

**MOUNTAIN IRON CITY COUNCIL MEETING
COMMUNITY CENTER
MOUNTAIN IRON ROOM
MONDAY, AUGUST 19, 2013 - 6:30 P.M.
A G E N D A**

- I. Roll Call
- II. Consent Agenda
 - A. August 5, 2013, Regular Meeting (#1-10)
 - B. Receipts
 - C. Bills and Payroll
 - D. Communications (#43-46)
- III. Public Forum
- IV. Committee and Staff Reports
 - A. Mayor's Report
 - 1. Labor Management Meeting (#11)
 - B. City Administrator's Report
 - 1. Heat Share Program (#12-16)
 - 2. Recycling Agreement Amendment (#17-21)
 - C. Public Works Director's Report
 - 1. Authorization to Purchase Transformer (#22)
 - D. Sheriff's Department Report
 - E. Fire Department
 - 1. Assistant Fire Chief (#23)
 - F. City Engineer's Report
 - G. City Attorney's Report
 - H. Liaison Reports
- V. Unfinished Business
- VI. New Business
 - A. Resolution Number 27-13 Declaring Costs (#24-25)
 - B. Resolution Number 28-13 Mn/DOT Agreement (#26-27)
 - C. Cost Reimbursement Agreement (#28-36)
 - D. Resolution Number 29-13 Awarding Bid (#37-40)
 - E. Requests to Serve Alcohol at Community Center (#41-42)
 - F. Reschedule Next Meeting
- VII. Communications (#43-46)
- VIII. Announcements
- IX. Closed Meeting (#47)
- X. Management Employment Agreement
- XI. Adjourn

MINUTES
MOUNTAIN IRON CITY COUNCIL
AUGUST 5, 2013

Mayor Skalko called the City Council meeting to order at 6:30 p.m. with the following members present: Joe Prebeg, Jr., Susan Tuomela, Alan Stanaway, and Mayor Gary Skalko. Absent member included: Tony Zupancich. Also present were: Craig J. Wainio, City Administrator; Jill M. Clark, Municipal Services Secretary; Michael Downs, Director of Public Works; Rod Flannigan, City Engineer; Sally Peterangelo, Librarian; Jeremy Waldron, Fire Chief; and Greg Chad, Fire Captain.

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

1. Approve the minutes of the July 15, 2013, regular meeting as submitted.
2. That the communications be accepted and placed on file and those requiring further action by the City Council be acted upon during their proper sequence on the agenda.
3. To acknowledge the receipts for the period July 16-31, 2013 totaling \$725,475.38, (a list is attached and made a part of these minutes).
4. To authorize the payments of the bills and payroll for the period July 16-31, 2013, totaling \$496,981.86, (a list is attached and made a part of these minutes).

The motion carried on the following roll call vote: Prebeg, yes; Zupancich, absent; Stanaway, yes; Tuomela, yes; and Skalko, yes.

No one spoke during the public forum.

The Mayor reported on the following:

- **Hometown Focus.** He said the "Happenings in the City of Mountain Iron" was published recently. He said that the City would be submitting information monthly.

It was moved by Prebeg and seconded by Tuomela to award the quote for painting the shovel located in Locomotive Park to Swanson & Youngdale Incorporated for the amount of \$26,158.00. The motion carried on the following roll call vote: Stanaway, yes; Tuomela, yes; Prebeg, yes; Zupancich, absent; and Skalko, yes.

The City Administrator reported on the following:

- **Capital Improvement Plan.** He is looking for proposals from Council Members and Staff for submittal to the Council for approval.
- **Sidewalk Project.** He advised the Council that the City had received no bids for the sidewalk project and the project would be rebid in two weeks.

It was moved by Prebeg and seconded by Tuomela to accept the recommendation of the Public Health and Safety Board and advertise for Firefighters and EMT's. The motion carried with Zupancich absent.

It was moved by Prebeg and seconded by Stanaway to table Resolution Number 24-13, accepting work on the street overlay project of Bluebell and Daffodil, until the City Engineer contacts the residents to resolve any issues. The motion carried with Zupancich absent.

It was moved by Prebeg and seconded by Tuomela to adopt Resolution Number 25-13, accepting work on the improvements to the Mountain Iron Water System along County Road 7, (a copy is attached and made a part of these minutes). The motion carried with Zupancich absent.

It was moved by Stanaway and seconded by Tuomela to adopt Resolution Number 26-13, accepting the petition for vacation and ordering a public hearing on the vacation of Commerce Street and a part of Park Ridge Drive in the Rock Ridge Development, (a copy is attached and made a part of these minutes). The motion carried with Zupancich absent.

It was moved Prebeg and seconded by Tuomela to authorize the Special Events Permit for the Sawmill Summer Jam on August 24, 2013. The motion carried with Zupancich absent.

It was moved by Prebeg and seconded by Tuomela to authorize Sundberg Enterprises, LLC, dba: Sawmill Saloon and Restaurant to serve alcohol at a wedding on August 24, 2013 at the Community Center. The motion carried with Zupancich absent.

The Council reviewed the list of communications.

It was moved by Prebeg and seconded by Stanaway to authorize a contribution of \$100 from the Charitable Gambling Funds to the Mountain Iron-Buhl Quarterback Club. The motion carried on the following roll call vote: Prebeg, yes; Zupancich, absent; Stanaway, yes; Tuomela, yes; and Skalko, yes.

