

**MOUNTAIN IRON CITY COUNCIL MEETING  
COMMUNITY CENTER  
MOUNTAIN IRON ROOM  
MONDAY, NOVEMBER 20, 2006 - 6:30 P.M.  
A G E N D A**

- I. Roll Call
  - II. Consent Agenda
    - A. Minutes of the November 6, 2006 Regular Meeting (#1-10)
    - B. Minutes of the November 8, 2006 Special Meeting (#11-13)
    - C. Communications
    - D. Receipts
    - E. Bills and Payroll
  - III. Public Forum
  - IV. Committee and Staff Reports
    - A. Mayor's Report
      - 1. Grant Application (#14)
      - 2. Party Donation (#15)
    - B. City Administrator's Report
    - C. Director of Public Works Report
      - 1. Library Interior Upgrade Quotes (#16)
    - D. Director of Parks and Recreations Report
    - E. Sheriff's Department Report (#17)
    - F. City Attorney's Report
      - 1. Memo on Mailing (#18-20)
    - G. City Engineer's Report
      - 1. Pay Request Number 1 (#21-23)
    - H. Liaison Reports
  - V. Unfinished Business
  - VI. New Business
    - A. Dump Investigation (#24-26)
    - B. Pipeline Easement (#27-32)
    - C. License Applications (#33)
    - D. Fire Department Bills (#34-37)
    - E. Waterline Project (#38)
    - F. Mesabi Trail Signage (#39)
    - G. Communications
  - VII. Open Discussion
  - VIII. Announcements
  - IX. Adjourn
- # Denotes page number in packet

MINUTES  
MOUNTAIN IRON CITY COUNCIL  
NOVEMBER 6, 2006

Mayor Skalko called the City Council meeting to order at 6:30 p.m. with the following members present: Joe Prebeg, Jr., Allen Nelson, Dale Irish, Ed Roskoski, and Mayor Gary Skalko. Also present were: Craig J. Wainio, City Administrator; Jill M. Forseen, Municipal Services Secretary; Tom Cvar, Fire Chief; and Rick Feiro, Sergeant.

The Mayor welcomed the audience and the television viewing audience to the meeting.

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

1. Add the following items to the agenda:
  - IV. A. 2. Senior Center Candy Machine Request
  3. Pay Request #2 – KGM Contractors, Inc.
2. Remove the statement entirely made by Councilor Roskoski from the minutes of October 2, 2006, page 4, last paragraph and the correction made to the minutes at the October 16, 2006, City Council meeting.
3. Approve the minutes of the October 16, 2006, City Council 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 October 16-31, 2006, totaling \$233,508.13, (a list is attached and made a part of these minutes).
6. To authorize the payments of the bills and payroll for the period October 16-31, 2006, totaling \$394,506.49, (a list is attached and made a part of these minutes).

The motion carried unanimously on a roll call vote.

During the public forum, the Fire Chief updated the Council regarding the request to check on the hydrants by the Walgreen construction area. The Fire Chief stated that he spoke with the contractors and they will be making the necessary upgrades. Also, the Fire Chief stated that the Park Ridge Development also has a different type of hydrant and will need a different type of connection that will need to be fixed at a cost of approximately \$250. The Fire Chief said that he spoke with Terry Leoni and Greg French regarding the Biomass site, he said that there currently is two hydrants and they will be possibly adding one or two more hydrants and will order the appropriate caps for the quick connect for the fire department. The Fire Chief also suggested that the hydrants at the Birchem Logging site should have the water taken from a different water source, if that is possible.

The Mayor advised the Council that the Walgreen store is proceeding well and they are looking for a March or April opening date. The Mayor stated that he wanted to promote Mac's Bar, they are under new ownership and their grill is now open. He stated that B. G.'s, Adventures, the Country Kitchen, and the Sawmill are also good eating establishments.

The Mayor also informed the Council that the City did receive a grant for \$250,000 for the Unity Project and the grant, for some reason, was reduced to \$150,000. The Mayor stated the he and the City Administrator met with IRRRA Officials and they did reinstate the grant to \$250,000. The Mayor congratulated the City Administrator for making a good presentation to IRRRA and getting the funds reinstated. Also, the City Administrator submitted another grant application for additional funding for the dump site cleanup area. The Mayor said that the City will be submitting a grant application to St. Louis County for recreation purposes that will be awarded in the Spring of 2007.

It was moved by Skalko and supported by Nelson to enter into a water/wastewater study with the Cities of Virginia, Eveleth, and Gilbert to pursue a regional water/wastewater treatment facility. The motion carried unanimously on a roll call vote.

It was moved by Skalko and supported by Roskoski to direct City Staff to contact a vendor to have a candy machine to be placed in the Senior Center with the proceeds to go to the Senior Citizens Club. The motion carried unanimously on a roll call vote.

It was moved by Skalko and supported by Nelson to authorize payment request number two to KGM Contractors in the amount of \$45,939.66. The motion carried on the following roll vote: Roskoski, no; Prebeg, yes; Nelson, yes; Irish, yes; and Skalko, yes.

The Council discussed the Iron Range Network. The City Administrator said that he would be attending the meeting on November 8, 2006 in Hibbing.

The Council reviewed the list of surplus equipment sold at the Saint Louis County auction.

It was moved by Prebeg and supported by Nelson to approve the advertising and hiring of the winter staff for the Recreation Department. After further discussion, Councilor Prebeg amended his motion to included 16 or older and 18 and older and Councilor Nelson supported the amendment. The amended motion carried unanimously on a roll call vote.

It was moved by Prebeg and supported by Skalko to accept the recommendation of the Planning and Zoning Commission and approve the Conditional Use Permit for Bruce Cook, 9350 Old Highway 169, Mountain Iron to construct a 1,120 square foot garage on parcel 175-0071-02374. The motion carried unanimously on a roll call vote.

It was moved by Nelson and supported by Prebeg to adopt Resolution #31-06, concerning the 2007 Economic Development Authority tax levy, (a copy is attached and made a part of these minutes). The motion carried on the following roll call vote: Irish, no; Roskoski, no; Prebeg, yes; Nelson, yes; and Skalko, yes.

It was moved by Skalko and supported by Prebeg to adopt Resolution #32-06, concerning the 2007 Housing and Redevelopment Authority tax levy, (a copy is attached and made a part of these minutes). The motion carried unanimously on a roll call vote.

It was moved by Roskoski and supported by Skalko to authorize Resolution Number 33-06, Charitable Gambling, (a copy is attached and made a part of these minutes). The motion carried unanimously on a roll call vote.

It was moved by Skalko and supported by Prebeg to waive the rental fee for the Community Center on December 9, 2006, for a fund raiser for sending care packages overseas to people that are in the service from our area. The motion carried unanimously on a roll call vote.

It was moved by Roskoski and supported by Skalko to perform the 2006 City audit for the proposed fee of \$16,500 for the Governmental Funds and \$7,700 for the Enterprise Funds. The motion carried unanimously on a roll call vote.

It was moved by Skalko and supported by Prebeg to authorize the temporary liquor license for the Virginia Regional Medical Center for November 15-17, 2006, at the Mountain Iron Community Center for the Festival of Trees event. The motion carried unanimously on a roll call vote.

It was moved by Skalko and supported by Irish to authorize the purchase of a \$200 advertisement, a full page, for the Mountain Iron-Buhl Laurentian Yearbook. The motion carried unanimously on a roll call vote.

It was moved by Roskoski and supported by Irish to have the City Attorney review the complaint of smoke in South Grove with the City's Blight Officer and meet with law enforcement and come up with a remedy for this situation and for any future situations. The **motion failed** on the following roll call vote: Nelson, no; Irish, no; Roskoski, yes; Prebeg, no; and Skalko, no

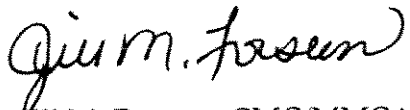
It was moved by Roskoski and supported by Prebeg that the potential walking trail between the Unity Addition and South Grove Project be forwarded to the Park and Recreation Board for further discussion. The motion carried unanimously on a roll call vote.

Councilor Prebeg announced that the Mountain Iron-Buhl Football Team will be playing in the first round of the State playoffs at Dolan's field in Mountain Iron. Wilbert Johnson said that he had heard on the news that the games were moved to the Virginia Field.

The Mayor announced that a special meeting to canvass the election votes was scheduled for Wednesday, November 8, 2006 at 6:00 p.m.

