

**MOUNTAIN IRON CITY COUNCIL MEETING  
COMMUNITY CENTER  
MOUNTAIN IRON ROOM  
MONDAY, MAY 19, 2008 - 6:30 P.M.  
A G E N D A**

- I. Roll Call
  - II. Consent Agenda
    - A. Minutes of the May 5, 2008, Regular Meeting (#1-13)
    - B. Communications (#39)
    - C. Receipts
    - D. Bills and Payroll
  - III. Public Forum
    - A. FiberNet Presentation (#14-15)
  - IV. Committee and Staff Reports
    - A. Mayor's Report
    - B. City Administrator's Report (#16-20)
    - C. Director of Public Works Report
    - D. Sheriff's Department Report (#21)
    - E. City Attorney's Report
    - F. City Engineer's Report
      - 1. Locomotive Park Fence Construction (#22-23)
    - G. Parks and Recreation Board
      - 1. Campground Caretaker
    - H. Liaison Reports
  - V. Unfinished Business
  - VI. New Business
    - A. Resolution 24-08 Release of Easement (#24-28)
    - B. Resolution 25-08 Awarding Bid (#29-31)
    - C. Resolution 26-08 Supporting Application (#32-33)
    - D. Ordinance 01-08 Amending Zoning Code (#34-35)
    - E. Temporary Liquor License (#36)
    - F. Merritt Days Funding (#37)
    - G. Additional Unity 2 Grant (#38)
    - H. Communications (#39)
  - VII. Open Discussion on City Business
  - VIII. Announcements
  - IX. Adjourn
- # Denotes page number in packet

MINUTES  
MOUNTAIN IRON CITY COUNCIL  
MAY 5, 2008

Mayor Skalko called the City Council meeting to order at 6:30 p.m. with the following members present: Joe Prebeg, Jr., Tony Zupancich, Alan Stanaway, Ed Roskoski, and Mayor Gary Skalko. Also present were: Craig J. Wainio, City Administrator; Jill M. Anderson, Municipal Services Secretary; Don Kleinschmidt, Director of Public Works; Rod Flannigan, City Engineer (entering on 6:38 p.m.); and John Backman, Sergeant (entering at 6:47 p.m.).

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

1. Add the following items to the agenda:
  - VI. I. Unity Second Addition Sign
  - J. Park & Recreation Board Authorization for West Two Caretaker
  - K. Special Meeting of the Public Safety and Health Board
2. Approve the minutes of the April 21, 2008, Board of Review meeting as submitted.
4. 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.
5. To acknowledge the receipts for the period April 16-30, 2008, totaling \$255,346.79, (a list is attached and made a part of these minutes).

The motion carried.

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

3. Approve the minutes of the April 21, 2008, City Council meeting as submitted.
6. To authorize the payments of the bills and payroll for the period April 16-30, 2008, totaling \$231,726.41, (a list is attached and made a part of these minutes).

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

At 6:41 p.m., it was moved by Zupancich and seconded by Prebeg to recess the regular meeting and open the public hearing on improvements to a portion of Unity Drive. The motion carried.

Len Roskoski, Unity Drive, South Grove end, was present and said he planned to build a house in the area and wanted road access constructed by the City.

At 6:43 p.m., it was moved by Zupancich and seconded by Skalko to close the public hearing and reconvene the regular meeting. The motion carried.

It was moved by Prebeg and seconded by Stanaway to adopt Resolution Number 23-08, authorizing plans, (a copy is attached and made a part of these minutes). The motion carried with Roskoski abstaining.

The Mayor updated the Council on the following items:

- Street and Alley Committee meeting. He thanked City Staff for participating in the meeting. He said that the Downtown TEA21 Grant for the vintage lighting would be funded in part through Federal funding. He said that the project would be pushed back until October 2008 and completed by October of 2009.
- Street Overlay Projects. Ulland Brothers will be working on Unity Drive, Enterprise Drive North, Heather Avenue, Tamarack Drive, Coral Street and Granite Streets in Downtown Mountain Iron.
- Unity Second Addition. USA Contractors will be completing the blacktop and curb work in the Addition.
- Old Highway 169. The bids requests are out and Phase I would be completed in 2008.

The City Administrator updated the Council on the following:

- CDBG Priorities. The deadline is May 15<sup>th</sup> for the pre-applications. The City Council needs to consider projects in the Downtown area of Mountain Iron because this is the only area with low to moderate income families.
- West II Rivers Campground. The Campground would be open on May 9, 2008.
- League of Minnesota Cities. A workers compensation specialist met with City Staff reviewing the claims history and she advised Staff that the prices have come down for the Cities workers compensation package.
- Foreman Position. Michael Downs has accepted the Employment Agreement effective May 1, 2008.
- Locomotive Park. The fencing quotes have been received, but there is a problem with the legal description of the property that has to be resolved.

It was moved by Prebeg and seconded by Zupancich to direct City Staff to prepare a CDBG application for the Agate Street Storm Sewer Project. The motion carried.

It was moved by Prebeg and seconded by Stanaway to authorize \$100 toward the purchase of an advertisement for the West II Rivers Campground on the Mesabi Trail for the 2008-2009 season. The motion carried on a roll call vote.

Councilor Roskoski said that the Connector publication put out by the Electrical Department was a good publication. The Director of Public Works said that this is a quarterly publication that the Electrical Department mails to the electric customers.

The Mayor announced that the large trash notices had been mailed to the residents and the pickup is scheduled for the beginning of June.

The Sergeant reported that the individual that robbed the Short Stop station about a month

ago, plead guilty yesterday in court. He thanked Dennis Benz, Virginia Police Department, and Saint Louis County Investigator Skelton from the Virginia office.

Councilor Roskoski asked the City Engineer about the flooding problem on 16<sup>th</sup> Avenue. The City Engineer said that he would contact the Minnesota Department of Transportation to check on this.

It was moved by Stanaway and seconded by Zupancich to direct the City Engineer to complete a hydrology study on the Unity Drive corridor between Unity Second Addition and South Grove. The motion carried.

It was moved by Zupancich and seconded by Stanaway to authorize the City Engineer and the City Attorney to explore the ownership and the right-of-way situations along Giorgi's Road in Kinross. The motion carried.

The following reports were made during the Liaison Reports:

- Economic Development Authority. Councilor Zupancich said that the EDA is working with a business to build a satellite office and they would be located to the north of United Electric. He also advised the Council that the EDA would be working on an Economic Development Comprehensive Plan to compliment the City Comprehensive Plan.
- Planning and Zoning Commission. Councilor Zupancich reported that the Commission is holding a Public Hearing on May 12, 2008, for Ordinance Revisions.
- Economic Development Authority. The Mayor commented on the establishment of the EDA. He said that this is an all volunteer board and they do an excellent job with economic development in the City.

It was moved by Zupancich and seconded by Stanaway to adopt Resolution Number 20-08, authorizing a Grant Application to the Department of Employment and Economic Development's Contamination Investigation and RAP Development Grant Program to be used for the further investigation of the dump site adjacent to the City sub-station, (a copy is attached and made a part of these minutes). The motion carried with Roskoski voting no.

It was moved by Zupancich and seconded by Prebeg to adopt Resolution Number 21-08, authorizing a Feasibility Report to explore the possible options in dealing with deteriorated storm sewer situation along Agate Street, (a copy is attached and made a part of these minutes). The motion carried.

It was moved by Prebeg and seconded by Skalko to adopt Resolution Number 22-08, ordering bids for the City to advertise and received bids for infrastructure for the Morgan Park housing development, (a copy is attached and made a part of these minutes). The motion carried.

It was moved by Stanaway and seconded by Zupancich to waive the building rental fee for the Care Partners for their May 16, 2008, fundraiser. The motion carried with Roskoski abstaining.

It was moved by Roskoski and seconded by Skalko to have the Public Safety and Health Board review the Peddler's license criteria. The motion carried.

It was moved by Roskoski and seconded by Skalko to have the Cable Commission inquire whether the City Council meeting agendas could be posted on Public Access Television Channel (PACT). The motion carried.

The Council reviewed the list of communications. Councilor Roskoski noted that the Minnesota Department of Transportation had not funded the grant application for the trail.

It was moved by Prebeg and seconded by Zupancich to direct City Staff to prepare a plan/design for advertising Unity Second Addition on a billboard sign to be placed on Highway 53 and 169 and bring the information back to the City Council to review. The motion carried.

It was moved by Prebeg and seconded by Roskoski to authorize the Parks and Recreation Board to hire a Caretaker for the West II Rivers Campground to begin work on May 9<sup>th</sup>, 2008. The motion carried.