It was moved by Stanaway and seconded by Prebeg to table the request from the Heart of the Continent National Geographic Geotourism Initiative 2013, to obtain additional information. The motion carried with Zupancich absent.

The following announcements were made:

- Merritt Days – August 3-10, 2013
- Sand Lake Shuffle – August 10, 2013

At 7:02 p.m., it was moved by Skalko and seconded by Stanaway that the meeting be adjourned. The motion carried with Zupancich absent.

Summary By Category And Distribution

| Category | Distribution | Amount |
|---------------------------|--------------------------------|-------------------|
| UTILITY | UTILITY | 95,229.62 |
| CAMPGROUND RECEIPTS | FEES | 3,790.00 |
| FINES | CRIMINAL | 489.95 |
| MISCELLANEOUS | FIRE DEPT-MISC INCOME | 100.00 |
| MISCELLANEOUS | FAX CHARGES | 8.00 |
| INTERGOVERNMENTAL REVENUE | LOCAL GOVERNMENT AID | 578,134.00 |
| INTERGOVERNMENTAL REVENUE | MISCELLANEOUS STATE AID | 2,264.50 |
| PERMITS | BUILDING | 1,104.89 |
| MISCELLANEOUS | SPEC. EVENT-FUNDS NOT USED-CR | 90.00 |
| PERMITS | VENDOR | 200.00 |
| METER DEPOSITS | ELECTRIC | 1,350.00 |
| CD INTEREST | CD INTEREST 378 | 234.41 |
| CD INTEREST | CD INTEREST601 | 22.72 |
| CD INTEREST | CD INTEREST 602 | 143.52 |
| CD INTEREST | CD INTEREST 603 | 133.84 |
| CD INTEREST | CD INTEREST 604 | 234.08 |
| MISCELLANEOUS | CABLE TV FRANCHISE FEE | 6,089.29 |
| CD INTEREST | CD INTEREST 101 | 484.52 |
| MISCELLANEOUS | ASSESSMENT SEARCHES | 40.00 |
| CAMPGROUND RECEIPTS | CREDIT CARD FEES | 25.80 |
| COPIES | COPIES | 59.75 |
| BUILDING RENTALS | BUILDING RENTAL DEPOSITS | 300.00 |
| BUILDING RENTALS | NICHOLS HALL | 70.00 |
| MISCELLANEOUS | BASEBALL/SOFTBALL FEES | 510.00 |
| CHARGE FOR SERVICES | REFUSE REMOVAL-CHG FOR SERVICE | 10.42 |
| FINES | ADMINISTRATIVE OFFENSE | 50.00 |
| MISCELLANEOUS | BLUE CROSS/BLUE SHIELD PAYABLE | 33,605.07 |
| MISCELLANEOUS | CHECK RETURN FEE | 20.00 |
| PERMITS | SPECIAL EVENTS | 25.00 |
| BUILDING RENTALS | COMMUNITY CENTER | 600.00 |
| MISCELLANEOUS | REFUSE-SALE OF SCRAP METAL | 51.00 |
| LICENSES | ANIMAL | 5.00 |
| Summary Totals: | | 725,475.38 |