At 7:30 p.m., it was moved by Skalko and supported by Irish that the meeting be adjourned. The motion carried.

Respectfully submitted:



Jill M. Forseen, CMC/MMCA  
Municipal Services Secretary

[www.mtniron.com](http://www.mtniron.com)

#### COMMUNICATIONS

1. City of Augusta, a thank you for the donation of the radio equipment for their newly created fire department.
2. Iron Range Veterans Memorial, a thank you for the assistance in obtaining a sign along Highway 7.



# 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 31-06

### CONCERNING THE 2007 ECONOMIC DEVELOPMENT AUTHORITY TAX LEVY

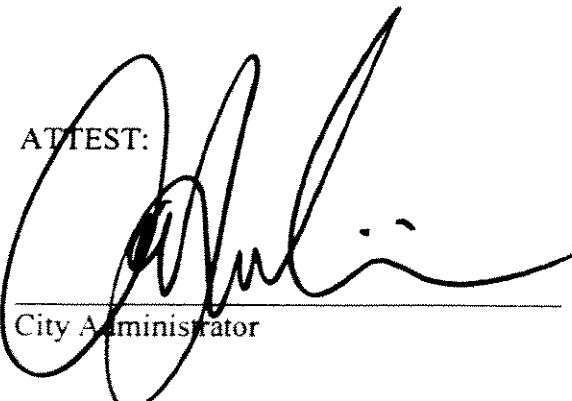
**WHEREAS**, the Mountain Iron Economic Development Authority was created on the 19th day of April, 2004, pursuant to Minnesota Statutes 469.090-469.108 and;

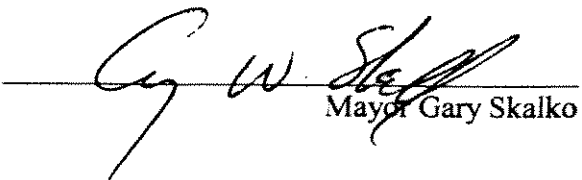
**WHEREAS**, Minnesota Statutes, Section 469.107, Subdivision 1, specifically authorized the Mountain Iron Economic Development Authority to levy against the taxable property of the City of Mountain Iron, St. Louis County, Minnesota.

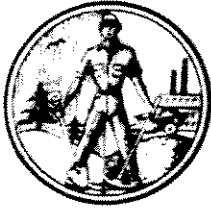
**NOW, THEREFORE BE IT RESOLVED** by the City Council of Mountain Iron, Minnesota, that for the purpose of further development and to provide for any activities that are within the jurisdiction of the Mountain Iron Economic Development Authority as defined according to Minnesota Statutes. The Mountain Iron City Council submits to the County Auditor of St. Louis County, Minnesota, a final tax levy with a levy set to the maximum allowable for the Mountain Iron Economic Development Authority.

**DULY ADOPTED BY THE CITY COUNCIL THIS 6<sup>th</sup> DAY OF NOVEMBER, 2006.**

ATTEST:

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

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



# CITY OF MOUNTAIN IRON

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## RESOLUTION NUMBER 32-06

### CONCERNING THE 2007 HOUSING AND REDEVELOPMENT AUTHORITY TAX LEVY


**WHEREAS**, the Mountain Iron Housing and Redevelopment Authority was created on the 4<sup>th</sup> day of December, 1968, pursuant to Minnesota Statutes 469.001-469.047 and;

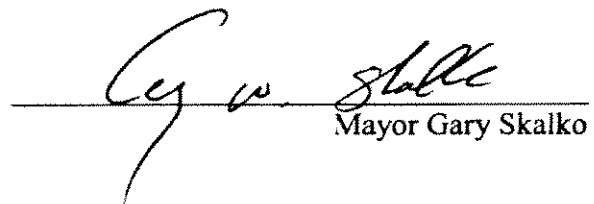
**WHEREAS**, Minnesota Statutes, Section 469.033, Subd. 6, specifically authorized the Mountain Iron Housing and Redevelopment Authority to levy against the taxable property of the City of Mountain Iron, St. Louis County, Minnesota.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Mountain Iron, Minnesota, requests that for the purpose of further development and to provide for any activities that are within the jurisdiction of the Mountain Iron Housing and Redevelopment as defined according to Minnesota Statutes, the Mountain Iron City Council submits to the County Auditor of St. Louis County, Minnesota, a tax levy of zero dollars for the Mountain Iron Housing and Redevelopment Authority.

**DULY ADOPTED BY THE CITY COUNCIL THIS 6<sup>th</sup> DAY OF NOVEMBER, 2006.**

ATTEST:

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

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



# CITY OF MOUNTAIN IRON

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## RESOLUTION NUMBER 33-06

### CHARITABLE GAMBLING

**WHEREAS**, American Legion Post 220, has applied for a Charitable Gambling Operation Permit to conduct Charitable Gaming at the Mountain Iron Senior Citizens Center, and;

**WHEREAS**, American Legion Post 220, is requesting that a Charitable Gambling Permit be issued.

**NOW, THEREFORE, BE IT RESOLVED BY THE MOUNTAIN IRON CITY COUNCIL**, that the Mountain Iron City Council hereby approves said premise permit.

**DULY ADOPTED BY THE CITY COUNCIL THIS 6<sup>th</sup> DAY OF NOVEMBER, 2006.**

ATTEST:

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

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



## Summary By Category And Distribution

Category	Distribution	Amount
UTILITY	UTILITY	102,349.85
BUILDING RENTALS	BUILDING RENTAL DEPOSITS	600.00
BUILDING RENTALS	COMMUNITY CENTER	100.00
PERMITS	BUILDING	8,669.86
SPECIAL ASSESSMENTS	SPECIAL ASSESS.-BOND MONEY	373.82
MISCELLANEOUS	CHARITABLE GAMBLING PROCEEDS	1,686.43
LICENSES	ANIMAL	5.00
MISCELLANEOUS	REIMBURSEMENTS	7,029.43
CHARGE FOR SERVICES	WATER-CHARGE FOR SERVICES	30.00
MISCELLANEOUS	ASSESSMENT SEARCHES	10.00
MISCELLANEOUS	CABLE TV FRANCHISE FEE	5,300.13
INTERGOVERNMENTAL REVENUE	MISCELLANEOUS STATE AID	33,094.58
INTERGOVERNMENTAL REVENUE	CDBG GRANT PAYMENT-LIBRARY	19,368.00
CD INTEREST	CD INTEREST 101	27.22
CD INTEREST	CD INTEREST 301	1,388.18
CD INTEREST	CD INTEREST 376	108.88
CD INTEREST	CD INTEREST 378	1,061.55
CD INTEREST	CD INTEREST 602	136.09
BUILDING RENTALS	NICHOLS HALL	35.00
INTERGOVERNMENTAL REVENUE	MPCA GRANT-DUMP SITE CLEANUP	23,440.80
METER DEPOSITS	ELECTRIC	950.00
MISCELLANEOUS	HALLOWEEN CARNIVAL PROCEEDS	1,309.91
MISCELLANEOUS	BLUE CROSS/BLUE SHIELD PAYABLE	26,433.40
Summary Totals:		<u>233,508.13</u>

