalition of Greater Minnesota Cities

March 24, 2005

Contact: Sarah Kleppe
651.225.8840

CGMC in Brief

Meet with your legislators over Easter break!

The Legislature will reconvene Tuesday, March 29 after the Easter recess. CGMC members are urged to meet with their legislators while they are at home to discuss the following CGMC issues that will be considered by the Legislature immediately after the weekend recess:

- **The bonding bill**, which contains important CGMC funding initiatives for economic development, redevelopment, and environmental matching grants for total maximum daily load (TMDL) compliance.
- **The House and Senate budget resolutions**, which could have a major impact on Local Government Aid funding.
- **A township bill** that would significantly limit annexations, which is scheduled for a House hearing **Wednesday, March 30**.

CGMC members will receive information today about these issues to use over the weekend or next week at the Capitol. After meeting with your legislators, please contact Sarah at skleppe@flaherty-hood.com to let us know how your conversations went and/or if your legislators would like additional information.

March 30 – CGMC Full Membership Meeting

All CGMC members are urged to attend the **CGMC Full Membership Meeting in St. Paul Wednesday, March 30**. Members will receive a legislative update and help with lobbying during the day. The registration form/agenda is available on the CGMC's website at: www.greatermncities.org/March_30_Agenda_033005.pdf.

Newspapers receive CGMC updates

John Sundvor, senior media advisor for the CGMC, is meeting with newspaper editors from across Minnesota to update them on CGMC issues. Thank you to the CGMC members who have met with John and their editors. Keep an eye out for CGMC in the news!

CGMC Labor Relations Committee

Officials from about 35 cities participated in the CGMC Labor Relations regional workshops held in **Owatonna March 2, Worthington March 3, Alexandria March 9, and Bemidji March 10**. A special thank you to the city officials who helped coordinate the workshops and those who invited non-CGMC member cities to attend the informative workshops.

There will be another seminar this fall. If you are interested in more information about the Labor Committee please contact either Chris Hood or Brandon Fitzsimmons at 651.225.8840.



Saint Louis County

Planning Department – Community Development • 117 Northland Center
307 South First Street • Virginia, MN 55792 • Phone: (218) 749-9741 • Fax: (218) 749-7194

DATE: March 21, 2005

TO: St. Louis County City and Town Officers

FROM: Nancy Larson, Manager
Community Development Division

- ★ 2004 Program Accomplishments
- ★ 2005 CDBG Celebration
- ★ 2006 CDBG Program Kickoff

The attached notice announces a public presentation regarding program accomplishments of the Community Development Block Grant, HOME Investment Partnership, and Emergency Shelter Grant programs. A summary of 2004 accomplishments will be highlighted.

The notice also announces the 2006 CDBG program kickoff, which offers applicants an opportunity to learn more about this year's CDBG application process and criteria for funding.

In addition, the CDBG Celebration will be part of this year's program. Each year St. Louis County marks the anniversary of the Community Development Block Grant program by showcasing projects and services funded with CDBG. Please join us as we incorporate the celebration theme "*Communities on the Rise*" into the program, which will highlight the impact of St. Louis County-funded transitional housing programs in our communities.

Two identical presentations have been scheduled for April 12 and 13. You should plan to attend either session if you are considering a CDBG application for 2006 funding. If you are not familiar with the CDBG program and how it can assist your community, attend the kickoff and learn how the program works!

We hope you will be able to attend!

ST. LOUIS COUNTY COMMUNITY DEVELOPMENT DIVISION
PUBLIC HEARING ON FY 2004 PROGRAM ACCOMPLISHMENTS

and

CDBG FY 2006 PROGRAM KICKOFF

**Proctor City Hall
100 Pionk Drive
Proctor, Minnesota
Tuesday, April 12, 2005
1:00 - 3:00 P.M.**

**Mountain Iron Community Center
8586 Enterprise Drive South, Mountain Iron, MN
Wednesday, April 13, 2005
1:00 - 3:00 P.M.**

St. Louis County Community Development Division will hold a public hearing on the fiscal year 2004 program accomplishments of the Community Development Block Grant (CDBG), HOME Investment Partnership (HOME), and Emergency Shelter Grant (ESG) programs.

The 2006 CDBG program year will also kickoff with a presentation describing St. Louis County's CDBG program including the 2006 funding application process, time frame, and criteria for funding consideration. CDBG preapplications will be available at the presentation. Representatives of proposed projects will be given an opportunity to ask specific questions about their proposed project.

Information will be collected for the development of funding recommendations for St. Louis County's 2006 Action Plan. The Action Plan is a planning document and application for funding through the United States Department of Housing and Urban Development's CDBG, HOME and ESG programs. It describes community needs and specific goals and objectives that will benefit low- and moderate-income individuals, provide affordable housing, and address the needs of the homeless population.

The HOME program activities cover the five-county area of Cook, Lake, Itasca, Koochiching, and St. Louis counties. County residents are invited to attend either session to identify the general needs of their community. Persons directly affected by these programs, in particular, are encouraged to attend. County Community Development Division staff and members of the St. Louis County Community Development Advisory Committee will be present.

Signers will be provided for those who are hearing impaired if requests are made to CDBG staff by April 1. The meeting rooms are accessible to persons with disabilities. For more information call 218-749-9741, or contact the St. Louis County Community Development Division office, 117 Northland Center, 307 First Street South, Virginia, Minnesota.

"An Equal Opportunity Employer"

St. Louis County
Community Development Division to conduct

CDBG FY 2006 Celebration and Kick-off

Public Hearing on FY 2004 Program Accomplishments



Tuesday, April 12th

1:00 to 3:00 pm

Proctor City Hall

100 Pionk Drive

Proctor

Wednesday, April 13th

1:00 to 3:00 pm

Mt. Iron Community Center

8586 Entenmann

Mt. Iron

- Celebration of past successes and accomplishments
- Overview of the Community Development Block Grant program highlighting federal eligibility requirements
- Information for cities, townships and nonprofits on application process and timeline
- Question and Answer session with staff specialists on your proposed project
- FY 2006 pre-applications provided
- Attend either day