Councilor Stanaway announced that there will be a Special Meeting of the Public Safety and Health Board meeting because there will be a Saint Louis County Representative discussing "Planning for Pandemics" on May 14<sup>th</sup>, 2008 at 2:00 p.m.

During the open discussion the following items were discussed:

- SWOP Meeting. Councilor Prebeg advised the Council that he had originally volunteered to attend the meeting on May 6<sup>th</sup>, but because of the interviews for the West II Rivers Campground Caretaker, he would no longer be able to attend the SWOP Meeting. No one else was available to attend the SWOP meeting either.
- Building Permit Requirements. Councilor Roskoski announced that there is a public hearing on May 12, 2008, at 7:00 p.m. regarding the amendments to the Zoning Ordinance.
- Building Permits. Councilor Roskoski asked what the current building permit fees were. The City Administrator said that he would make a copy of the rates for Councilor Roskoski.

At 7:59 p.m., it was moved by Skalko and seconded by Roskoski that the meeting be adjourned. The motion carried.

Submitted by:



Jill M. Anderson, CMC/MMCA  
Municipal Services Secretary

## COMMUNICATIONS

1. Minnesota Department of Transportation, a letter advising the City that the grant application for the Mountain Iron-Buhl High School to Merritt Elementary School Trails has not been funded.
2. Silver Creek Liquor Company, a letter thanking the Sheriffs Department for an arrest that was made.

## Summary By Category And Distribution

Category	Distribution	Amount
UTILITY	UTILITY	146,749.80
MISCELLANEOUS	BASEBALL/SOFTBALL FEES	825.00
PERMITS	BUILDING	186.44
MISCELLANEOUS	REIMBURSEMENTS	58,746.44
CAMPGROUND RECEIPTS	FEES	1,140.00
METER DEPOSITS	ELECTRIC	1,150.00
BUILDING RENTALS	NICHOLS HALL	75.00
MISCELLANEOUS	ELECTRIC RECONNECT FEE	35.00
MISCELLANEOUS	BLUE CROSS/BLUE SHIELD PAYABLE	30,573.12
BUILDING RENTALS	BUILDING RENTAL DEPOSITS	450.00
BUILDING RENTALS	COMMUNITY CENTER	340.00
FINES	CRIMINAL	1,748.29
LICENSES	ANIMAL	15.00
MISCELLANEOUS	CABLE TV FRANCHISE FEE	6,110.64
CHARGE FOR SERVICES	ELECTRIC-CHG FOR SERVICES	2,236.17
CD INTEREST	CD INTEREST 101	560.36
CD INTEREST	CD INTEREST 378	1,425.00
CD INTEREST	CD INTEREST 602	350.00
CD INTEREST	CD INTEREST 603	425.00
CD INTEREST	CD INTEREST 604	25.00
CHARGE FOR SERVICES	REFUSE REMOVAL-CHG FOR SERVICE	20.00
CD INTEREST	CD INTEREST 301	160.53
LEASES	LEASES	2,000.00
Summary Totals:		<u>255,346.79</u>

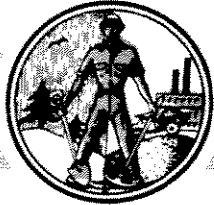
Check Issue Date(s): 04/29/2008 - 05/09/2008

Per	Date	Check No	Vendor No	Payee	Check GL Acct	Amount
05/08	05/06/2008	136345	130017	AMERICAN BANK	101-20200	353.04
05/08	05/06/2008	136346	5007	ASSURANT EMPLOYEE BENEFITS	604-20200	621.93
05/08	05/06/2008	136347	20022	BENCHMARK ENGINEERING INC	101-20200	6,792.08
05/08	05/06/2008	136348	20014	BORDER STATES ELECTRIC SUPPLY	604-20200	4,479.77
05/08	05/06/2008	136349	5027	BRYAN OR ALLISON WITALA	101-20200	200.00
05/08	05/06/2008	136350	30014	CALVARY CEMETERY ASSOCIATION	101-20200	500.00
05/08	05/06/2008	136351	30017	CARQUEST (MOUNTAIN IRON)	101-20200	231.19
05/08	05/06/2008	136352	220003	CITY OF VIRGINIA	101-20200	45.95
05/08	05/06/2008	136353	30053	CONSOLIDATED TRADING COMPANY	101-20200	849.25
05/08	05/06/2008	136354	5030	CRYSTAL WELLS	101-20200	100.00
05/08	05/06/2008	136355	30059	CVAR, THOMAS	101-20200	30.00
05/08	05/06/2008	136356	30072	CW TECHNOLOGY	301-20200	3,708.03
05/08	05/06/2008	136357	5028	DEBORA REDMOND	101-20200	200.00
05/08	05/06/2008	136358	40018	DEPT. OF NATURAL RESOURCES	301-20200	38.45
05/08	05/06/2008	136359	40027	DULUTH/SUPERIOR COMMUNICATION	101-20200	975.30
05/08	05/06/2008	136360	60029	FERGUSON ENTERPRISES INC	101-20200	392.51
05/08	05/06/2008	136361	60006	FISHER PRINTING	604-20200	495.23
05/08	05/06/2008	136362	70035	G & K SERVICES	101-20200	27.42
05/08	05/06/2008	136363	70004	GRANDE ACE HARDWARE	101-20200	53.15
05/08	05/06/2008	136364	70028	GREATER MINNESOTA AGENCY INC	101-20200	192.00
05/08	05/06/2008	136365	80022	HAWKINS INC	601-20200	802.70
05/08	05/06/2008	136366	80017	HENRY'S WATERWORKS INC	101-20200	246.91
05/08	05/06/2008	136367	80001	HILLYARD/HUTCHINSON	101-20200	1,922.59
05/08	05/06/2008	136368	80026	HUSKY SPRING	101-20200	218.95
05/08	05/06/2008	136369	60018	JILL M ANDERSON	101-20200	27.27
05/08	05/06/2008	136370	120003	LEAGUE OF MINNESOTA CITIES	101-20200	49.36
05/08	05/06/2008	136371	120008	LEHMAN FABRICATING INC	101-20200	8.31
05/08	05/06/2008	136372	130041	MESABI BITUMINOUS	101-20200	752.36
05/08	05/06/2008	136373	130004	MESABI DAILY NEWS	101-20200	2,267.72
05/08	05/06/2008	136374	130006	MESABI HUMANE SOCIETY	101-20200	1,000.00
05/08	05/06/2008	136375	130093	MESABI RANGE COLLEGE	101-20200	60.00
05/08	05/06/2008	136376	130068	MESABI TRAIL ADVERTISING	101-20200	100.00
05/08	05/06/2008	136377	130109	METRO FIRE	101-20200	1,402.50
05/08	05/06/2008	136378	5026	MIB ISD #712	101-20200	100.00
05/08	05/06/2008	136379	130008	MINNESOTA MUNICIPAL UTILITIES	604-20200	405.59
05/08	05/06/2008	136380	130009	MINNESOTA POWER	101-20200	1,155.36
05/08	05/06/2008	136381	130067	MINNESOTA REVENUE	602-20200	1,450.00
05/08	05/06/2008	136382	130010	MINNESOTA UC FUND	101-20200	476.46
05/08	05/06/2008	136383	130037	M-R SIGN	101-20200	481.69
05/08	05/06/2008	136384	5024	NAN LEDIN	101-20200	40.00
05/08	05/06/2008	136385	5031	NATURAL HARVEST FOOD CO-OP	101-20200	200.00
05/08	05/06/2008	136386	140052	NORTHEAST SERVICE COOPERATIVE	101-20200	41,095.90
05/08	05/06/2008	136387	140043	NORTHERN 2-WAY SERVICE LLC	101-20200	120.00
05/08	05/06/2008	136388	140004	NORTHERN ENGINE & SUPPLY INC	101-20200	676.22
05/08	05/06/2008	136389	140055	NORTHERN VISUAL SERVICES	101-20200	30.00
05/08	05/06/2008	136390	150011	OLD DOMINION BRUSH	101-20200	297.49
05/08	05/06/2008	136391	5025	PAULA KRAMER	101-20200	100.00
05/08	05/06/2008	136392	160038	PITNEY BOWES	604-20200	502.32
05/08	05/06/2008	136393	170007	QUILL CORPORATION	101-20200	376.18
05/08	05/06/2008	136394	180052	REED BUSINESS INFORMATION	101-20200	294.84
05/08	05/06/2008	136395	180045	RESERVE ACCOUNT	604-20200	1,000.00
05/08	05/06/2008	136396	180005	ROAD MACHINERY AND SUPPLY	101-20200	24.41
05/08	05/06/2008	136397	180031	RRHS UMCM MESABA CLINICS	604-20200	110.00
05/08	05/06/2008	136398	190023	SAINT LOUIS COUNTY	101-20200	296.00
05/08	05/06/2008	136399	190045	SERVICE SOLUTIONS	101-20200	335.58
05/08	05/06/2008	136400	5029	SHIRLEY SAVELA	101-20200	100.00
05/08	05/06/2008	136401	190024	ST LOUIS CO SHERIFF LITMAN	101-20200	35,833.00