Check Issue Date(s): 11/02/2006 - 11/09/2006

Per	Date	Check No	Vendor No	Payee	Check GL Acct	Amount
11/06	11/09/2006	34040	10013	A T & T INFORMATION SYSTEMS	002-20200	97.55
11/06	11/09/2006	34041	10050	A-1 REFRIGERATION HEATING &	002-20200	13,342.34
11/06	11/09/2006	34042	501	ACCESS COMPUTERS	002-20200	709.29
11/06	11/09/2006	34043	10021	ARROWHEAD LIBRARY SYSTEM	002-20200	266.15
11/06	11/09/2006	34044	5007	ASSURANT EMPLOYEE BENEFITS	002-20200	533.72
11/06	11/09/2006	34045	20022	BENCHMARK ENGINEERING INC	002-20200	24,818.50
11/06	11/09/2006	34046	1138	BETH ANDERSON	002-20200	100.00
11/06	11/09/2006	34047	30059	CVAR, THOMAS	002-20200	395.64
11/06	11/09/2006	34048	1131	DEBBIE KAIVOLA	002-20200	50.00
11/06	11/09/2006	34049	40006	DRIVER & VEHICLE SERVICE DIV	002-20200	356.82
11/06	11/09/2006	34050	40015	DULUTH NEWS TRIBUNE	002-20200	241.28
11/06	11/09/2006	34051	500012	ERA LABORATORIES INC	002-20200	1,149.50
11/06	11/09/2006	34052	1136	FRANKLIN SMUK	002-20200	50.00
11/06	11/09/2006	34053	70028	GREATER MINNESOTA AGENCY INC	002-20200	186.00
11/06	11/09/2006	34054	70029	GUARDIAN PEST CONTROL INC	002-20200	59.64
11/06	11/09/2006	34055	80027	HOOVER CONSTRUCTION	002-20200	3,924.80
11/06	11/09/2006	34056	1132	IRJDGS	002-20200	150.00
11/06	11/09/2006	34057	1137	JEAN CRANSTON	002-20200	100.00
11/06	11/09/2006	34058	1141	JEAN NOYES	002-20200	150.00
11/06	11/09/2006	34059	1240	JOE BURIA	002-20200	152.30
11/06	11/09/2006	34060	1139	KARI SALO	002-20200	50.00
11/06	11/09/2006	34061	110015	KGM CONTRACTORS INC	002-20200	45,939.66
11/06	11/09/2006	34062	120032	LAKE COUNTRY POWER	002-20200	130.00
11/06	11/09/2006	34063	130064	MARQUETTE SCHOOL	002-20200	92.20
11/06	11/09/2006	34064	130121	MERRITT ELEMENTARY	002-20200	51.40
11/06	11/09/2006	34065	130062	MERRITT ELEMENTARY PTA	002-20200	79.60
11/06	11/09/2006	34066	130006	MESABI HUMANE SOCIETY	002-20200	2,000.00
11/06	11/09/2006	34067	130026	MESABI SIGN COMPANY	002-20200	42.00
11/06	11/09/2006	34068	1300121	MIB CHEERLEADERS	002-20200	141.60
11/06	11/09/2006	34069	130063	MIB HOOP CLUB	002-20200	176.00
11/06	11/09/2006	34070	130077	MIB QUARTERBACK CLUB	002-20200	63.40
11/06	11/09/2006	34071	140026	MINNESOTA ENERGY RESOURCES	002-20200	759.60
11/06	11/09/2006	34072	130009	MINNESOTA POWER	002-20200	42,787.85
11/06	11/09/2006	34073	130024	MN POLLUTION CONTROL AGENCY	002-20200	225.00
11/06	11/09/2006	34074	130014	MOUNTAIN IRON FIREMENS RELIEF	002-20200	60.00
11/06	11/09/2006	34075	130120	MOUNTAIN IRON GIRL SCOUTS	002-20200	121.20
11/06	11/09/2006	34076	130003	MOUNTAIN IRON-BUHL COM SERV	002-20200	210.20
11/06	11/09/2006	34077	130038	MOUNTAIN IRON-BUHL HIGH SCHOOL	002-20200	200.00
11/06	11/09/2006	34078	130012	MOUNTAIN IRON-BUHL NATIONAL	002-20200	53.20
11/06	11/09/2006	34079	1140	MOUNTAIN TIMBER	002-20200	50.00
11/06	11/09/2006	34080	140052	NORTHEAST SERVICE COOPERATIVE	002-20200	36,588.34
11/06	11/09/2006	34081	40032	OFFICE OF ENTERPRISE TECHNOLOG	002-20200	422.15
11/06	11/09/2006	34082	160045	PHILLIPS 66-CONOCO-76	002-20200	4,355.11
11/06	11/09/2006	34083	160023	POHAKI LUMBER	002-20200	2,217.82
11/06	11/09/2006	34084	160021	POSTUDENSEKS	002-20200	318.50
11/06	11/09/2006	34085	170003	QUAD CITIES GYMNASTICS	002-20200	120.60
11/06	11/09/2006	34086	170005	QUALITY FLOW SYSTEMS INC	002-20200	954.62
11/06	11/09/2006	34087	170001	QWEST	002-20200	185.68
11/06	11/09/2006	34088	180052	REED BUSINESS INFORMATION	002-20200	156.88
11/06	11/09/2006	34089	180045	RESERVE ACCOUNT	002-20200	900.00
11/06	11/09/2006	34090	1133	RICCI CLIFTON	002-20200	100.00
11/06	11/09/2006	34091	1135	RICHARD SATHER	002-20200	50.00
11/06	11/09/2006	34092	180053	RUSSO CONSULTING	002-20200	360.00
11/06	11/09/2006	34093	190005	SACRED HEART CHURCH	002-20200	29.00
11/06	11/09/2006	34094	190067	SAINT LOUIS COUNTY	002-20200	100.00
11/06	11/09/2006	34095	190045	SERVICE SOLUTIONS	002-20200	368.54
11/06	11/09/2006	34096	1134	SHARON JOHNSON	002-20200	100.00

Check Issue Date(s): 11/02/2006 - 11/09/2006

Per	Date	Check No	Vendor No	Payee	Check GL Acct	Amount
11/06	11/09/2006	34097	190043	SPIRIT LAKE 4-H CLUB	002-20200	95.20
11/06	11/09/2006	34098	190006	SPRING CREEK OUTFITTERS INC	002-20200	1,051.20
11/06	11/09/2006	34099	190024	ST LOUIS CO SHERIFF LITMAN	002-20200	35,000.00
11/06	11/09/2006	34100	190013	ST LOUIS COUNTY	002-20200	17,122.47
11/06	11/09/2006	34101	190002	ST LOUIS COUNTY AUDITOR	002-20200	75.00
11/06	11/09/2006	34102	190018	ST LOUIS COUNTY AUDITOR	002-20200	1.65
11/06	11/09/2006	34103	190039	ST LOUIS COUNTY RECORDERS OFFC	002-20200	46.00
11/06	11/09/2006	34104	190038	STATE OF MINNESOTA	002-20200	20.00
11/06	11/09/2006	34105	5003	STEVE NORVITCH	002-20200	92.70
11/06	11/09/2006	34106	190071	SYNERGY GRAPHICS	002-20200	67.58
11/06	11/09/2006	34107	200020	THE TRENTI LAW FIRM	002-20200	3,998.73
11/06	11/09/2006	34108	200006	TRIMARK INDUSTRIAL	002-20200	49.91
11/06	11/09/2006	34109	210007	U S BANK TRUST NATIONAL ASS'N	002-20200	48,663.75
11/06	11/09/2006	34110	210010	ULLAND BROTHERS INC	002-20200	2,096.99
11/06	11/09/2006	34111	220025	VERIZON WIRELESS, BELLEVUE	002-20200	22.65
11/06	11/09/2006	34112	220026	VIRGINIA HOME CENTER	002-20200	143.58
11/06	11/09/2006	34113	220020	VISA OR AMERICAN BANK CC PMT	002-20200	148.63
11/06	11/09/2006	34114	230004	WENCK ASSOCIATES INC	002-20200	9,129.87
11/06	11/09/2006	34115	240001	XEROX CORPORATION	002-20200	366.80

Totals:

305,604.35

Payroll-PP Ending 10/20/06 79,211.34

Electronic Trans.-Sales Tax 10/20/06 9,690.80TOTAL EXPENDITURES \$394,506.49

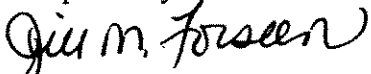
MINUTES  
MOUNTAIN IRON CITY COUNCIL  
SPECIAL ELECTION CANVASSING MEETING  
NOVEMBER 8, 2006

Mayor Skalko called the City Council meeting to order at 6:04 p.m. with the following members present: Allen Nelson, Ed Roskoski, and Mayor Gary Skalko. Absent members included: Joe Prebeg, Jr. and Dale Irish. Also present was: Jill M. Forseen, Municipal Services Secretary.

It was moved by Nelson and supported by Skalko to adopt Resolution Number 34-06, General Election, (a copy is attached and made a part of these minutes). The motion carried.

At 6:07 p.m., it was moved by Roskoski and supported by Skalko that the meeting be adjourned. The motion carried.