Check Issue Date(s): 07/17/2013 - 08/07/2013

| Per | Date | Check No | Vendor No | Payee | Check GL Accl | Amount |
|-------|------------|----------|-----------|--------------------------------|---------------|-----------|
| 08/13 | 08/06/2013 | 144196 | 110030 | KIRVIDA FIRE INC | 101-20200 | 6,745.33 |
| 08/13 | 08/06/2013 | 144197 | | Information Only Check | 101-20200 | 00 V |
| 08/13 | 08/06/2013 | 144198 | 120006 | L & M SUPPLY | 101-20200 | 1,628.20 |
| 08/13 | 08/06/2013 | 144199 | 120032 | LAKE COUNTRY POWER | 101-20200 | 215.89 |
| 08/13 | 08/06/2013 | 144200 | 120002 | LAWSON PRODUCTS INC | 101-20200 | 667.89 |
| 08/13 | 08/06/2013 | 144201 | 120014 | LUNDGREN MOTORS | 101-20200 | 206.19 |
| 08/13 | 08/06/2013 | 144202 | 8134 | MARSHA LONGRIE | 101-20200 | 200.00 |
| 08/13 | 08/06/2013 | 144203 | 8076 | MATT JOHNSON | 101-20200 | 400.00 |
| 08/13 | 08/06/2013 | 144204 | 130006 | MESABI HUMANE SOCIETY | 101-20200 | 1,500.00 |
| 08/13 | 08/06/2013 | 144205 | 130077 | MIB QUARTERBACK CLUB | 230-20200 | 100.00 |
| 08/13 | 08/06/2013 | 144206 | 130133 | MIDWEST PLAYSCAPES INC | 301-20200 | 6,014.53 |
| 08/13 | 08/06/2013 | 144207 | 140026 | MINNESOTA ENERGY RESOURCES | 101-20200 | 419.78 |
| 08/13 | 08/06/2013 | 144208 | 130008 | MINNESOTA MUNICIPAL UTILITIES | 604-20200 | 1,250.00 |
| 08/13 | 08/06/2013 | 144209 | 130009 | MINNESOTA POWER (ALLETE INC) | 101-20200 | 2,073.09 |
| 08/13 | 08/06/2013 | 144210 | 130155 | MN PUBLIC FACILITIES AUTHORITY | 602-20200 | 31,901.00 |
| 08/13 | 08/06/2013 | 144211 | 130086 | MN RURAL WATER ASSOCIATION | 601-20200 | 225.00 |
| 08/13 | 08/06/2013 | 144212 | 130015 | MOUNTAIN IRON PUBLIC UTILITIES | 101-20200 | 16,937.18 |
| 08/13 | 08/06/2013 | 144213 | 130157 | MOUNTAIN IRON YOUTH BASEBALL | 101-20200 | 350.00 |
| 08/13 | 08/06/2013 | 144214 | 140052 | NORTHEAST SERVICE COOPERATIVE | 101-20200 | 46,863.40 |
| 08/13 | 08/08/2013 | 144215 | 140004 | NORTHERN ENGINE & SUPPLY INC | 604-20200 | 67.14 |
| 08/13 | 08/06/2013 | 144216 | 150021 | OFFICE MAX NORTH AMERICA | 101-20200 | 1,710.51 |
| 08/13 | 08/06/2013 | 144217 | 160066 | PACE ANALYTICAL SERVICES | 602-20200 | 487.40 |
| 08/13 | 08/06/2013 | 144218 | 634 | PARADE WINNER | 101-20200 | 100.00 |
| 08/13 | 08/06/2013 | 144219 | 8055 | PRESTON GUNDERSON | 101-20200 | 225.00 |
| 08/13 | 08/06/2013 | 144220 | 160071 | PURCHASE POWER | 602-20200 | 1,500.00 |
| 08/13 | 08/06/2013 | 144221 | 180017 | RELIABLE OFFICE SUPPLIES | 101-20200 | 136.30 |
| 08/13 | 08/06/2013 | 144222 | 180012 | RESCO | 604-20200 | 91,778.91 |
| 08/13 | 08/06/2013 | 144223 | 190003 | SARANEN AUTO | 101-20200 | 9.08 |
| 08/13 | 08/06/2013 | 144224 | 190045 | SERVICE SOLUTIONS | 101-20200 | 24.58 |
| 08/13 | 08/06/2013 | 144225 | 8129 | SHANE SELBY | 604-20200 | 130.40 |
| 08/13 | 08/06/2013 | 144226 | 8077 | SHAWN NAGY | 101-20200 | 1,500.00 |
| 08/13 | 08/06/2013 | 144227 | 190014 | SHERWIN WILLIAMS | 101-20200 | 218.19 |
| 08/13 | 08/06/2013 | 144228 | 190101 | SIM SUPPLY INC | 101-20200 | 188.41 |
| 08/13 | 08/06/2013 | 144229 | 190004 | SKUBIC BROS INC | 101-20200 | 428.34 |
| 08/13 | 08/06/2013 | 144230 | 8138 | SOUND CENTRAL LLC | 101-20200 | 7,000.00 |
| 08/13 | 08/06/2013 | 144231 | 190006 | SPRING CREEK OUTFITTERS INC | 602-20200 | 182.00 |
| 08/13 | 08/06/2013 | 144232 | 190024 | ST LOUIS CO SHERIFF LITMAN | 101-20200 | 41,667.00 |
| 08/13 | 08/06/2013 | 144233 | 1152 | ST LOUIS COUNTY PHHS | 604-20200 | 530.34 |
| 08/13 | 08/06/2013 | 144234 | 8135 | SUSAN ARVOLA | 101-20200 | 200.00 |
| 08/13 | 08/06/2013 | 144235 | 8133 | SYLVIA CHAD | 101-20200 | 100.00 |
| 08/13 | 08/06/2013 | 144236 | 812 | T & E CONCERT SERVICE | 101-20200 | 2,000.00 |
| 08/13 | 08/08/2013 | 144237 | 200003 | TACONITE TIRE SERVICE | 101-20200 | 2,768.20 |
| 08/13 | 08/06/2013 | 144238 | 200006 | TRIMARK INDUSTRIAL | 101-20200 | 4,144.46 |
| 08/13 | 08/06/2013 | 144239 | 200009 | TROPHY SHOP | 101-20200 | 102.80 |
| 08/13 | 08/06/2013 | 144240 | 210009 | USA BLUE BOOK | 602-20200 | 508.64 |
| 08/13 | 08/06/2013 | 144241 | 220025 | VERIZON WIRELESS | 602-20200 | 34.12 |
| 08/13 | 08/06/2013 | 144242 | 220014 | VIKING INDUSTRIAL NORTH | 101-20200 | 245.55 |
| 08/13 | 08/06/2013 | 144243 | 230005 | WESCO DISTRIBUTION INC | 604-20200 | 1,282.50 |
| 08/13 | 08/06/2013 | 144244 | 230028 | WISCONSIN ENERGY CONSERVATION | 604-20200 | 318.75 |
| 08/13 | 08/06/2013 | 144245 | 230044 | WITMER PUBLIC SAFETY GROUP INC | 101-20200 | 298.98 |
| 08/13 | 08/06/2013 | 144246 | 240001 | XEROX CORPORATION | 101-20200 | 34.82 |
| 08/13 | 08/06/2013 | 144247 | 260003 | ZEE SERVICE COMPANY | 101-20200 | 48.45 |
| 08/13 | 08/06/2013 | 144248 | 260001 | ZIEGLER INC | 101-20200 | 12,511.91 |

Totals:

357,998.60

Payroll-PP Ending 7/19/13

125,940.22

Electronic Trans.-Sales Tax 7/19/13

13,043.04

TOTAL EXPENDITURES

\$496,981.86

M = Manual Check, V = Void Check



CITY OF MOUNTAIN IRON

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RESOLUTION NUMBER 25-13

ACCEPTING WORK

WHEREAS, pursuant to a written contract signed with the City on June 5, 2012, Ulland Brothers of Cloquet, Minnesota has satisfactorily completed Improvement Number 11-05, the proposed to improvements to the Mountain Iron Water System along County Road 7 between Spruce Drive and Southern Drive by installing a water main in accordance with such contract,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA, that the work completed under said contract is hereby accepted and approved, and,

BE IT FURTHER RESOLVED, that the City Administrator and Mayor are hereby directed to issue a proper order for the final payment on such contract, in exchange for the contractor's receipt evidencing payment in full.