Check Issue Date(s): 04/29/2008 - 05/09/2008

Per	Date	Check No	Vendor No	Payee	Check GL Acct	Amount
05/08	05/06/2008	136402	190061	SULLIVAN CANDY & SUPPLY	101-20200	303.39
05/08	05/06/2008	136403	200020	THE TRENTI LAW FIRM	101-20200	5,211.31
05/08	05/06/2008	136404	210007	U S BANK TRUST NATIONAL ASS'N	601-20200	17,531.25
05/08	05/06/2008	136405	210001	UNITED ELECTRIC COMPANY	604-20200	122.86
05/08	05/06/2008	136406	220025	VERIZON WIRELESS	101-20200	37.58
05/08	05/06/2008	136407	220014	VIKING INDUSTRIAL NORTH	101-20200	1,380.07
05/08	05/06/2008	136408	220004	VIRGINIA DEPARTMENT OF PUBLIC	604-20200	37,673.91
05/08	05/06/2008	136409	240001	XEROX CORPORATION	101-20200	386.80
05/08	05/06/2008	136410	260001	ZIEGLER INC	101-20200	857.24
Totals:						<u>178,149.42</u>
Payroll-PP Ending 5/2/08						<u>53,126.99</u>
TOTAL EXPENDITURES						<u><u>\$231,276.41</u></u>



# CITY OF MOUNTAIN IRON

"TACONITE CAPITAL OF THE WORLD"

PHONE: 218-748-7570 • FAX: 218-748-7573 • [www.mtniron.com](http://www.mtniron.com)  
8586 ENTERPRISE DRIVE SOUTH • MOUNTAIN IRON, MN • 55768-8260

## RESOLUTION NUMBER 20-08

### **AUTHORIZING SUBMISSION OF APPLICATION TO THE DEPARTMENT OF EMPLOYMENT AND ECONOMIC DEVELOPMENT**

**WHEREAS**, this site is a underutilized tract of land in the City that has remained vacant due to the conditions affecting the site; and,

**WHEREAS**, the Mountain Iron Comprehensive Plan which was approved by the City Council indicates this site to be developed for industrial use due to its location major highways and direct access to rail road service; and,

**WHEREAS**, the City of Mountain Iron is in need of financial assistance from DEED to undertake the development of this site; and,

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA**, has approved the Contamination Cleanup grant application submitted to the Department of Employment and Economic Development (DEED) on April 21, 2008, by the City of Mountain Iron for the Mountain Iron Dump site.

**BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA**, that the City of Mountain Iron act as the legal sponsor for project(s) contained in the Contamination Cleanup Grant Program to be submitted on April 21, 2008 and that City Administrator is hereby authorized to apply to the Department of Employment and Economic Development for funding of this project on behalf of the City of Mountain Iron.

**BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA**, that the City of Mountain Iron has the legal authority to apply for financial assistance, and the institutional, managerial, and financial capability to ensure adequate project administration.

**BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA**, that the sources and amounts of the local match identified in the application are committed to the project identified.

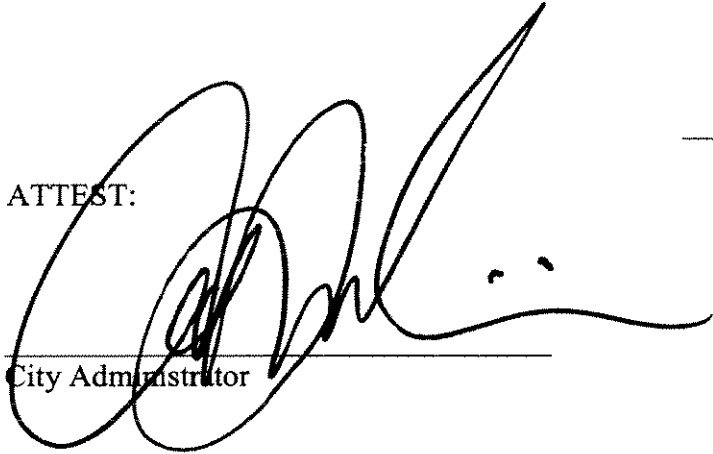
**BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA**, that the City of Mountain Iron has not violated any Federal, State or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice.

**BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA,** that upon approval of its application by the State, City Mountain Iron, Minnesota may enter into an agreement with the State of Minnesota for the above-referenced project, and that the City of Mountain Iron, Minnesota certified that it will comply with all applicable laws and regulation as stated in all contract agreements.

**BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA,** that the Mayor and City Administrator of the City of Mountain Iron are hereby authorized to execute such agreements as are necessary to implement the project on behalf of the applicant.

**DULY ADOPTED BY THE CITY COUNCIL THIS 5<sup>th</sup> DAY OF MAY, 2008.**

ATTEST:

  
\_\_\_\_\_  
City Administrator

  
\_\_\_\_\_  
Mayor Gary Skalko



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## RESOLUTION NUMBER 21-08

### ORDERING PREPARATION OF REPORT ON IMPROVEMENT

WHEREAS, it is proposed to improve the storm sewer along the entire length of Agate Street.

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

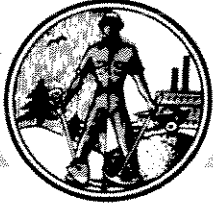
That the proposed improvement be referred to Benchmark Engineering for study and that they are instructed to report to the City Council with all convenient speed advising the City Council in a preliminary way as to whether the proposed improvement is necessary, cost-effective, and feasible and as to whether it should best be made as proposed or in connection with some other improvement, and the estimated cost of the improvement as recommended.

DULY ADOPTED BY THE CITY COUNCIL THIS 5<sup>th</sup> DAY OF MAY, 2008.

ATTEST:

  
\_\_\_\_\_  
City Administrator

  
\_\_\_\_\_  
Mayor Gary Skalko



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## RESOLUTION NUMBER 22-08

### APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS

WHEREAS, pursuant to a Resolution Number 10-08 passed by the City Council February 20, 2008, the city engineer has prepared plans and specifications the improvement of Morgan Park Drive between east line of Mineral Avenue and the end of Morgan Park Drive by tarvia surfacing, installation of curbs and gutters, the construction of storm water systems and the construction of water and waste water mains and has presented such plans and specifications to the City Council for approval;

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

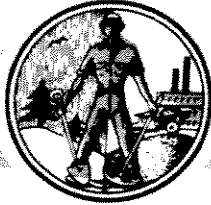
1. Such plans and specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.
2. The City Administrator shall prepare and cause to be inserted in the official paper an advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published for two days, shall specify the work to be done, shall state that bids will be received by the City Administrator until 10:00 a.m. on May 28, 2008, at which time they will be publicly opened in the City Council chambers of the City Hall by the City Administrator and engineer, will then be tabulated, and will be considered by the City Council at 6:30 p.m. on June 2, 2008, in the City Council chambers of the City Hall. Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the City Council on the issue of responsibility. No bids will be considered unless sealed and filed with the City Administrator and accompanied by a cash deposit, cashier's check, bid bond or certified check payable to the City of Mountain Iron for ten (10%) percent of the amount of such bid.

**DULY ADOPTED BY THE CITY COUNCIL THIS 5th DAY OF MAY, 2008.**

ATTEST:

\_\_\_\_\_  
City Administrator

\_\_\_\_\_  
Mayor Gary Skalko



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## RESOLUTION NUMBER 23-08

### ORDERING IMPROVEMENT AND PREPARATION OF PLANS

**WHEREAS**, Resolution Number 18-08 of the City Council adopted the 21st day of April, 2008, fixed a date for a Council hearing on the proposed improvement of Unity Drive between the Northwest corner of Section 14 to approximately 250 feet east of the Northwest corner of Section 14, T58M, R18W by construction, and

**WHEREAS**, ten days' mailed notice and two weeks' published notice of the hearing was given, and the hearing was held thereon on the 5th day of May, 2008, at which all persons desiring to be heard were given an opportunity to be heard thereon.