Respectfully submitted:



Jill M. Forseen, CMC/MMCA  
Municipal Services Secretary

[www.mtniron.com](http://www.mtniron.com)



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## RESOLUTION NUMBER 34-06

### GENERAL ELECTION

**WHEREAS**, at the Municipal General Election of the City of Mountain Iron, County of St. Louis, State of Minnesota, held in the City of Mountain Iron, Minnesota on November 7, 2006, and being the place where it was directed to be held by the City Council after giving due notice thereof as provided by law, and;

**WHEREAS**, eight qualified voters of said City to act as judges of said Municipal Election, each of whom has within the time limit subscribed by law, been designated and appointed by the City Council to act as judges of the election. And, each of whom being present at the designated hour and each of whom duly took and subscribed an oath to faithfully discharge the duties required of them at such election. The judges being duly qualified, forthwith opened the polls by proclamation at 7:00 a.m. and the election proceeded by ballot without adjournment or intermission until closed at 8:00 p.m., and;

**WHEREAS**, the subjects voted at such election, as stated in notice thereof, were to vote for one (1) Mayor, to a two year term, and two (2) Councilors, to four year terms, and;

**WHEREAS**, at 8:00 p.m., in the evening of said day, the polls were closed, proclamation thereof, having been made by one of the judges in each of the two precincts, and;

**WHEREAS**, upon the closing of the polls, the judges then proceeded to publicly tabulate the count and canvass the votes and a true statement thereof was duly proclaimed to the voters as follows:

MAYOR	NUMBER OF VOTES RECEIVED
Gary Skalko	1,234
Write-Ins	24

COUNCILOR	NUMBER OF VOTES RECEIVED
Allen Nelson	578
Dale Irish	496
Alan Stanaway	616
Anthony Zupancich, Jr.	735
Write-ins	2

**NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF MOUNTAIN IRON, SAINT LOUIS COUNTY, STATE OF MINNESOTA,** does hereby accept the foregoing as a true statement of the results of tabulating and canvassing of votes by ballot, at said Municipal General Election held on Tuesday, November 7, 2006 and does hereby elect the following, each of whom will assume office commencing January 1, 2007:

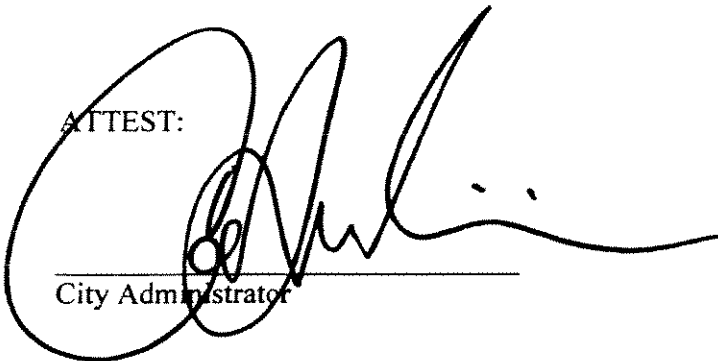
Gary Skalko                      To the Office of Mayor for a two (2) year term;

Tony (TJ) Zupancich      To the Office of City Councilor for a four (4) year term; and,

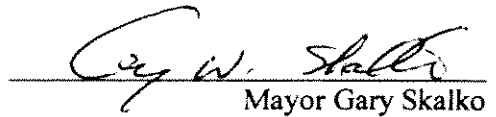
Alan Stanaway              To the Office of City Councilor for a four (4) year term.

**DULY ADOPTED BY THE CITY COUNCIL THIS 8<sup>th</sup> DAY OF NOVEMBER, 2006.**

ATTEST:



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



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

**COUNCIL LETTER 112006-IVA1**

**MAYOR SKALKO**

**ST. LOUIS COUNTY  
RECREATION GRANT**

**DATE:** November 15, 2006

**FROM:** Mayor Skalko

Craig J. Wainio  
City Administrator

---

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

Apply for a \$20,000 Recreation Grant to complete the South Grove Playground Project.

**COUNCIL LETTER 112006-IVA2**

**MAYOR SKALKO**

**SENIOR CITIZEN'S HOLIDAY  
PARTY DONATION**

**DATE:** November 15, 2006

**FROM:** Mayor Skalko

Craig J. Wainio  
City Administrator

---

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

Donate \$100 as we have in the past for the Senior Citizen's New Year's Eve dinner party to be held on Saturday, December 30<sup>th</sup> at the Senior Center.



**COUNCIL LETTER 112006-IVC1**

**PUBLIC WORKS**

**LIBRARY INTERIOR  
UPGRADE QUOTES**

**DATE:** November 15, 2006

**FROM:** Don Kleinschmidt  
Director of Public Works

Craig J. Wainio  
City Administrator

---

Staff is requesting City Council authorization to proceed with the preparation of quotes to complete the library interior upgrades as approved by the Library Board. These quotes will be returned for City Council authorization.

Some of the major items will be as follows:

1. Interior painting
2. Carpeting
3. Library furnishings
4. Entrance door replacement
5. Service Desk



# Saint Louis County

Office of the Sheriff - 100 North 5th Avenue West, Room 103 • Duluth, Minnesota 55802  
Phone: (218) 726-2337 - Fax: (218) 726-2171

**Ross Litman**  
Sheriff

**TO:** Mt. Iron Mayor and City Council  
**FROM:** Sgt. Rick Feiro  
**RE:** Mt. Iron Sheriff's Office Stats for October 2006  
**DATE:** November 14, 2006

The St. Louis County Sheriff's Office in Mt. Iron responded to the following calls for service during the month of September.

Deputies also performed 89 traffic stops while issuing 19 citations for traffic or criminal offenses and 97 traffic warnings.

**Calls For Service:**

- 5-Fire Calls
- 10-Drug related Calls
- 18- On views- Officer initiated contacts checking on persons, vehicles, properties
- 28- Public Assists ( Hotrodders, Loud Music, Animal Complaints, etc.)
- 11- Custodial Arrests
- 8- Disturbances (Verbal arguments/Domestic/Threats)
- 30- Suspicious Person/Vehicles or Unwanted Person(s)
- 5-Theft
- 21- Assists to Virginia Sheriff's (10 of these were inside MT. Iron City limits)
- 15- Assists to Virginia Police Department(4 of these in City Limits- Traffic Stops)
- 4- Welfare Checks Upon Persons or Suicide Threats
- 5- Medical Assists
- 15- Motor Vehicle Crashes
- 8- Alarm Calls
- 5- Assault
- 7- Damage to Property
- 1- Burglary
- 5-Animal Complaints
- 5-Search Warrants
- 10- Other Miscellaneous Calls (Ex. Harassment, Civil Disputes, ATLS, Assist State Patrol)

Reply to:

**Administrative Offices**

100 N 5th Ave. W, Rm 103  
P.O. Box 16187 Duluth, MN 55816  
Phone: (218) 726-2341  
Fax: (218) 726-2171

**County Jail**

4334 Haines Road  
Duluth, MN 55811  
Phone: (218) 726-2345  
Fax: (218) 725-6134

**Emergency Management**

5735 Old Miller Trunk Hwy  
Duluth, MN 55811  
Phone: (218)  
Fax: (218)

**Sheriff's Office**

300 South 5th Avenue  
Virginia, MN 55792  
Phone: (218) 749-7134  
Fax: (218) 749-7192

**Sheriff's Office**

1810 12th Ave. E  
Hibbing, MN 55746  
Phone: (218) 262-0132  
Fax: (218) 262-6334

# THE TRENTI LAW FIRM

## ATTORNEYS

Sam A. Aluni  
Paul D. Cerkvenik  
Joseph Lyons-Leoni\*+  
Scott C. Neff +-  
J. Carver Richards  
Patrick J. Roche\*  
Robert H. Stephenson

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

## RETIRED

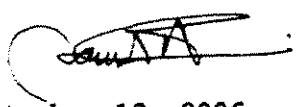
Vernon D. Saxhaug  
John A. Trenti

## LEGAL ASSISTANTS

Barbara Shosten  
Donna M. Leritz  
Kristen M. Hennis  
Sharon K. Fredrickson

## MEMORANDUM

TO: Mountain Iron City Council

FROM: Sam A. Aluni, City Attorney 

RE: Mayor Skalko's Motion of September 18, 2006  
Our File No. 55,337-4

DATE: September 20, 2006

\*\*\*\*\*

MAYOR SKALKO'S MOTION OF SEPTEMBER 18, 2006, as follows: The city attorney shall review and come back with his written findings for our second meeting in October on whether it is legal, ethical or appropriate behavior for any city councilor "acting alone" without council authorization to write and distribute memos throughout our community such as Exhibit "A" listed on Page 16 of the council packet for the Mountain Iron City Council Meeting of September 18, 2006.