DULY ADOPTED BY THE CITY COUNCIL THIS 5th DAY OF AUGUST, 2012.

ATTEST:

City Administrator

Mayor Gary Skalko

COUNCIL LETTER 081913-IVA1

MAYOR SKALKO

LABOR MANAGEMENT MEETING

DATE: August 15, 2013

FROM: Mayor Skalko

Craig J. Wainio
City Administrator

Schedule a Labor Management Meeting for Tuesday September 17 at 2 pm.

HEATSHARE PROGRAM AGREEMENT

COMES NOW, Mountain Iron Public Utilities, in joint partnership with The Salvation Army, an Illinois Corporation (The Salvation Army), submits its joint customer contribution fund program plan as follows:

PROGRAM NAME:

HeatShare (A voluntary non-governmental program of The Salvation Army) which has been in existence since 1982.

PURPOSE:

The purpose of this energy related program, shall be to advance the common good and general welfare of the people by soliciting voluntary contributions from customers and employees to assist needy Minnesotans with energy related problems, including but not limited to residential heating bills, repairs on home heating equipment, and shut offs; and to provide assistance in reducing the cost of utilities for qualified low-income elderly, disabled, and others with special needs who have difficulty paying their energy related expenses.

CUSTOMER NOTIFICATION:

Customers will be notified through Mountain Iron Public Utilities. Notifications will be made via bill inserts and/or newsletters. In addition, press releases and media notification will be utilized when appropriate and beneficial to HeatShare and Mountain Iron Public Utilities.

TRANSFER/DISTRIBUTION OF FUNDS:

Mountain Iron Public Utilities will transfer funds to The Salvation Army on a regular basis in amounts equal to contributions received and processed prior to such date. Funds will be allocated by each Salvation Army unit corresponding to Mountain Iron Public Utilities in direct proportion to donations received from their area. On an exceptional basis, The Salvation Army, will have at their discretion, the authority to adjust the distribution of funds where they deem fit. A minimum of 85% of the funds will be used in the distribution of funds as per the attached guidelines A-1 and A-2.

IMPLEMENTATION:

Implementation is scheduled with the insertion of customer notification/authorization in at least one monthly bill or newsletter each year thereafter, unless this agreement is terminated.

ADDITIONAL:

Mountain Iron Public Utilities proposes at this time to defray the expense of solicitation through paying of bill insert costs, any promotional costs deemed necessary, and the cost of collection and transmittal of contributions.

EFFECTIVE DATE:

This plan becomes effective this October 1, 2013, and stays effective until September 30, 2014, or until Mountain Iron Public Utilities or The Salvation Army terminates this agreement by giving a 90 day written notice to the other party.

**THE SALVATION ARMY
HEATSHARE PROGRAM
GUIDELINES**

TO QUALIFY FOR ASSISTANCE FROM HEATSHARE:

1. Applicants must have a final or shut off notice and;
2. Applicants must be income eligible as per Attachment A-2 and;
3. Applicants must have applied for assistance previously from other available public or private agencies and;
4. Applicants must reside in the designated areas where funds are raised for the program.
5. Applicants must be:
 - a. 55 years of age or older, or disabled/handicapped, such that financial assistance from the HeatShare program would relieve a substantial need or
 - b. Circumstances have arisen which deplete an individual's or family's immediate cash resources. For example, an illness, major repair bill or sudden lay off, may leave a family, usually able to cope with insufficient cash resources to meet heating needs even though normally they have sufficient income to do so.
 - c. After initial assistance has been received, if an underlying problem exists (such as a client paying more rent than their income will allow) attempts must be made to remedy the situation before further assistance will be given.
 - d. Households who request assistance in consecutive years will be asked to participate in activities to strengthen the self-sufficiency of the family.
6. Assistance is available only once per year at a maximum of \$400.
7. Types of assistance granted will be for natural gas, electric, fuel oil, and propane.

Note: These are guidelines and on occasion, due to extenuating circumstances, clients may be given special considerations.

COUNCIL LETTER 081913-IVB2

ADMINISTRATION

RECYCLING AGREEMENT

DATE: August 15, 2013
FROM: Craig J. Wainio
City Administrator

Staff is requesting approval of the amendment to the recycling agreement we have with St. Louis County to handle the City's recycling materials. This amendment extends the agreement with the County for an additional year.