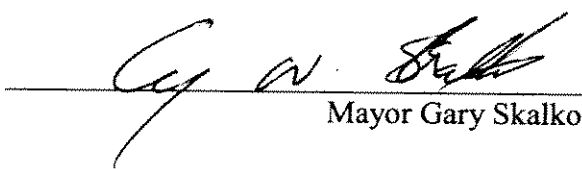
**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA:**

1. Such improvement is necessary, cost-effective, and feasible as detailed in the feasibility report.
2. Such improvement is hereby ordered as proposed in the Council Resolution adopted 21st day of April, 2008.
3. Benchmark Engineering is hereby designated as the engineer for this improvement. The engineer shall prepare plans and specifications for the making of such improvement.

**DULY ADOPTED BY THE CITY COUNCIL THIS 5<sup>th</sup> DAY OF MAY, 2008.**

ATTEST:

  
\_\_\_\_\_  
City Administrator

  
\_\_\_\_\_  
Mayor Gary Skalko



## Iron Range Community FiberNet Community Presentations – May, 2008

### **What is FiberNet?**

Iron Range Community FiberNet will be an ultra high-speed telecommunications system that will provide state-of-the-art voice, video and data to every home and business in the participating communities through a fiber-optic network. This network can provide the highest Internet speeds in both directions.

### **Who owns FiberNet?**

The participating Iron Range communities will own the participating network.

### **Who will provide the voice (telephone), video (television) and data (Internet) services?**

FiberNet will help create an organization that provides the retail voice, video and data services and manages the fiber-optic network. The network will be open to other private service providers that wish to use the network to provide competitive services. This organization will be controlled by FiberNet.

### **Why is FiberNet needed?**

As new video and data services develop around the world, the capacity (bandwidth) they need cannot continue to be supplied by the copper (telephone), coaxial cable and wireless networks that are now available. Fiber infrastructure is becoming as important as electricity, sewer, water and other basic services. Like other emerging infrastructure technologies in the past, like railroads, electricity, and highways, communities that have fiber will grow faster than those that don't.

### **Why can't the private sector take provide this?**

Unfortunately, there generally is not enough new revenue for private companies to invest in fiber networks and get the return on their investment that they need. A few private companies are investing in the largest metro areas in the nation. Small rural communities will likely be the last to be served. Less than 20 Minnesota communities currently have fiber-to-the-home networks. Communities face the choice of getting involved themselves, like they have in the past with other essential infrastructure investments, or letting their economy stagnate or shrink.

### **Who will create FiberNet?**

Two people are leading the FiberNet development. Dr. Tim Nulty is the former director of Burlington Telecom, a FTTH network in Burlington, Vermont and is now developing EC Fiber, a FTTH development in 20+ rural Vermont communities. He has an extensive background in developing and financing telecom projects around the world. Gary Fields has extensive economic development experience with the Minnesota Department of Trade and Economic Development, Springsted Public Finance Advisors and the National Development Council. They

will be adding additional staff as needed, ultimately creating over 25 new jobs at the retail service and network management operations.

**What will the residential voice video and data services cost?**

The pricing of the services has not yet been determined. The business model for FiberNet is the Burlington Telecom operation successfully developed by Dr. Nulty in Burlington, Vermont. The services offered under this same model and financing mechanism cost less and provide greater bandwidth and options than the existing services.

**When will FiberNet be operational?**

Here is the anticipated schedule:

May-June	Confirm community commitments
July	Revise business model and projections based on actual communities
August	Conduct market survey
Nov.	Obtain financing
May, 2009	Begin construction in first community
April, 2010	Begin retail service
June, 2012	Complete construction

**What will the project cost?**

The current estimate for 11 communities and 12 sites is \$50 million, which includes all of the construction costs and operating losses until FiberNet reaches its breakeven point, which is estimated to occur in year 5.

**How will the project be financed?**

Our current plan is to obtain a \$50 million capital lease. Under this scenario, the FiberNet communities have the ability to opt out of the capital lease every year in the unlikely scenario where there are not enough revenues from the network users to cover the annual lease payments. But this is not a desirable option, as it would effect a community's bond rating and future borrowing costs. A more likely scenario if the project does not work as expected is to sell the network to a private party in a manner that accommodates all parties.

**What are the next steps for the FiberNet community City Councils**

Each community needs to pass a non-binding resolution to participate in the project. This allows us to update the financial model and business plan. A binding resolution will be presented in the Fall when full project financing is sought. In addition, each community needs to loan \$15,000 to FiberNet by July to cover expenses that will be incurred prior to the project financing. This loan will be repaid to the communities out of the project financing, but if the project financing is not obtained, this loan will not be repaid.





April 30, 2008

Craig Wainio  
City Administrator  
**City of Mountain Iron**  
8586 Enterprise Dr. South  
Mountain Iron, MN 55768

**Regarding: Loss Control Survey Conducted on April 23, 2008**

Dear Mr. Wainio:

On the above date I met with you and Don Kleinschmidt, Director of Public Works, to perform a loss control survey for the City of Mountain Iron. This service is provided in conjunction with Mountain Iron's participation in the **League of Minnesota Cities Insurance Trust** workers' compensation and property casualty insurance program.

**Specific Purpose of Visit:**

- To introduce myself as the new Loss Control Representative for the City of Mountain Iron
- To discuss the workers' compensation claims loss analysis
- To review the city's current safety programs and training activities
- To identify areas where improvement is needed to benefit the city's loss control program

**Loss Analysis Summary:**

- WC claims from January 1, 2003 to April 21, 2008
- Total claims in this period: 44
- Leading *cause of injury*: Strain or injury by (57%)
- Leading *body part injured*: Backs and Upper Extremity (61%)
- Leading *nature of injury*: Sprains/Strains (64%)
- Current *experience mod*: 1.46
- Repeater Trends: 1 employee with 5 claims (\$11,074), and 1 with 6 claims (\$64,323)

**Discussion:**

We first discussed the city's workers' compensation claims for the past five years. The majority of the claims are coming from your Public Works Department. There were 7 claims in excess of \$10,000, including two that were described as "overuse" of one extremity due to a previous claim on the opposite extremity. I explained your experience mod to you, as it directly relates to the frequency and severity of past injuries. We talked about how the city's workers' compensation claims had decreased significantly during the past policy period.

You indicated that you just got Council to approve a safety incentive program. The city had a similar program a few years ago and decided to do away with it. During those years you were without a program, the injury frequency and costs were much greater.

During our visit, we discussed city operations and the role of the city's safety committee. The safety committee is meeting monthly. Safety training is being provided through MMUA and MN Power on a monthly basis. You also mentioned that the city just purchased a Biggs Easy Lift for removing manhole covers.

Finally, we discussed previous recommendations made by Loss Control Consultant, Dave Strock. Both recommendations (1-7/07 and 2-7/07) made in July 2007 have been completed by the city. However, the recommendation related to playground safety has not been completed. I've included the past recommendations (involving a small crane that was donated) in the following appendix for your consideration. After leaving City Hall, I went to the park area near the school where the crane is located and took some photos (see appendix for details).

**Conclusions:**

Based upon my review of the city's safety programs, there are a few areas I have identified that need some attention.

- A repeater counseling program is advised for employees having multiple WC injuries
- AWAIR Program and other safety programs need review and updating as required annually
- A Hot Work Program should be developed for welding, cutting, brazing and use of torches
- Written programs for Fleet Safety and Contractor Safety
- Past playground recommendation, including the issue of the crane at the playground

Please see the attached recommendations for details.

**60 Day Response Request:**

I have submitted recommendations for your consideration as a tool to help guide your risk management efforts. The decision to complete the recommendations, either in part or in full or the decision not to complete recommendations lies entirely with the insured. The League of Minnesota Cities Insurance Trust believes completion of recommendations can ultimately reduce property, liability or workers' compensation losses as the case may be.

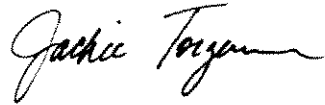
I am available to offer additional assistance if needed. Please contact me by mail, fax, telephone or e-mail within the next 60 days to let me know what, if any progress you are making on each recommendation. I look forward to hearing from you. My telephone number is 612-766-3170.

**Service Plan**

At my next visit, I would like to meet with you to review the recommendations made in this letter, and update the loss control survey information. I would also like to discuss how to perform self-inspections, and provide a tool for doing so. I will contact you in the upcoming months to setup the next appointment.

Thank you for your assistance during my visit. If you or any of your staff have safety related questions, please contact me.