As is noted in the Handbook for Minnesota Cities prepared by the League of Minnesota Cities, "This is a time of rising expectations, diminishing resources and increasingly complex issues. Balancing individual constituent interests with the long term good of the community is becoming increasingly difficult. Council members are often criticized as acting for some personal agenda or on behalf of unseen interests. For these reasons, in order to be, and to be perceived as, an effective decision maker, certain standards of conduct should be followed.

The laws and rules governing openness and ethics in government must be followed and promoted. Any actual or perceived conflict of interest should be avoided. All members of the city council should encourage high ethical standards in making decisions. An ethical manner is essential to restore public confidence in our democratic institutions." (Handbook for Minnesota Cities, page 121 through 122).

In carrying out their duties, council members do not relinquish any of the rights of free speech granted to all citizens. However, as noted in the handbook, "Council members' statutory duties are to be performed, almost without exception, by the council as a whole. The council, not individual members, must supervise administrative officers, formulate policies and exercise city powers." (Handbook for Minnesota Cities, page 125). As individuals, council members have no administrative authority. They cannot give orders or otherwise supervise city employees unless specifically directed to do so by the council. Therefore, it is essential that each city council member retain the discipline to distinguish his personal conduct and opinions from his role and duties as a member of the city council.

With respect to the specific administrative hearing regarding P&H Minepro's operations, the notice of the hearing specifically stated the issue as to whether P&H Minepro's operations require a conditional use permit for the alleged operation of a salvage yard. The administrative hearing procedures set forth in the ordinance do not make the hearing an open forum for citizen participation in the hearing process. Rather, the administrative hearing ordinance provides for a hearing to determine if a violation has occurred. The hearing board acts upon the administrative ticket issued by the Mountain Iron Sheriff's Office or other authorized city employee. The officer or employee issuing the administrative ticket presents evidence of the violation and the alleged violator is given an opportunity to respond. General public input is not contemplated in the administrative hearing process although it is permissible for the city to consider all relevant evidence from whatever source the hearing board may consider relevant. Mr. Roskoski's distribution of the hearing notice along with his own statement can be considered an invitation or notice to the public of the administrative hearing, and the distribution of the notice is not an illegal act. However, the distribution of the memo and subsequent participation by Mr. Roskoski in the administrative hearing process can be deemed unethical or inappropriate for the following reasons:

1. The participation of Mr. Roskoski on the administrative hearing board in light of his open and long standing criticism of and opposition to the activities of P&H Minepro on its business premises creates a question as to the fairness of the administrative hearing board process as applied to this specific case.
2. Although the administrative hearing board's decision was in favor of P&H Minepro, the participation of a city council member with a previously stated position regarding P&H Minepro's operations could have created a potential legal challenge to any decision rendered by the administrative hearing board.
3. The distribution of the memo and participation by Mr. Roskoski in the administrative hearing process exposes the councilor and the city to claims of conflict of interest. As noted in the

Handbook for Minnesota Cities at page 125: "There are situations where council members may find that they have an interest in a non-contract decision the council will make. This type of interest could be of a financial nature, but isn't always. These non-contract matters may include such things as council decisions on zoning, local improvements, and the issuance of licenses. Although not generally prohibited by law, an interested council member should abstain from participating in the council discussion and from voting on these issues, otherwise the council decision could be reversed by a court because of the self interest." These principles applicable to the council are also applicable to participation in an administrative hearing board.

In summary, although the facts and circumstances of this particular matter did not result in prejudice to any of the rights of the interested parties, the entire episode points up the need for all council members to be aware and sensitive to the distinction between their role as city council member and that of private citizen. Council members must avoid acting or being perceived as acting from some personal agenda or on behalf of unseen interests. Any actual or perceived conflict of interest must be avoided in order that the public be assured that the city council uses only the highest ethical standards in making decisions. If all members of the city council follow these principles, public confidence in the city council will be maintained.



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

November 13, 2006

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

Re: City of Mountain Iron, MN  
2006 Street Improvements  
Project No. MI06-10

Dear Mr. Wainio:

Enclosed please find Pay Request No. 1 for the City of Mountain Iron 2006 Street Improvements project in the amount of **\$5,497.65**, for approval at your next scheduled City Council meeting. This amount includes withholding a 5% retainage. Please refer to the enclosed pay request breakdown for a summary of items completed.

All items specified in the contract documents for completion in 2006 have been addressed to date. The remainder of the work will be completed in spring of 2007.

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

pc: Mr. Tim Culp, Ulland Brothers, Inc.

RECOMMENDATION OF PAYMENT

No. 1

Owner's Project No.: \_\_\_\_\_

Engineer's Project No.: MI06-10

Project: 2006 Street Improvements

CONTRACTOR: Ulland Brothers, Inc., P.O. Box 340, Cloquet, MN 55720

For Period Ending: November 10, 2006


To City of Mountain Iron  
Owner

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

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

BENCHMARK ENGINEERING, INC.

Dated November 13, 2006

By  \_\_\_\_\_

STATEMENT OF WORK

Original Contract Price	\$ <u>320,159.15</u>	Work & Materials to Date	\$ <u>5,787.00</u>
Net Change Orders	\$ _____	Amount Retained (5%)	\$ <u>289.35</u>
Current Contract Price	\$ <u>320,159.15</u>	Subtotal	\$ <u>5,497.65</u>
		Previous Payments	\$ <u>0.00</u>
		<b>Amount Due this Payment</b>	<b>\$ <u>5,497.65</u></b>



PAY REQUEST NO. 1  
 2006 STREET IMPROVEMENTS  
 MOUNTAIN IRON, MINNESOTA  
 PROJECT NO: MI06-10

CONTRACTOR: ULLAND BROTHERS, INC.

SPEC. NO.	ITEM	UNITS	PROJECT QUANTITY	ITEM COST	QUANTITY TO DATE	TOTAL AMOUNT
2104.501	REMOVE GUARDRAIL	LIN. FT.	315.0	\$7.20		\$0.00
2104.503	REMOVE CONCRETE DRIVEWAY PAVEMENT	SQ. YD.	31.0	\$3.75		\$0.00
2104.503	REMOVE BITUMINOUS PAVEMENT	SQ. YD.	270.0	\$2.00		\$0.00
2104.511	SAWING CONCRETE PAVEMENT	LIN. FT.	28.0	\$3.00		\$0.00
2104.513	SAWING BITUMINOUS PAVEMENT (FULL DEPTH)	LIN. FT.	1,681.0	\$1.35		\$0.00
2105.501	COMMON EXCAVATION	CU. YD.	181.0	\$9.25		\$0.00
2105.521	GRANULAR BORROW (CV)	CU. YD.	269.0	\$10.75		\$0.00
2105.523	COMMON BORROW (CV)	CU. YD.	868.0	\$10.65		\$0.00
2105.525	TOPSOIL BORROW (CV)	CU. YD.	70.0	\$27.10		\$0.00
2105.535	SALVAGED TOPSOIL (LV)	CU. YD.	202.0	\$21.00		\$0.00
2112.501	SUBGRADE PREPARATION	LUMP SUM	1.0	\$1,000.00		\$0.00
2211.503	AGGREGATE BASE (CV), CLASS 5	CU. YD.	350.0	\$19.60		\$0.00
2221.503	AGGREGATE SHOULDERING (CV), CLASS 1	CU. YD.	120.0	\$36.00		\$0.00
2331.604	BITUMINOUS PAVEMENT RECLAMATION (6")	SQ. YD.	3,841.0	\$2.00		\$0.00
2340.609	LEVELING COURSE MIXTURE (B)	TON	200.0	\$56.00		\$0.00
2350.501	TYPE LV5 WEARING COURSE MIXTURE (B)	TON	1,487.0	\$56.00	102.0	\$5,712.00
2350.502	TYPE LV3 NON-WEARING COURSE MIXTURE (B)	TON	1,134.0	\$55.00		\$0.00
2357.502	BITUMINOUS MATERIAL FOR TACK COAT	GALLON	648.0	\$1.50	50.0	\$75.00
2501.511	12" CP PIPE SEWER	LIN. FT.	12.0	\$34.00		\$0.00
2501.515	12" METAL PIPE APRON W/ TRASH GUARD	EACH	1.0	\$680.00		\$0.00
2501.515	24" METAL PIPE APRON W/ TRASH GUARD	EACH	1.0	\$1,107.00		\$0.00
2501.515	12" RC PIPE APRON	EACH	4.0	\$725.00		\$0.00
2503.511	24" CP PIPE SEWER	LIN. FT.	237.0	\$35.00		\$0.00
2503.541	12" RC PIPE SEWER	LIN. FT.	100.0	\$45.00		\$0.00
2503.602	CONNECT TO EXISTING STORM SEWER	EACH	4.0	\$323.00		\$0.00
2503.602	24" X 24" CP TEE	EACH	1.0	\$524.00		\$0.00
2503.602	24" X 24" CP CROSS	EACH	1.0	\$1,276.00		\$0.00
2503.602	24" X 12" CP REDUCER	EACH	1.0	\$336.00		\$0.00
2504.602	ADJUST VALVE BOX - WATER	EACH	1.0	\$128.00		\$0.00
2506.501	CONST. DRAINAGE STRUCTURE, DES. G	LIN. FT.	18.0	\$374.00		\$0.00
2506.516	CASTING ASSEMBLY	EACH	6.0	\$539.00		\$0.00
2511.501	RANDOM RIPRAP CLASS III	CU. YD.	20.0	\$42.00		\$0.00
2521.501	4" CONCRETE WALK	SQ. FT.	13,034.0	\$2.95		\$0.00
2531.501	CONCRETE CURB & GUTTER - DES. B618	LIN. FT.	2,708.0	\$8.85		\$0.00
2531.507	7" CONCRETE DRIVEWAY PAVEMENT	SQ. YD.	41.0	\$44.50		\$0.00
2531.618	TRUNCATED DOMES	SQ. FT.	56.0	\$25.00		\$0.00
2550.602	RELOCATE SIGN	EACH	4.0	\$59.00		\$0.00
2554.501	TRAFFIC BARRIER, DESIGN A8307	LIN. FT.	305.0	\$21.00		\$0.00
2563.601	TRAFFIC CONTROL	LUMP SUM	1.0	\$1,750.00		\$0.00
2564.603	4" DOUBLE SOLID LINE YELLOW - EPOXY	LIN. FT.	2,600.0	\$0.90		\$0.00
2564.603	4" SOLID LINE WHITE - EPOXY	LIN. FT.	2,600.0	\$0.44		\$0.00
2573.502	SILT FENCE, TYPE MACHINE SLICED	LIN. FT.	1,435.0	\$2.25		\$0.00
2575.505	SODDING TYPE LAWN	SQ. YD.	840.0	\$4.00		\$0.00
2575.555	TURF ESTABLISHMENT	LUMP SUM	1.0	\$900.00		\$0.00