CITY OF MT. IRON

ST. LOUIS COUNTY

BY: _____
GARY SKALKO
Mayor

BY: _____
CHRIS DAHLBERG, Chair
St. Louis County Board

BY: _____
CRAIG WAINIO
City Administrator

BY: _____
DONALD DICKLICH
County Auditor

BY: _____
TED TROOLIN, Director
Environmental Services Department

APPROVED AS TO FORM AND
EXECUTION:

BY: _____
JAMES NEPHEW
Assistant County Attorney

DAMION: 2013-008053
Original DAMION: 2007-003980

commingled fiber items including newspaper, magazines, catalogs up to ½-inch thick, junk mail (including "window" envelopes), office paper, file folders, and box-board (cereal boxes, beverage cases, etc.).

- At least once per month, each city must accept in its curbside program commingled core recyclables: glass containers (clear, brown, and green), aluminum and bi-metal cans, tin-coated steel cans, and "necked" high-density polyethylene (HDPE) and "necked" polyethylene terephthalate (PET) plastic containers.
- Each city must accept brown paper bags in the cardboard collection.
- Each city must have its recycling trucks or trailers weighed on the weigh scale at the Regional Landfill or at a County transfer station prior to being delivered to the County-designated recyclable materials processing facility or transfer station.
- Each city, at their own expense, will be responsible for delivering their recyclable materials to the County-designated recyclable materials processing facility or transfer station.
- Each city utilizing the County-designated recyclable materials processing facility, shall deliver to that facility all program-approved recyclable materials collected in the curbside program.
- Under the agreement, processing fees will only be paid for recyclables processed at the County-designated recyclable materials processing facility.
- The County will pay only for the processing of clean, program-approved and properly prepared recyclables.
- The County shall determine responsibility for landfill tipping fees of unacceptable materials delivered to the recycling processor.

Maximum annual tonnage limits for the 2008 through 2012 curbside program will remain at the following levels:

| | |
|----------|------------|
| Eveleth | 275 tons |
| Hibbing | 1,800 tons |
| Mt. Iron | 230 tons |
| Virginia | 1,450 tons |

Processing cost for tonnage exceeding the maximum tonnage limit will be the responsibility of the city.

The term of the proposed agreements is from January 1, 2008 through December 31, 2012. The term may be extended for an additional period of up to two (2) years at one-year intervals, upon mutual agreement of the parties. The agreements do not include any direct payments to the cities.

For any questions or comments related to the agreements, please contact Ted Troolin at 749-0639 or ext. 7639.

COUNCIL LETTER 081913-IVE1

FIRE DEPARTMENT

ASSISTANT FIRE CHIEF

DATE: August 15, 2013

FROM: Fire Department

Craig J. Wainio
City Administrator

After posting and conducting interviews it is the recommendation of the interviewing panel that Mr. Greg Chad be appointed to the position of Assistant Fire Chief.



CITY OF MOUNTAIN IRON

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RESOLUTION NUMBER 27-13

DECLARING COST TO BE ASSESSED, AND ORDERING PREPARATION OF PROPOSED ASSESSMENT

WHEREAS, costs have been determined for Improvement Number 11-05, the improvement to the Mountain Iron Water System along County Road 7 between Spruce Drive and Southern Drive by installing a water main and the contract price for such improvement is \$326,165.25, and the expenses incurred in the making of such improvement amount to \$56,153.07 so that the total cost of the improvement will be \$382,318.32.

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

1. The portion of the cost of such improvement to be paid by the City is hereby declared to be \$344,086.49 and the portion of the cost to be assessed against benefited property owners is declared to be \$38,321.83.
2. Assessments shall be payable in equal annual installments extending over a period of 10 years, the first of the installments to be payable on or before the first Monday in January, 2014, and shall bear interest at the rate of 8 percent per annum from the date of the adoption of the assessment resolution.
3. The City Administrator, with the assistance of the city engineer, shall forthwith calculate the proper amount to be specially assessed for such improvement against every assessable lot, piece or parcel of land within the district affected, without regard to cash valuation, as provided by law, and he shall file a copy of such proposed assessment in his office for public inspection.
4. The City Administrator shall upon the completion of such proposed assessment, notify the City Council thereof.

DULY ADOPTED BY THE CITY COUNCIL THIS 19th DAY OF AUGUST, 2013.

Mayor Gary Skalko

ATTEST:

City Administrator



CITY OF MOUNTAIN IRON

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RESOLUTION NUMBER ²⁸27-13

ENTERING INTO Mn/DOT AGREEMENT NUMBER 03756

BE IT RESOLVED BY THE CITY COUNCIL OF MOUNTAIN IRON, MINNESOTA that the City of Mountain Iron enter into Mn/DOT Agreement No. 03756 with the State of Minnesota, Department of Transportation to provide for payment by the City to the State for the State furnished materials and other associated construction to be performed upon, along and adjacent to Trunk Highway No. 169 at the intersection of Ridge Park Drive (RP 361 .5) within the corporate City limits under State Project No. 6935-92.

BE IT FURTHER RESOLVED that the Mayor and the City Administrator are authorized to execute the Agreement and any amendments to the Agreement.

DULY ADOPTED BY THE CITY COUNCIL THIS 19th DAY OF AUGUST, 2013.

Mayor Gary Skalko

ATTEST:

City Administrator

COST REIMBURSEMENT AGREEMENT

THIS DEVELOPMENT AGREEMENT (this "Agreement") is made as of this ___ day of _____, 2013 (the "Effective Date"), by and between the City of Mountain Iron, a Minnesota municipal corporation (the "City"), and Wal-Mart Real Estate Business Trust, a Delaware statutory trust (the "Developer").