Sincerely,



Jackie L. Torgerson  
Loss Control Representative  
Phone: 612-766-3170  
Email: [jtorgerson@berkleyrisk.com](mailto:jtorgerson@berkleyrisk.com)

c: Wells Fargo Insurance  
401 Chestnut St.  
PO Box 1108  
Virginia, MN 55792

**Information/Resources (emailed on 4/29/08):**

Repeater Counseling Program, Sample Welding Programs, Hot Work Permits, ANSI Motor Vehicle Operations, Sample Contractor Safety Program, Vehicle Self Audit, Auto Accident Kit, Back Injury Prevention, Ergonomics – Shop Memo, Ergonomic Vendor Catalog

## APPENDIX

### New Recommendations:

#### **1-04/08 Implement a Repeater Counseling Program**

There were 4 employees who had four or more injuries during the five year WC loss run data period. Of those injuries, 1 employee had 5 claims and 1 employee had 6 claims. Those two individuals have contributed to \$75,397 of your total claims costs. You should consider developing a strategy to counsel accident repeaters to determine root cause and make appropriate interventions. A sample programs was emailed to you.

#### **2-04/08 Review and update the city's AWAIR Program and all other written safety programs**

A written AWAIR (A Workplace Accident and Injury Reduction) Program will act as a foundation for all other written safety and health programs. AWAIR Programs also present employees with the expectations you have as the employer, and provides for safe behavior accountability. Also, consider reviewing all other written safety programs. As a general rule, safety programs should be reviewed and updated annually. The revision date should be documented somewhere are the beginning of the program.

#### **3-04/08 Develop a written Hot Work Program**

A written program should be developed for any hot work that is performed. This includes welding, cutting and use of torches. With this type of work there are fire and health risks. Since the person performing the hot work is not the only person exposed to the hazards, appropriate controls are needed to protect the surrounding area as well. I have emailed you some resources to help in the development of this program.

#### **4-04/08 Develop a Contractor Safety Program**

This policy should reflect how the city only retains qualified contractors with a demonstrated record of employee safety and health and regulatory compliance. Contractors should be required to observe (or exceed) the city's safety and health policies, procedures and practices before and during work operations. A sample Contractor Safety Program and a Contractor Safety Program Verification form are included with this letter, for your reference. In addition, Chris Smith, LMCIT Loss Control Risk Management Attorney, could help to answer any legal questions you may have, and to review any contracts for the appropriate safety and health language. He can be reached at 651-281-1269.

#### **5-04/08 Develop a Fleet Safety Program**

A written fleet safety program should be developed that clearly identifies city policies and procedures pertaining to safety. The written program should include, but not be limited to, the following elements:

- Management policy statement clearly defining appropriate vehicle usage.
- A list identifying all company vehicles and authorized individuals covered by the fleet program.
- Driver training program, developed for new and existing employees covering topics such as safe driving practices, accident reporting, maintenance, pre/post trip inspection requirements, handling of hazardous materials, hazard communication issues, what to do in case of accident, general safe material handling methods, introduction to city safety policies and procedures, and employee exposures.
- Accident reporting and investigation procedures.
- Vehicle maintenance and inspection procedures.

- Fleet safety committee with purpose and scope clearly defined.
- Incentive and disciplinary policies aimed at enhancing safe driving behaviors and disciplining drivers with adverse driving records.
- Personal use policy.
- Driver selection and qualification policy and procedures.
- Procedures to acquire and review Motor Vehicle Records (MVR's).

Driver files to include: motor vehicle records (MVR's), road test scores, certification of the road test, copy of the employee's employment application, drivers license, and drug and alcohol testing records, driver's medical records, and certification of violations and driving records review. Resources to aid in the production of this program have been emailed to you.

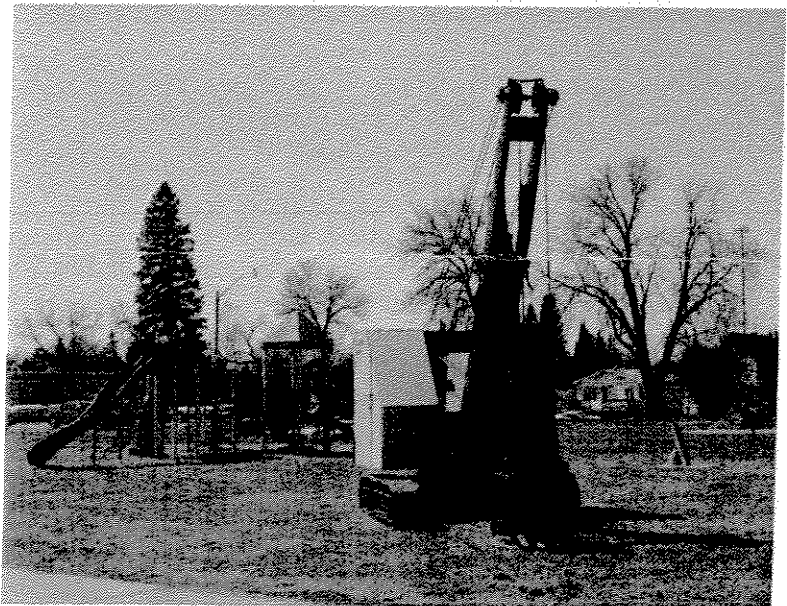
**Past Recommendation (made by Dave Stroock):**

1-9/04 I reviewed the mining equipment that is on display in the city parks. There is a potential for injury to children climbing and playing on this equipment that should be addressed. You should decide whether to remove the equipment, fence off access to the equipment or make the equipment safer by reducing the potential hazards. The playground safety handbook is a good reference to use for making the equipment safer. Key areas to review are: energy absorbing materials for falls, head entrapment prevention, protrusions that can cause injuries. Handholds that allow children to climb too high should be eliminated.

The following are some of the concerns that should be addressed:

- a) The cables on the shovels (playground and mine pit) have broken strands that could cut hands. The cables also provide handholds for climbing the booms.
- b) The larger shovel at the mine pit observation area has many metal handholds that make it easy for children to climb too high.
- c) Children who climb on the equipment could fall and injure themselves when they hit the iron components of the machines (tracks, frame, etc.) or the ground. The rocks along the tracks are particularly dangerous for children climbing on the train.
- d) The large mining bucket has some heavy moving parts that could smash fingers. Protruding steel makes the bucket more climbable.

It is important to address these issues. The notification of safety concerns by residents increases the city's potential for liability if the city does not take action to reduce the potential hazards.



Recommendations and comments are provided for loss control and risk exposure improvement purposes only in conjunction with the insurance program referenced above. They are not made for the purpose of complying with the requirements of any law, rule or regulation. We do not infer or imply in the making of these recommendations and comments that all sites were reviewed or that all possible hazards were noted. The final responsibility for conducting loss control and risk management programs must rest with the insured.

**To:** Mountain Iron Mayor and City Council  
**From:** Sgt. John Backman  
**Re:** April 2008 Statistics  
**Date:** May 12, 2008

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

19 Disturbances (arguments, threats, unwanted persons, trespass, 911 hangup)  
25 Public assists (car unlocks, roadside assistance, /vehicle checks, patrol requests)  
4 Suspicious persons/vehicles/circumstance  
3 Motor vehicle crashes  
2 Welfare checks, suicide threats, neglect/abandon children, runaway/lost/missing  
1 Fire & medical  
4 Drug related calls  
2 Alarms  
1 Assaults  
2 Damage to property  
10 Thefts  
0 Burglary/attempted burglary  
6 Parking Citations  
21 Other calls (civil disputes, child custody, animal complaints, traffic complaints, warrant service, miscellaneous)  
66 Traffic stops  
13 Traffic related citations  
1 DUI  
22 Assists: 5 Sheriff's 10 Virginia PD 1 Other PDs 5 MSP 1 Probation  
5 inside Mountain Iron

This activity resulted in 5 custodial arrests.



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email: info@bm-eng.com

May 2, 2008

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

Re: Locomotive Park Fence Construction  
Project No. MI07-18

Dear Mr. Wainio

Bids were received on May 2<sup>nd</sup>, 2007 for the above referenced project. A total of two (2) bids were received and upon tabulation the low bidder for the project is Mesabi Bituminous, Inc. A copy of the bid tabulation is enclosed.

If the City of Mountain Iron intends to award at its May 5<sup>th</sup> City Council meeting, it is recommended that you award the bid to Mesabi Bituminous, Inc. in the amount of **\$27,570.00**.

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

Sincerely,  
**Benchmark Engineering, Inc.**

Rodney Flannigan, P.L.S.