\$328,159.15

COMPLETED TO DATE: \$5,787.00

BENCHMARK ENGINEERING, INC.



**COUNCIL LETTER 112006-VIA**

**DEVELOPMENT**

**DUMP INVESTIGATION**

**DATE:** November 15, 2006

**FROM:** Craig J. Wainio  
City Administrator

---

Enclosed, please find a proposal for the Phase II investigation of the property located adjacent to the City of Mountain Iron's substation. This investigation would provide the needed information to apply for a grant through the Department of Employment and Economic Development for the potential clean-up of the site. Whether or not the City chooses to apply for the grant, it would be beneficial to investigate the site and gather the information for future use.



Wenck Associates, Inc.  
321 Main Street, Suite 300  
P.O. Box 693  
Brwabik, MN 55708

(218) 865-0120  
Fax: (218) 865-0121  
E-mail: wenckmp@wenck.com

November 7, 2006

Craig Wainio  
City of Mountain Iron  
8586 Enterprise Drive South  
Mountain Iron, Minnesota 5576

RE: Cost Estimate

Dear Mr. Wainio,

As requested by the City of Mt. Iron, Wenck Associates, Inc. is please to present a cost estimate for the Phase II Investigation required for the second former City of Mt. Iron and US Steel dump.

**Phase II Investigation**

Based on our previous investigation, the estimated investigation costs are as follows:

TASK	QUANTITY	UNIT RATE	TOTAL
WORK PLAN	15	\$86.00	\$1,290.00
FIELD WORK COORDINATION	20	\$86.00	\$1,720.00
FIELD WORK – TRENCHES	30	\$86.00	\$2,580.00
FIELD WORK – MONITORING WELLS	25	\$86.00	\$2,150.00
FIELD WORK – SAMPLING	20	\$86.00	\$1,720.00
LABORATORY EXPENSE – SOIL		ESTIMATE	\$6,000.00
LABORATORY EXPENSE – WATER		ESTIMATE	\$6,600.00
FIELD EQUIPMENT			\$1,200.00
VIC REPORTING	80	\$86.00	\$6,880.00
VIC COORDINATION EXPENSES	15	\$100.00	\$1,500.00
TRENCHING SUBCONTRACTOR		ESTIMATE	\$4,500.00
DRILLING SUBCONTRACTOR		ESTIMATE	\$10,000.00
<b>TOTAL</b>			<b>\$45,710.00</b>
<b>POTENTIAL - DEED FUNDING (75%)</b>			<b>\$34,282.50</b>
<b>CITY OF MT. IRON MATCH (25%)</b>			<b>\$11,427.50</b>

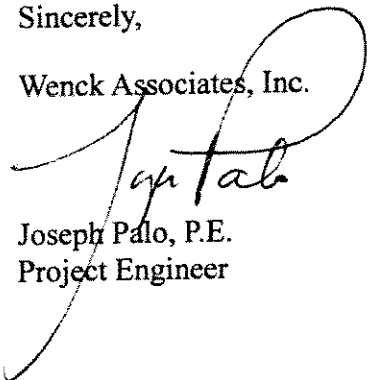
November 7, 2006

In May a DEED application will be completed to request funding for the investigation and subsequent clean-up if required. A 25% minimum of DEED funding must be distributed out-state (non-metro). Funding for this project will be based on DEED scoring, and will involve showing viable economic development and job creation. Based on discussions with DEED, because this project site is located in the JOBZONE, future funding for this project is anticipated but cannot be guaranteed.

We are ready to proceed with the project, as soon as approval is given. If you have any questions, I can be reached at the Biwabik office, (218) 865-0120 or call Brian Hayden at (218) 727-2021.

Sincerely,

Wenck Associates, Inc.

A handwritten signature in black ink, appearing to read "Joseph Palo", written over the printed name below. The signature is stylized with a large loop at the end.

Joseph Palo, P.E.  
Project Engineer

**COUNCIL LETTER 112006-VIB**

**ADMINISTRATION**

**PIPELINE EASEMENT**

**DATE:** November 15, 2006

**FROM:** Craig J. Wainio  
City Administrator

---

Enclosed, please find pipeline easement between Northern Natural Gas and the City of Mountain Iron covering their current gas main located on the east side of Unity Addition. It is recommended that the City Council grant the easement on the stipulation that they acquire and maintain the property located adjacent to the Northern Natural Gas facility located in Ann's Acres. The property in question is between their facility and Spruce Drive.

File No. : 136-06  
Line No. : MNB 91001  
Tract No. : 910-1-3

**PIPELINE EASEMENT**

For and in consideration of Ten and No/100 dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned (hereinafter referred to as Grantor, whether one or more), hereby bargains, grants, conveys, and warrants to NORTHERN NATURAL GAS COMPANY, a Delaware corporation, with principal offices at P. O. Box 3330, Omaha, Nebraska 68103 (hereinafter referred to as Grantee), the exclusive right, privilege, and easement to construct, maintain, operate, inspect, repair, replace, protect, alter, and remove pipelines and above-ground and below-ground related facilities, including, but not limited to, valves, meters, fencing, cathodic protection equipment, buildings, telecommunications, regulating and measuring equipment and below ground appurtenances, including cathodic protection apparatus, on, over, under, across, and through a strip of land Fifty feet (50') in width across the following described land situated in the County of St. Louis and the State of Minnesota, to-wit:

See Exhibit "A" attached hereto  
and made a part hereof.

TO HAVE AND TO HOLD unto said Grantee, its successors and assigns, together, with the right of ingress to and egress from said right-of-way across the adjacent property of Grantor for the purpose of surveying and clearing the right-of-way of brush, trees, and obstructions, and for constructing, maintaining, operating, inspecting, repairing, replacing, protecting, altering, or removing the pipelines and appurtenances of Grantee located thereon, in whole or in part, at the will of the Grantee.