RECITALS

WHEREAS, Developer has acquired fee title interest in a certain parcel of land legally described as set forth at Exhibit A, located in the City of Mountain Iron, County of Saint Louis, State of Minnesota (the "Wal-Mart Property");

WHEREAS, Developer plans to develop a Wal-Mart retail store and associated parking on the Wal-Mart Property; and

WHEREAS, the development includes the construction and installation of the following public improvements: the installation of a traffic signal at the intersection of Minnesota Trunk Highway 169 and Rock Ridge Road ("Traffic Signal") and construction and installation of certain improvements to the highway median near the same intersection (collectively, the "TH 169 Improvements"); which improvements are more fully described and depicted in the plans prepared by Kimley-Horn & Associates, Inc. and attached hereto as Exhibit B.

NOW, THEREFORE, in consideration of the premises and the mutual obligations of the Parties contained herein, the Parties agree as follows:

1. **Plans.** The Developer shall provide the City with construction and engineering plans for the TH 169 Improvements, at no cost to the City. Plans may be finalized after the Effective Date of this Agreement, but all plans must be finalized and submitted to the City for approval by the City Engineer and the Minnesota Department of Transportation ("MnDOT") before any work on the TH 169 Improvements may begin.

2. **TH 169 Improvements.** The City shall obtain from MnDOT all required permits and authority to construct the TH 169 Improvements. The Developer shall reimburse the City's out-of-pocket expenses in obtaining all such approvals and permits from MnDOT. The Developer shall be solely responsible for construction and installation of the TH 169 Improvements. Following installation and acceptance by MnDOT, the City thereafter shall be solely responsible for all costs of operating, maintaining and repairing the Traffic Signal. The City shall not withhold a certificate of occupancy for the Wal-Mart building based solely on the failure to complete the TH 169 Improvements.

3. **Payment for TH 169 Improvements.** The Developer shall pay all costs of the installation and construction of the TH 169 Improvements. In addition to the MnDOT permitting expenses set forth at Paragraph 2, the Developer shall reimburse the City's actual out-of-pocket third party expenses the City incurs in connection with the construction and installation of the TH 169 Improvements up to, but not exceeding, \$4,000.00 ("Maximum Cap"). To obtain reimbursement, the City shall submit invoices to the Developer with reasonable detail of the City's

Wal-Mart Real Estate Business Trust
2001 SE 10th Street
Bentonville, AR 72716
Attention: Real Estate Manager (Store #4849-00)

With a copy to: Kimley-Horn & Associates, Inc.
2550 University Ave West, Suite 238N
St. Paul, MN 55114
Attention: Will Matzek

Required notices to the City shall be in writing and shall be either hand delivered to the City Administrator or mailed to the City by United States surface mail in care of the City Administrator at the following address:

City Hall
8586 South Enterprise Drive
Mountain Iron, MN 55768
Attention: Craig J. Wainio, City Administrator

[The remainder of this page is intentionally blank.]

EXHIBIT A

LEGAL DESCRIPTION

Outlot A, ROCK RIDGE DEVELOPMENT, according to the recorded plat thereof, St. Louis County, Minnesota. Except the following two tracts of land, described as follows:

Beginning at the southwest corner of said Outlot A; thence South 01 degrees 07 minutes 38 seconds West, along the southerly extension of the west line of said Outlot A, a distance of 45.47 feet to the south line of the North Half of said Park Ridge Drive; thence North 47 degrees 39 minutes 50 seconds East, along the south line of the North Half of said Park Ridge Drive, a distance of 167.67 feet; thence northeasterly, continuing along the south line of the North Half said of Park Ridge Drive, a distance of 125.39 feet, along a tangential curve, concave to the southeast, having a radius of 300.00 feet, and a central angle of 23 degrees 56 minutes 50 seconds; thence North 00 degrees 00 minutes 00 seconds East, not tangent to said curve, a distance of 91.59 feet; thence North 12 degrees 24 minutes 30 seconds East a distance of 51.19 feet; thence North 00 degrees 00 minutes 00 seconds East a distance of 250.00 feet; thence northwesterly a distance of 29.21 feet, along a tangential curve, concave to the southwest, having a radius of 44.50 feet, and a central angle of 37 degrees 36 minutes 16 seconds; thence North 37 degrees 36 minutes 16 seconds West, tangent to the last described curve, a distance of 138.51 feet; thence North 90 degrees 00 minutes 00 seconds West a distance of 134.71 feet to the west line of said Outlot A; thence South 01 degrees 07 minutes 38 seconds West, along said west line, a distance of 658.98 feet to said point of beginning.