RF: als



May 2, 2008

**BID TABULATION**  
**LOCOMOTIVE PARK FENCE CONSTRUCTION**  
PROJECT NO.: MI07-18  
CITY OF MOUNTAIN IRON, MINNESOTA

ITEM	UNITS	PROJECT QUANTITIES	MESABI BITUMINOUS		RANGE LANDSCAPE	
			UNIT AMOUNT	TOTAL AMOUNT	UNIT AMOUNT	TOTAL AMOUNT
REMOVE EXISTING FENCE	LUMP SUM	1.0	\$2,500.00	\$2,500.00	\$2,300.00	\$2,300.00
CLEAR & GRUB AND DEBRIS REMOVAL	LUMP SUM	1.0	\$3,650.00	\$3,650.00	\$4,500.00	\$4,500.00
6" VINYL COATED CHAIN LINK FENCE	LIN. FT.	700.0	\$22.00	\$15,400.00	\$22.00	\$15,400.00
TOPSOIL BORROW	CU. YD.	90.0	\$18.00	\$1,620.00	\$20.00	\$1,800.00
SODDING LAWN TYPE	SQ. YD.	1,100.0	\$4.00	\$4,400.00	\$4.00	\$4,400.00

\$27,570.00

\$28,400.00

*Rodney Henniga*  
BENCHMARK ENGINEERING, INC.





# CITY OF MOUNTAIN IRON

"TACONITE CAPITAL OF THE WORLD"

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

## RESOLUTION NUMBER 24-08

### APPROVING A RELEASE OF UTILITY EASEMENT

**WHEREAS**, the Housing and Redevelopment Authority in and for the City of Mountain Iron, Minnesota (the "HRA") has agreed to sell the property legally described on Exhibit A attached hereto (the "Property") to the Mt. Iron Economic Development Authority (the "EDA") for further conveyance to Lake Country Power ("Lake Country"); and

**WHEREAS**, by warranty deed dated December 30, 1976 and recorded in the Office of the St Louis County Recorder on August 17, 1977 as Document No. 258121, the City of Mountain Iron, Minnesota (the "City") conveyed the Property, or a portion thereof; to Agard L. Lambert, and retained a utility easement over the Property (the "Easement"), as depicted in the drawing attached hereto as Exhibit B; and

**WHEREAS**, Lake Country, the EDA and the HRA have requested that the City release the Property from the Easement; and

**WHEREAS**, the City desires to accommodate the request of Lake Country, the EDA and the HRA.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA**, that the Mayor and City Administrator are authorized to take such actions as are necessary to release the Property from the Easement. The Mayor and City Administrator, upon the advice of counsel to the City, are authorized to approve the final form and content of any legal documents necessary to effectuate the release of the Easement. The Mayor and the City Administrator are authorized and directed in the name and on behalf of the City to execute the release of Easement and such other documents, instruments or certificates as are deemed necessary or desirable by counsel for the City to release the Easement.

**DULY ADOPTED BY THE CITY COUNCIL THIS 19<sup>th</sup> DAY OF MAY, 2008.**

ATTEST:

\_\_\_\_\_  
Mayor Gary Skalko

\_\_\_\_\_  
City Administrator

## RELEASE OF EASEMENT

This Release of Easement is provided by the City of Mountain Iron ("City") as of \_\_\_\_\_, 2008.

### R E C I T A L S

A. The Housing and Redevelopment Authority in and for the City of Mountain Iron, Minnesota (the "HRA"), is the owner of the property located in St. Louis County, Minnesota and described on **Exhibit A** attached hereto (the "Property").

B. By warranty deed dated December 30, 1976 and recorded in the Office of the St. Louis County Recorder on August 17, 1977 as Document No. 258121, the City conveyed the Property to Agard L. Lambert and retained a utility easement over the Property (the "Easement"), as depicted in **Exhibit B** attached hereto.

C. The HRA wishes to have the Property released from the Easement and City desires to release the Property from the Easement.

NOW, THEREFORE, in consideration of the mutual covenants of the parties and other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, City agrees as follows:

1. City hereby releases the Property from the Easement.

IN WITNESS WHEREOF, the party hereto has caused this Agreement to be duly executed as of the date first set forth above.

**CITY OF MOUNTAIN IRON**

By \_\_\_\_\_  
Its Mayor

By \_\_\_\_\_  
Its Clerk/Administrator

STATE OF MINNESOTA )  
  ) ss.  
COUNTY OF ST. LOUIS )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2008, by \_\_\_\_\_ and \_\_\_\_\_, the Mayor and Clerk/Administrator, respectively, of the City of Mountain Iron, Minnesota, a municipal corporation and political subdivision under the laws of the State of Minnesota, on behalf of the corporation.

\_\_\_\_\_  
Notary Public  
My Commission Expires:

THIS INSTRUMENT WAS DRAFTED BY:  
Fryberger, Buchanan, Smith & Frederick, P.A.  
700 Lonsdale Building  
302 West Superior Street  
Duluth, MN 55802

EXHIBIT A

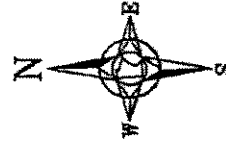
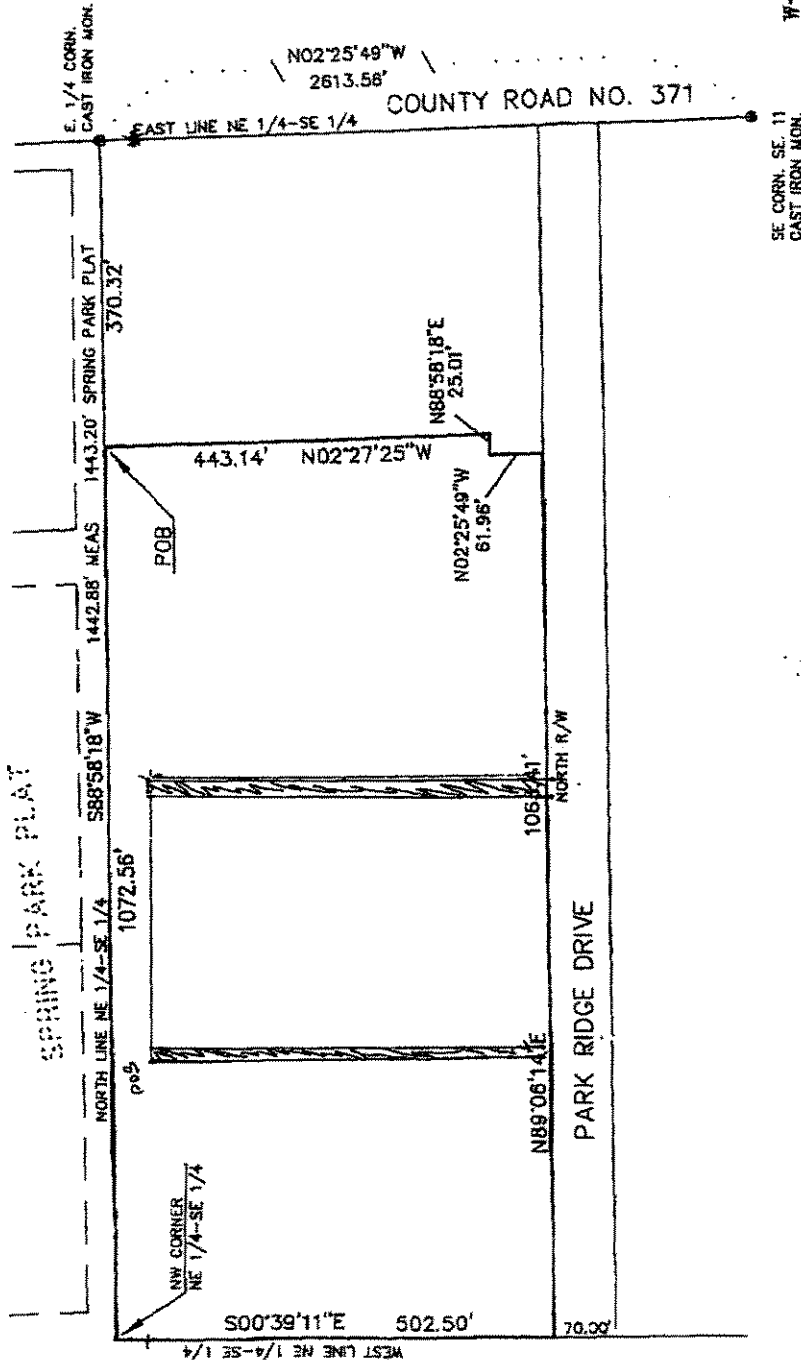
PARCEL DESCRIPTION

That part of the Northeast Quarter of the Southeast Quarter of Section 11, Township 58 North, Range 18 West of the Fourth Principal Meridian, City of Mountain Iron, St. Louis County, Minnesota, described as follows:

Commencing at the East Quarter corner of said Section 11 and assigning the east line of said Northeast Quarter of the Southeast Quarter a bearing of North 02 degrees 25 minutes 49 seconds West; thence South 88 degrees 58 minutes 18 seconds West along the north line of said Northeast Quarter of the Southeast Quarter 370.32 feet to the point of beginning; thence continue South 88 degrees 58 minutes 18 seconds West along said north line to the northwest corner of said Northeast Quarter of the Southeast Quarter 1072.56 feet; thence South 00 degrees 39 minutes 11 seconds East along the west line of said Northeast Quarter of the Southeast Quarter 502.50 feet to the north right-of-way of Park Ridge Drive; thence North 89 degrees 06 minutes 14 seconds East along said right-of-way 1063.41 feet; thence North 02 degrees 25 minutes 49 seconds West, parallel with the east line of said Northeast Quarter of the Southeast Quarter 61.95 feet; thence North 88 degrees 58 minutes 18 seconds East, parallel with the north line of said Northeast Quarter of the Southeast Quarter 25.01 feet; thence North 02 degrees 27 minutes 25 seconds West 443.14 feet to the point of beginning.