File No. : 136-06  
Line No. : MNB 91001  
Tract No. : 910-1-3

It is further agreed as follows:

1. That in the exercise of its rights hereunder, Grantee shall: (a) bury all line pipe to provide a minimum cover of thirty-six inches (36"), except in rock where a minimum cover of twenty-four inches (24") will be provided; (b) restore the ground surface as nearly as practicable to the original contour which existed immediately prior to the commencement of any work; (c) provide suitable ditch cross-overs during construction as are reasonably required by Grantor; (d) properly support each side of a contemplated fence opening by suitable post and braces before a fence is cut, and, where required, to provide a temporary gate; (e) repair in a good and workmanlike manner any and all fences and drainage and irrigation systems which are cut or damaged by Grantee; and (f) restore or pay Grantor for any damages caused by Grantee to Grantor's growing crops, grasses, trees, shrubbery, fences, buildings, or livestock as a result of the construction of Grantee's facilities.

2. That Grantor shall have the right to use and enjoy the surface of the right-of-way for agricultural, pasturage, or other similar purposes which will not interfere with the use of the right-of-way by the Grantee for any of the purposes herein above granted, it being understood that no building, structure, improvement, or obstruction, other than ordinary and usual fences, shall be placed within or upon the right-of-way, and that there shall be no alteration of the ground

surface or grade of the right-of-way, without the express written consent of the Grantee, and, to the extent that written permission has not been given, Grantee shall have the right to clear and keep cleared from within the right-of-way all trees, brush, undergrowth, buildings, structures, improvements, or other obstructions, though Grantee has no obligation to do so, and, after said pipelines have been installed, Grantee shall not be liable for damages caused on the right-of-way by keeping the right-of-way clear of such trees, brush, undergrowth, buildings, structure, improvements, and other obstructions in the exercise of its rights hereunder.

3. That this instrument may be executed in counterparts, but which together shall constitute one and the same instrument.

4. That the rights of the Grantee may be assigned in whole or in part.

5. It is agreed that this grant covers all the agreements between the parties and no representations or statements, verbal or written, have been made, modifying, adding to, or changing the terms of this agreement.

It is understood and agreed that this easement and all rights, privileges, and obligations created herein shall run with the land and shall inure to the benefit of and be binding upon the legal representatives, heirs, executors, administrators, successors, and assigns of the parties hereto.

File No. : 136-06  
Line No. : MNB 91001  
Tract No. : 910-1-3

Signed and delivered this \_\_\_\_ day of \_\_\_\_\_, 2006.

GRANTORS:

The City of Mountain Iron

By \_\_\_\_\_

Print Name \_\_\_\_\_

Title \_\_\_\_\_

STATE OF                    )  
                                  )SS  
COUNTY OF                )

The foregoing instrument was acknowledged before me, a Notary Public duly commissioned and qualified in and for said county and state, on this \_\_\_\_ day of \_\_\_\_\_, 2006, by \_\_\_\_\_, a representative on behalf of the City of Mountain Iron.

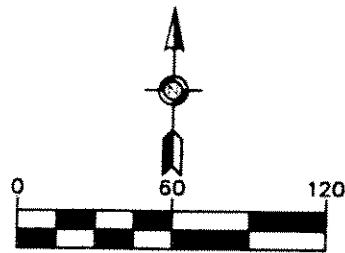
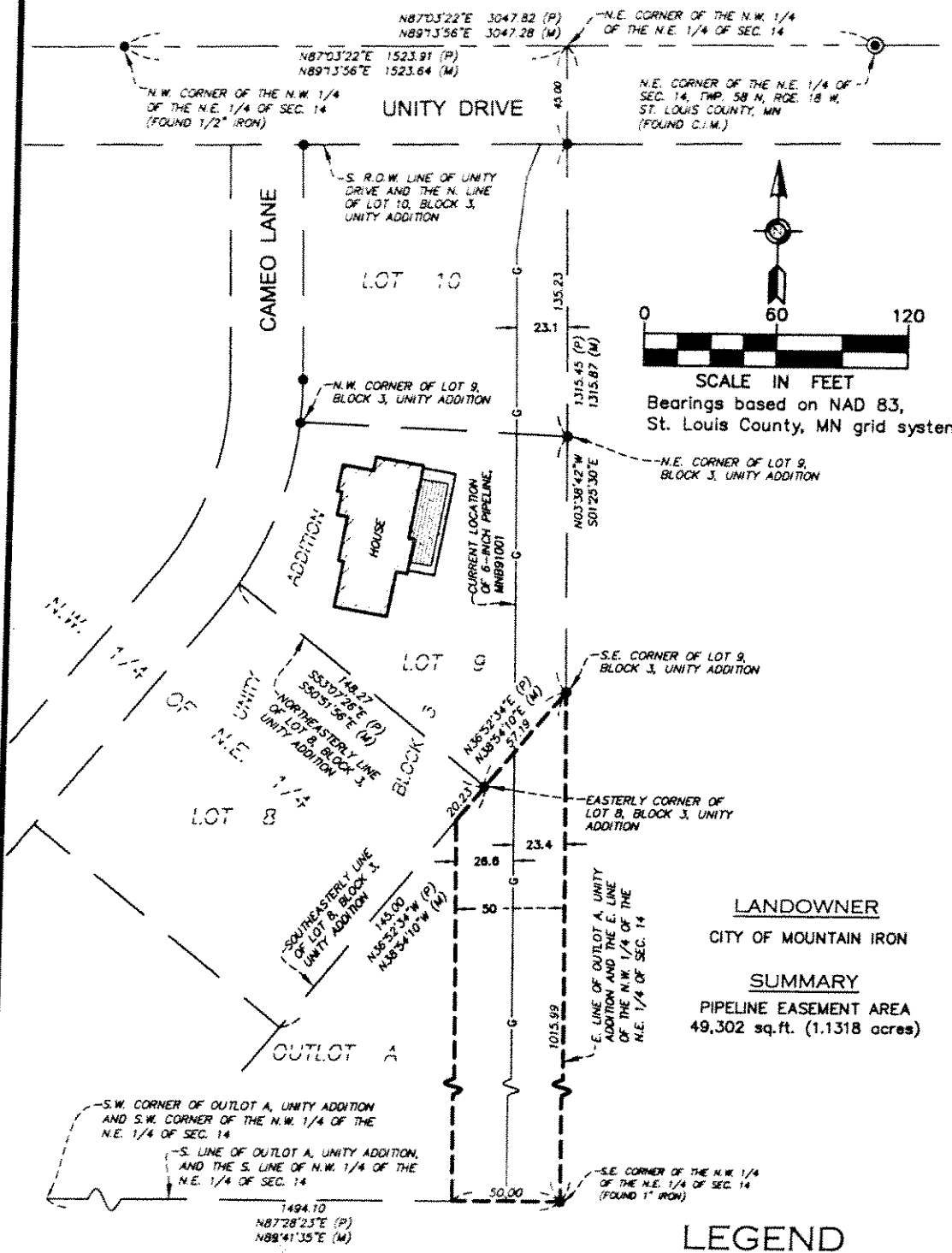
( S E A L )

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

**This Instrument Drafted By  
And To Be Returned To:**  
Right-of-Way Department  
Northern Natural Gas Company  
1650 West 82nd Street, Suite 1250  
Bloomington, Minnesota 55431

# EASEMENT EXHIBIT

-FOR-



SCALE IN FEET  
Bearings based on NAD 83,  
St. Louis County, MN grid system

**LANDOWNER**  
CITY OF MOUNTAIN IRON

**SUMMARY**  
PIPELINE EASEMENT AREA  
49,302 sq. ft. (1.1318 acres)

## LEGEND

- ⊙ DENOTES CAST IRON MONUMENT
- DENOTES FOUND MONUMENT
- G— EXISTING UNDERGROUND GAS PIPELINE
- (P) PLAT
- (M) MEASURED

I hereby certify that this survey was prepared under my supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Date of survey: 11-02-08  
Date of signature: 11-06-08

*Wallace R. Hansen*

Wallace R. Hansen  
Minnesota License No. 24330

**EGAN, FIELD, & NOWAK, INC.**  
"SURVEYORS SINCE 1872"

7415 WAYATA BLVD. MINNEAPOLIS, MINNESOTA 55426  
PHONE (952) 546-6837 FAX (952) 546-6839  
WEB: EFSURVEY.COM  
COPYRIGHT © 2008 BY EGAN, FIELD & NOWAK, INC.