And

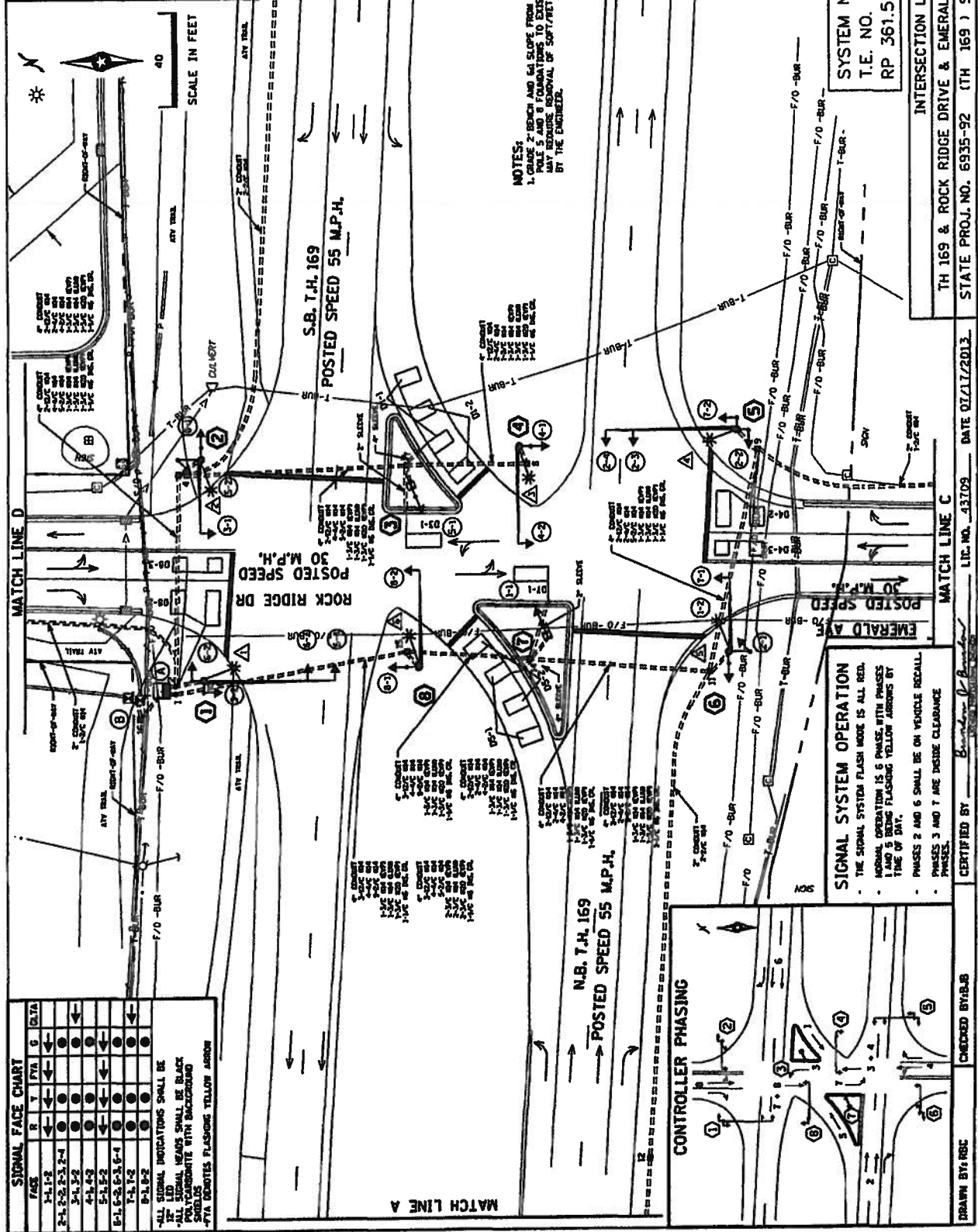
That part of said Outlot A which lies northerly of a line parallel with, and 40.00 feet southerly, of a line described as beginning at a point on the west line of said Outlot A, distant 40.03 feet south of the northwest corner of said Outlot A; thence North 88 degrees 58 minutes 16 seconds East, parallel with the north line of said Outlot A, a distance of 565.12 feet; thence southeasterly a distance of 350.00 feet, along a tangential curve, concave to the southwest, having a radius of 900.00 feet, and a central angle of 22 degrees 16 minutes 53 seconds; thence continuing southeasterly a distance of 185.00 feet, along a compound curve, having a radius of 270.00 feet and a central angle of 39 degrees 15 minutes 28 seconds and said line there terminating.

| SIGNAL FACE CHART | | PVT | | G | | GTA | |
|-------------------|-----------|----------|-----------|----------|-----------|----------|-----------|
| PHASE | INDICATOR | PHASE | INDICATOR | PHASE | INDICATOR | PHASE | INDICATOR |
| 1-1, 1-2 | ● | 2-1, 2-2 | ● | 3-1, 3-2 | ● | 4-1, 4-2 | ● |
| 5-1, 5-2 | ● | 6-1, 6-2 | ● | 7-1, 7-2 | ● | 8-1, 8-2 | ● |

- ALL SIGNAL INDICATORS SHALL BE BLACK
 - ALL SIGNAL HEADS SHALL BE BLACK
 - ALL SIGNAL MOUNTS SHALL BE BLACK
 - ALL SIGNAL MOUNTS SHALL BE BLACK
 - ALL SIGNAL MOUNTS SHALL BE BLACK
 - PVT DENOTES FLASHING YELLOW ARROW
 - G DENOTES FLASHING YELLOW ARROW

| LOOP DETECTOR CHART | | LOOP FUNCTIONAL LOCATION | |
|---------------------|-----------|--------------------------|-----------------|
| LOOP NUMBER | SIZE (FT) | LOCATION | LOCATION |
| D1-1, D1-2 | 2'-10x6' | 1 | RD 8 & 50 |
| D1-3, D1-4 | 2'-10x6' | 1 | 5 & 35 |
| D2-1, D2-2 | 6x6 | 1 | 475 |
| D3-1 | 6x6 | 1 | AS SHOWN |
| D4-1, D4-2 | 6x6 | 1 | AS SHOWN |
| D5-1, D5-2 | 1'-15x6' | 2 | 105 SECT 5 & 20 |
| D6-1, D6-2 | 1'-15x6' | 2 | 105 SECT 5 & 20 |
| D7-1 | 6x6 | 1 | 475 |