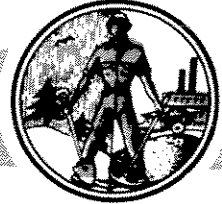
**PROPERTY EXHIBIT**

LOCATED IN THE NE1/4 OF THE SE1/4  
SECTION 11, TOWNSHIP 58 NORTH, RANGE 18 WEST



**Benchmark**  
ENGINEERING, INC.  
8878 Main Street Post Office Box 261  
Mountain Iron, Minnesota 55788  
Phoria 218/735-8814

PROPERTY BOUNDED ON:  
WEST AND NORTH BY FORTY LINES  
SOUTH BY NORTH R/W PARK RIDGE DRIVE  
EAST BY PRIVATE OWNERSHIP



# CITY OF MOUNTAIN IRON

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## RESOLUTION NUMBER 25-08

### ACCEPTING BID

**WHEREAS**, pursuant to an advertisement for bids for the improvement of Old Highway 169 from the Costin Plat to approximately one mile west of the Costin Plat by overlayment, bids were received, opened and tabulated according to law, and the following bids were received complying with the advertisement:

Ulland Brothers	\$112,734.65
Mesabi Bituminous	\$125,496.00
Northland Contractors	\$131,754.20

**AND WHEREAS**, it appears that Ulland Brothers of Cloquet, Minnesota is the lowest responsible bidder,

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

1. The Mayor and City Administrator are hereby authorized and directed to enter into the attached contract with Ulland Brothers of Cloquet, Minnesota in the name of the City of Mountain Iron for the improvement of Old Highway 169 from the Costin Plat to approximately one mile west of the Costin Plat by overlayment, according to the plans and specifications therefore approved by the City Council and on file in the Office of the City Administrator.
2. The City Administrator is hereby authorized and directed to return forthwith to all bidders the deposits made with their bids, except that the deposits of the successful bidder and the next lowest bidder shall be retained until a contract has been signed.

**DULY ADOPTED BY THE CITY COUNCIL THIS 19<sup>th</sup> DAY OF MAY, 2008.**

ATTEST:

\_\_\_\_\_  
Mayor Gary Skalko

\_\_\_\_\_  
City Administrator



CIVIL AND ENVIRONMENTAL ENGINEERING • PLANNING  
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Mt. Iron, MN 55768-0261  
tel: 218-735-8914 • fax: 218-735-8923  
email: info@bm-eng.com

May 7, 2008

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

Re: 2008 Bituminous Overlay  
City of Mountain Iron  
Project No. MI08-9

Dear Mr. Wainio

Bids were received on May 7, 2008 for the above referenced project. A total of three (3) bids were received and upon tabulation the low bidder for the project is Ulland Brothers, Inc. A copy of the bid tabulation is enclosed.

If the City of Mountain Iron intends to award at its May 19<sup>th</sup> City Council Meeting, it is recommended that you award the bid to Ulland Brothers, Inc. in the amount of **\$112,734.65**.

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.

Enclosure



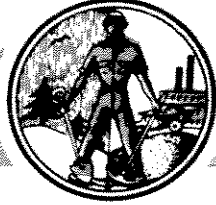
BIO TABULATION  
2008 BITUMINOUS OVERLAY  
PROJECT NO.: M088-9  
CITY OF MOUNTAIN IRON, MINNESOTA

May 7, 2008

SPEC. NO.	ITEM	UNITS	PROJECT QUANTITIES	ENGINEER'S ESTIMATE		ULLAND BROTHERS, INC.		RESABI BITUMINOUS		NORTHLAND CONTRACTORS	
				UNIT AMOUNT	TOTAL AMOUNT	UNIT AMOUNT	TOTAL AMOUNT	UNIT AMOUNT	TOTAL AMOUNT	UNIT AMOUNT	TOTAL AMOUNT
2221 501	AGGREGATE SHOULDERING (CV), CLASS 1	CU YD	500.0	\$18.00	\$9,000.00	\$26.50	\$13,250.00	\$17.00	\$8,500.00	\$24.00	\$12,000.00
2350 501	TYPE LV3 WEARING COURSE MIXTURE (B)	TON	1,285.0	\$58.00	\$74,530.00	\$53.75	\$69,088.75	\$64.00	\$82,240.00	\$65.00	\$83,525.00
2350 502	TYPE LV4 NON-WEARING COURSE MIXTURE (B)	TON	430.0	\$62.00	\$26,660.00	\$51.00	\$21,930.00	\$58.00	\$24,940.00	\$61.00	\$26,230.00
2357 502	BITUMINOUS MATERIAL FOR TACK COAT	GALLON	1,490.0	\$1.50	\$2,235.00	\$1.65	\$2,458.50	\$2.00	\$2,980.00	\$2.00	\$2,980.00
2561 601	TRAFFIC CONTROL	LUMP SUM	1.0	\$3,000.00	\$3,000.00	\$325.00	\$325.00	\$500.00	\$500.00	\$1,000.00	\$1,000.00
2582 502	4" DOUBLE SOLID LINE YELLOW - EPOXY	LIN FT	5,280.0	\$1.00	\$5,280.00	\$0.70	\$3,696.00	\$0.70	\$3,696.00	\$0.74	\$3,907.20
2582 502	4" SOLID LINE WHITE - EPOXY	LIN FT	10,560.0	\$0.50	\$5,280.00	\$0.19	\$2,006.40	\$0.25	\$2,640.00	\$0.20	\$2,112.00
				TOTALS:		\$125,985.00	\$112,734.65		\$125,496.00		\$131,754.20

*Eric J. Jank*  
BENCHMARK ENGINEERING, INC.





# 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 26-08

### SUPPORTING IRON RANGE RURAL COMMUNITY DEVELOPMENT INITIATIVE APPLICATION

**WHEREAS**, the City of Mountain Iron understands the benefits presented in the application to implement a planning program to help Iron Range communities; and,

**WHEREAS**, the City of Mountain Iron does not have the financial capability to undertake the implementation of this program on its own; and,

**WHEREAS**, the City of Mountain Iron would like to partner with the Arrowhead Regional Development Commission to undertake the implementation of the planning program for its community.

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

1. That the City of Mountain Iron is in full support of the Iron Range Community Development Initiative and intends to participate in the pilot program as outlined in the Rural Community Development Initiative application submitted by the Arrowhead Regional Development Commission.
2. That the City of Mountain Iron enters into a contract with ARDC for the implementation of the Iron Range Community Development Initiative and further supports the initiative by allocating up to \$2500 for the program.
2. That the City of Mountain Iron hereby designates the City Administration as the local contact for the project.

**DULY ADOPTED BY THE CITY COUNCIL THIS 19<sup>th</sup> DAY OF MAY, 2008.**

ATTEST:

\_\_\_\_\_  
Mayor Gary Skalko

\_\_\_\_\_  
City Administrator

To: Iron Range Rural Community Development Pilot Communities  
From: Josh Bergstad, Senior Planner, ARDC  
Date: May 13, 2008  
Re: Iron Range Rural Community Development Initiative Application

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**Rural Community Development Initiative:** The Rural Housing Service's, an agency within the United States Department of Agriculture Rural Development mission, Rural Community Development Initiative (RCDI) offers grants to provide financial and technical assistance to rural communities or organizations to develop their capacity and ability to undertake projects related to housing, community facilities, or community and economic development.