EXHIBIT "A"  
MNB 91001  
OUTLOT A, UNITY ADDITION  
IN THE N.W. 1/4 OF THE N.E. 1/4,  
SECTION 14,  
TOWNSHIP 58 N, RANGE 18 W,  
ST. LOUIS COUNTY, MINNESOTA

Northern Natural Gas

FILE NO.

SHT. 1 OF 2



# EASEMENT EXHIBIT

-FOR-



A 50.00 foot wide perpetual easement for pipeline purposes over, under and across the east 50.00 feet of Outlot A, UNITY ADDITION, according to the recorded plat thereof, St. Louis County, Minnesota.



**EGAN, FIELD, & NOWAK, INC.**

"SURVEYORS SINCE 1872"

7415 WAYZATA BLVD, MINNEAPOLIS, MINNESOTA 55426  
PHONE (952) 546-6837 FAX (952) 546-6839  
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GD09/3

EXHIBIT "A"  
MNB 91001  
OUTLOT A, UNITY ADDITION  
IN THE N.W. 1/4 OF THE N.E. 1/4,  
SECTION 14,  
TOWNSHIP 58 N, RANGE 18 W,  
ST. LOUIS COUNTY, MINNESOTA



FILE NO.

SHT. 2 OF 2

**EXCERPT OF CITY COUNCIL MEETING OF NOVEMBER 20, 2006**

It was moved by Councilor \_\_\_\_\_ and supported by Councilor \_\_\_\_\_ that the liquor and cigarette license applications for the period January 1, 2007 through December 31, 2007, be approved and issued to the following individuals and business establishments pursuant to the approval, where necessary, of the Liquor Control Commission and pursuant to the payment of all outstanding license fees and utility charges:

Jeff & Greg Properties, Inc. DBA: B. G.'s Saloon 5494 Highway 7 Mountain Iron, MN 55792	On-Sale Intoxicating Liquor Sunday On-Sale Intoxicating Liquor Off-Sale Non-Intoxicating Liquor Cigarette
Mike Lambert DBA: Silver Creek Liquor Company 5489 Highway 7 Mountain Iron, MN 55792	Off-Sale Intoxicating Liquor Cigarette
Commander American Legion Post #220 5748 Mountain Avenue, PO Box 361 Mountain Iron, MN 55768	Club On-Sale Intoxicating Liquor Off-Sale Non-Intoxicating Liquor Cigarette
Mac's Bar, Inc. DBA: Mac's Bar 8881 Main Street, PO Box 313 Mountain Iron, MN 55768	Off-Sale Intoxicating Liquor On-Sale Intoxicating Liquor Sunday On-Sale Intoxicating Liquor Cigarette
Bruce A. Carlsen Corner Spur 5499 Highway 7, Box 1207 Mountain Iron, MN 55792	Cigarette
F. P. Troutwine Short Stop 5537 Nichols Avenue Mountain Iron, MN 55768	Cigarette
Jay Ryan Moehlenbrock Jay Ryan Enterprise, Inc. DBA: Sawmill Saloon & Restaurant 5478 Mountain Iron Drive Mountain Iron, MN 55792	Off-Sale Intoxicating Liquor On-Sale Intoxicating Liquor Sunday On-Sale Intoxicating Liquor Cigarette
Adventures, Va., Inc. Greg Hartnett 5475 Mountain Iron Drive Mountain Iron MN 55792	Off-Sale Intoxicating Liquor On-Sale Intoxicating Liquor Sunday On-Sale Intoxicating Liquor

November 1, 2006

Dear City Council Members:

The Fire Department respectfully requests that the city council please have the following bills be paid out of the Charitable Gambling Fund:

Peterson Candy and Supply - \$225.78

Peterson Candy and Supply - \$40.75

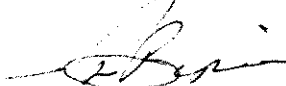
Ross Industries - \$1299.22

These items were purchased for the sole purpose of fire prevention and activities for the children of our community. This type of use fits the criteria for allowable expenses of the Charitable Gambling Fund. Thank you for your attention and time to these bills.

Tom Cvar – Fire Chief



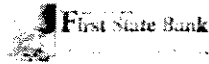
Joe Buria – Secretary - Captain





**CITY OF MOUNTAIN IRON**

3556 ENTERPRISE DR. SOUTH  
MOUNTAIN IRON, MN 55768  
218-748-7570  
www.mtiron.com



033943

DATE  
10/06/2006

AMOUNT  
\*\$ 1,299.22

PAY \*\*\*One Thousand Two Hundred Ninety-Nine and 22/100 Dollars\*\*\*

TO THE ORDER OF  
ROSS INDUSTRIES INC  
PO BOX 190  
LIBERTY NY 12754-0190

00 41 99 00 1-18

MAYOR

ADMINISTRATOR

⑈033943⑈ ⑆091214960124110007⑈

**CITY OF MOUNTAIN IRON**

Check No: 33943

**033943**

VENDOR: 180050 ROSS INDUSTRIES INC

INV DATE	INVOICE NO	INVOICE DESCRIPTION	GL ACCT	NET AMOUNT
08/29/2006	412490	FIRE DEPT-SUPPLIES	101-42-1210-439	309.01
09/11/2006	412491	FIRE DEPT-SUPPLIES	101-42-1210-439	477.04
08/31/2006	412492	FIRE DEPT-SUPPLIES	101-42-1210-439	164.32
08/30/2006	412494	FIRE DEPT-SUPPLIES	101-42-1210-439	348.85

TOTAL AMOUNT:

1 299.22



**CITY OF MOUNTAIN IRON**

8586 ENTERPRISE DR. SOUTH  
MOUNTAIN IRON, MN 55768  
218-748-7570  
www.mtniron.com



75-1356  
912 **033475**

DATE  
**06/21/2006**

AMOUNT  
**\*\$ 225.78**

PAY **\*\*\*Two Hundred Twenty-Five and 78/100 Dollars\*\*\***

TO THE  
ORDER  
OF

**PETERSON CANDY AND SUPPLY  
8384 GARDENIA STREET  
VIRGINIA MN 55792**

VOID AFTER 90 DAYS

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
ADMINISTRATOR

⑈033475⑈ ⑆09121496014110007⑈

**CITY OF MOUNTAIN IRON**

VENDOR: 7032 PETERSON CANDY AND SUPPLY

Check No: 33475  
**033475**

INV DATE	INVOICE NO	INVOICE DESCRIPTION	GL ACCT	NET AMOUNT
06/06/2006	38293	CANDY FOR PARADES	101-42-1210-439	225.78

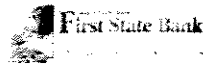
TOTAL AMOUNT:

225.78



**CITY OF MOUNTAIN IRON**

5586 ENTERPRISE DR. SOUTH  
MOUNTAIN IRON, MN 55768  
218-748-7570  
www.ci.mtiron.com



033937

DATE  
10/06/2006

AMOUNT  
\$ 40.75

PAY \*\*\*Forty and 75/100 Dollars\*\*\*

TO THE  
ORDER  
OF

PETERSON CANDY AND SUPPLY  
8384 GARDENIA STREET  
VIRGINIA MN 55792

VOID AFTER DEPOSIT

VOID AFTER DEPOSIT

VOID AFTER DEPOSIT

⑈033937⑈ ⑆091214960⑆4110007⑈

**CITY OF MOUNTAIN IRON**

Check No: 33937

033937

VENDOR: 7032 PETERSON CANDY AND SUPPLY

INV DATE	INVOICE NO	INVOICE DESCRIPTION	GL ACCT	NET AMOUNT
09/26/2006	38988	CANDY FOR PARADES	101-42-1210-439	40.75

TOTAL AMOUNT:

40.75

**COUNCIL LETTER 112006-VIE**

**COUNCILOR ROSKOSKI**

**WATER LINE PROJECT PROCEDURES**

**DATE:** November 15, 2006

**FROM:** Councilor Roskoski

Craig J. Wainio  
City Administrator

---

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

It appears that the Heather Avenue water line loop project was done without following proper procedure governed by law and past practice.

**COUNCIL LETTER 112006-VIF**

**COUNCILOR ROSKOSKI**

**MESABI TRAIL SIGNAGE**

**DATE:** November 15, 2006

**FROM:** Councilor Roskoski

Craig J. Wainio  
City Administrator

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

Many interpretive signs have been put up along the Mesabi Trail route through our community with more coming in the future.