- ALL LOOP EXTENSIONS SHALL BE PVC UNLESS NOTED OTHERWISE
 - LOCAL LOOP DISTANCE FROM STOP BAR IN FEET
 - ALL LOCAL LOOP DISTANCES SHALL BE INDICATED
 - ALL LOCAL LOOP DISTANCES SHALL BE INDICATED
 - ALL LOCAL LOOP DISTANCES SHALL BE INDICATED



SIGNAL SYSTEM OPERATION
 - THE SIGNAL SYSTEM FLASH MODE IS ALL RED.
 - NORMAL OPERATION IS 6 PHASE, WITH PHASES 1 AND 2 BEING FLASHING YELLOW ARROWS BY TIME OF DAY.
 - PHASES 3 AND 6 SHALL BE ON VEHICLE RECALL.
 - PHASES 4 AND 7 ARE INSIDE CLEARANCE PHASES.

SYSTEM NO. 39698
 T.E. NO. 5887
 RP 361.5

COUNCIL LETTER 081913-VID

ADMINISTRATION

RESOLUTION NUMBER 29-13

DATE: August 15, 2013

FROM: Craig J. Wainio
City Administrator

Resolution Number 29-13 accepts the bid from Hibbing Excavating for the construction of a sidewalk from the Unity Drive/Mud Lake Road intersection to the Cinema 6. This project also calls for the replacement of two blocks of sidewalk in the old town area.



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

August 13, 2013

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

Re: 2013 Sidewalk Improvements
City of Mountain Iron
Project No.: MI13-10

Dear Mr. Wainio;

Bids were received for the 2013 Sidewalk Improvements Project at 10:00 AM on August 13, 2013. A total of two (2) bids were received, and the low bid was submitted by Hibbing Excavating, Inc. A tabulation of bids received is enclosed for your review.

If the City of Mountain Iron intends to award this project at its August 19th City Council meeting, based upon our review of the bid information, it is recommended that you award the bid to Hibbing Excavating, Inc. in the amount of **\$117,941.50**.

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.
Vice President

Enclosure

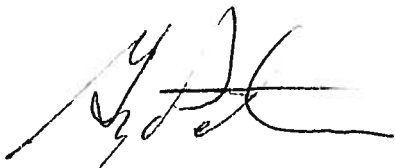
**BG'S BAR & GRILL
P.O. BOX 265
VIRGINIA, MN 55792**

To Whom It May Concern,

In behalf of the John Maki wedding on September 21, 2013, at the Mt. Iron Community Center, BG'S Bar & Grill respectfully request permission to have a bar, at which to serve alcoholic beverages.

All laws apply for the sale of alcohol to minors and will be enforced.

Thank You

A handwritten signature in black ink, appearing to read 'Greg Peterson', with a horizontal line drawn across the middle of the signature.

Greg Peterson

COMMUNICATIONS

1. State of Minnesota Public Utilities Commission, Notice of Public Hearing for Application of Minnesota Power for a Route Permit.

Public Comment Period: The comment period continues after the public hearing, through **September 18, 2013 at 4:30pm.**

Submit Public Comments: The Honorable Jeanne Cochran
Office of Administrative Hearings
Email: RouteComments.OAH@state.mn.us
Fax: 651-361-7936
P.O. Box 64620
600 North Robert Street
St. Paul MN 55164-0620

Initial Arguments and Analysis Period Closes October 4, 2013 at 4:30pm

- Minnesota Power, the Department of Commerce and other interested persons may submit initial arguments and analysis.

Reply Arguments and Analysis Period Closes October 18, 2013 at 4:30pm

- Minnesota Power, the Department of Commerce and other interested persons may respond to initial arguments and analysis.

Please include the PUC and OAH Docket Numbers (above) in all communications.

Project Description

Minnesota Power proposes to:

- Build an approximately 3 mile long, 115 kV transmission line near the city of Eveleth
- Remove approximately 1.9 miles of transmission line in United Taconite's north pit

Process Information

Before the project can be built, the Public Utilities Commission (Commission) must approve a route permit. Minnesota Power's route permit application was accepted in January 2013. The Commission's decision-making process takes six to nine months.

The Department of Commerce prepared an environmental assessment for this project. The environmental assessment reviewed the potential human and environmental impacts of the proposed project and alternatives, as well as ways to address impacts. The environmental assessment was issued in July 2013.

Judge Cochran will use information gathered at the public hearing and during the comment period to write a report for the Commission. The report will include findings, conclusions, and

COUNCIL LETTER 081913-IX

PERSONNEL COMMITTEE

CLOSED MEETING

DATE: August 15, 2013
FROM: Personnel Committee
Craig J. Wainio
City Administrator

The City Council may go into Closed Session to discuss the negotiation being undertaken with management personnel. The meeting is being closed pursuant to 2012 Minnesota Statutes 13D.03

The following provisions of State Statute must be observed:

- Before closing the meeting, the council must decide to close the meeting by a majority vote at a public meeting and must announce the time and place of the closed meeting.
- Before closing the meeting, the council must state on the record the specific grounds permitting the meeting to be closed and describe the subject to be discussed.
- A written record of all people present at the closed meeting must be available to the public after the closed meeting.
- The meeting must be tape-recorded.
- The recording must be kept for two years after the contract is signed.
- The recording becomes public after all labor agreements are signed by the city council for the current budget period.