**Iron Range Grant Application:** The Arrowhead Regional Development Commission submitted a RCDI grant proposal to implement a planning program to help Iron Range communities in St. Louis and Itasca Counties to prepare for development impacts from the proposed major industrial projects. ARDC requested \$74,500 from the USDA to be matched by an identical amount from local funds for a program total of \$149,000. St. Louis County, the Blandin Foundation have committed to matching funds. The cities of Bovey, Calumet, Coleraine, Keewatin, and Marble in Itasca County and Babbitt, Chisholm, Eveleth, Gilbert, and Mountain Iron in St. Louis County have been chosen as pilot communities and are in the process of approving local matching funds.

ARDC will work with the RRI Community Resource Team and the pilot communities to identify planning and development issues common to all Iron Range communities. ARDC will create a planning "Tool Box" consisting of comprehensive planning topics, model ordinances, and policy outlines that can be used by all communities along the Iron Range. ARDC will then work with the individual pilot communities address their specific issues by creating comprehensive plans, or updating zoning codes, or implementing Capital Improvement Programs and other "Tool Box" items.

**Next Steps:** It is expected that ARDC will receive notification from the USDA regarding the grant application in the next four to six weeks with funds becoming available later this summer. ARDC is currently following up with the City Councils in the pilot communities to pass resolutions affirming their commitment to participate in the planning program and committing \$2,500 as a match. ARDC will collect the resolutions and transmit them to USDA when appropriate.

- **Community Resolutions:** Each community should consider and pass a resolution at an upcoming City Council meeting. The resolution can be in each City's preferred format but should include language affirming the City's support for the Iron Range Rural Community Development Initiative and the City's intent to participate as a pilot community and the resolution should authorize a \$2,500 cash match and entering into a contract with ARDC to provide the planning services as part of the Iron Range Rural Community Development Initiative.



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## ORDINANCE NUMBER 01-08

### AMENDING CHAPTERS 151 AND 154 OF THE MOUNTAIN IRON CITY CODE

#### THE CITY COUNCIL OF MOUNTAIN IRON ORDAINS:

**Section 1. Amending Section 151.35.** Section 151.35 of the City Code for City of Mountain Iron is hereby repealed in its entirety and replaced with the following:

#### 151.35 ADMINISTRATION.

(A) *Permit required.*

1. A Zoning Permit issued by the City of Mountain Iron shall be secured prior to the construction, addition, or alteration of any building or structure that changes its footprint on the land or its heights; prior to the erection of a fence or sign; prior to the use or change of use of a building, structure, or land; prior to the change or extension of a nonconforming use; and prior to excavation or the placement of an obstruction within the flood plain.
2. A Building Permit issued by the City of Mountain Iron shall be secured prior to the construction, addition, or alteration of any building or structure except when such construction, addition, or alteration is not subject to the provisions of the State Building Code or when the total value of materials and labor does not exceed \$2,000.
3. Some construction, additions, or alterations will require both permits.
4. Prior to the occupation of a dwelling or addition, a Certificate of Occupancy must be issued by the City of Mountain Iron.

(B) *State and federal permits.* Prior to granting a permit or processing an application for a variance, the Mountain Iron Planning and Zoning Commission shall determine that the applicant has obtained all necessary state and federal permits.

(C) *Site Survey.* For any structure to be constructed on a permanent foundation, the applicant shall submit a certified site survey prepared by a registered land surveyor. Such survey shall show the location and setbacks for all proposed and existing structures on the lot. Properties located within the boundaries of the rural residential and mineral mining classifications are exempt from this requirement.

(D) *Certification of lowest floor elevations.* The applicant shall be required to submit certification by a registered professional engineer, registered architect or registered land surveyor that the finished fill and building elevations were accomplished in compliance with the provisions of this chapter. The Mountain Iron Planning and Zoning Commission shall maintain a record of the elevation of the lowest floor (including basement) for all

new structures and alterations or additions to existing structures in the Flood Plain District.

**Section 2. Amending Section 154.080.** Section 154.080 of the City Code for City of Mountain Iron is hereby repealed in its entirety and replaced with the following:

**154.080 ACCESSORY BUILDINGS.**

- (A) In any case an accessory building is attached to the main building; it shall be made structurally a part of the main building and shall comply in all respects with the requirements of this chapter applicable to the main building. An accessory building, unless attached to and made a part of the main building, shall not be closer than five feet to the main building.
- (B) A detached accessory building used as a private garage enclosure not over one story and not over 15 feet in height may occupy up to 30% of the area of any side or rear yard, but shall not be placed in any front yard (for example, closer than the building setback from the street line) in any zoning district.
- (C) A building permit is not required for accessory buildings of 120 square feet or less if they are not placed on a permanent foundation, not located in the front yard, and meet rear and side setbacks.

**Section 3. Amending Section 154.180(F).** Section 154.180(F) of the City Code for City of Mountain Iron is hereby repealed in its entirety and replaced with the following:

- (F) *Permit expiration.* A zoning permit will be valid for a period no longer than six months from the date of issue. The portion of a building permit which covers exterior construction will be valid for a period no longer than six months. If either of these permits expire prior to the completion of the work, a new permit must be applied for.

**Section 2. Repeal of Inconsistent Ordinance.** All Ordinances inconsistent herewith are hereby repealed and replaced with the provisions of this Ordinance.

**Section 3. Effective Date.** This Ordinance shall be effective according to State Statute.

**DULY ADOPTED BY THE CITY COUNCIL THIS 19<sup>th</sup> DAY OF MAY, 2008.**

Attested:

\_\_\_\_\_  
Mayor Gary Skalko

\_\_\_\_\_  
City Administrator

May 10, 2008

Mountain Iron City Council  
8586 Enterprise Drive South  
Mountain Iron, MN 55768

Dear Mountain Iron City Council,

The purpose of this letter is to request to have B.G.'s Bar sell liquor at our wedding reception on August 23, 2008. We will be having approximately 300 guests at our wedding and B.G.'s Bar plans on having two bartenders at the reception.

Thank you for your consideration.

Handwritten signatures of Ryan Simetkosky and Teresa Savaloja. The signature for Ryan Simetkosky is on the left, and the signature for Teresa Savaloja is on the right.

Ryan Simetkosky and Teresa Savaloja  
5420 Mineral Avenue  
Mountain Iron, MN 55768

**COUNCIL LETTER 051908-IVF**

**MERRITT DAYS COMMITTEE**

**MERRITT DAY'S UPDATE**

**DATE:** May 14, 2008  
**FROM:** Sally Peterangelo  
Merritt Day's Committee  
  
Craig J. Wainio  
City Administrator

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The following is a memo from Special Events Coordinator and the Merritt Day's Committee:

The Merritt Day Committee members have started plans for the annual Merritt Day Celebration on August 15, 16, and 17, 2008 and would like to request a budget of \$10,000 for various activities for the weekend.

The money would be used for the following:  
Tent Rentals/Bingo under the tent/Lefty's rent a tent  
Sound System for two nights  
5 K Walk/Prizes  
Children's Tractor Pull  
Advertising  
Entertainment throughout the day on Saturday  
Band/Saturday night Street Dance  
Staff time  
Portable toilets  
Parade Prize \$\$\$

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

The 2008 Merritt Day's Committee is requesting funding in the amount of \$10,000.00 for this years 18<sup>th</sup> Annual two day celebration. The activities will begin Friday evening, August 15<sup>th</sup>, continue all day Saturday, August 16<sup>th</sup> and culminate with a street dance Saturday evening. As in the past, part of the funding pays for City employee overtime involved with set-up, tear-down, and clean-up requirements. Committee members are: City Coordinator, Sally Peterangelo, Chairperson, Peggy Anderson and other members are: Ellen Nelson, Jeremy Jesch, John Filander, Sharon Tabor, Jeff Buffetta, Dale Irish, Kevin Squillace, Monica Marks, & Ed Roskoski. Thank you for your consideration.

**COUNCIL LETTER 051908-IVG**

**ED ROSKOSKI**

**ADDITIONAL UNITY 2 GRANT**

**DATE:** May 14, 2008

**FROM:** Ed Roskoski  
City Councilor

Craig J. Wainio  
City Administrator

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

Private developers are getting grants for housing developments. We should seek another grant for Unity 2 infrastructure work in the amount of \$300,000.00. This would buy down some of the cost of our development.

COMMUNICATIONS  
MAY 19, 2008

1. Larry and Sherry Wiitala, a thank you for the use of the Community Center for their fundraising/benefit held.

Dear Mayor Skalko, City  
Councilors and City workers,  
We would like to thank  
you for the use of the  
Community Center for Larry's  
Benefit. We were told over  
and over a gain "that was  
the best rigatoni dinner ever".  
We have seen pictures from  
the Benefit and are amazed  
at how many people were there.  
We appreciate and cannot  
thank you enough for all of  
your hard work.

God Bless You all,  
Larry and Sherry Wiitala