

**MOUNTAIN IRON CITY COUNCIL MEETING
COMMUNITY CENTER
MOUNTAIN IRON ROOM
MONDAY, DECEMBER 3, 2012 - 6:30 P.M.
A G E N D A**

- I. Roll Call
- II. Consent Agenda
 - A. Minutes of the November 19, 2012, Regular Meeting (#1-9)
 - B. Receipts
 - C. Bills and Payroll
 - D. Communications (#30)
- III. Public Forum
 - A. 2013 Proposed Budget (#10-11)
- IV. Committee and Staff Reports
 - A. Mayor's Report
 - B. City Administrator's Report
 - 1. Mesabi Humane Society Contract (#12-16)
 - 2. Community Center Roof (#17-19)
 - C. Interim Public Works Director's Report
 - D. Library Director's Report
 - E. Sheriff's Department Report
 - F. City Engineer's Report
 - G. Liaison Reports
- V. Unfinished Business
- VI. New Business
 - A. Resolution Number 28-12 Setting a Public Hearing (#20-25)
 - B. Resolution Number 27-12 YMCA Support (#26-29)
- VII. Communications (#30)
- VIII. Announcements
- IX. Adjourn

Page Number in Packet

MINUTES
MOUNTAIN IRON CITY COUNCIL
NOVEMBER 19, 2012

Mayor Skalko called the City Council meeting to order at 6:30 p.m. with the following members present: Joe Prebeg, Jr., Susan Tuomela, Ed Roskoski, Tony Zupancich, and Mayor Gary Skalko. Also present were: Craig J. Wainio, City Administrator; Jill M. Clark, Municipal Services Secretary; Rod Flannigan, City Engineer; Michael Downs, Interim Public Works Director; John Backman, Sergeant; and Brian Lindsay, City Attorney.

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

1. Add the following item to the agenda:
VI. C. Commission and Advisory Board Openings
2. Approve the minutes of the November 5, 2012, regular meeting as submitted.
3. Approve the minutes of the November 13, 2012, special meeting as submitted.
4. To acknowledge the receipts for the period November 1-15, 2012, totaling \$211,132.89, (a list is attached and made a part of these minutes).
5. To authorize the payments of the bills and payroll for the period November 1-15, 2012, totaling \$339,150.94, (a list is attached and made a part of these minutes).

The motion carried unanimously on a roll call vote.

At 6:32 p.m., it was moved by Zupancich and seconded by Tuomela to recess the regular meeting and open the public hearing for the easement vacation in Section 9, Township 58 North, Range 18 West. The motion carried.

The City Administrator informed the City Council that the proposed road vacation would have no adverse impact on the City or the current road alignment. The request for the easement vacation came from JADCO Industries.

No one spoke during the public hearing and there were no communications received regarding the vacation of the easement.

At 6:34 p.m., it was moved by Zupancich and seconded by Prebeg to close the public hearing for the easement vacation and reconvene the regular meeting. The motion carried.

At 6:34 p.m., it was moved by Zupancich and seconded by Tuomela to recess the regular meeting and enter into the public hearing for the proposed Community Development Block Grant (CDBG) application for the Mountain Manor Complex. The motion carried.

The City Administrator explained that the public hearing is a requirement of the CDBG application. The CDBG application is for the replacement of windows at the Mountain Manor Complex.

No one spoke during the public hearing and there were no communications received regarding the CDBG application.

At 6:36 p.m., it was moved by Zupancich and seconded by Roskoski to close the public hearing for the proposed CDBG application and reconvene the regular meeting. The motion carried.

At 6:37 p.m., Councilor Roskoski vacated his seat at the Council meeting.

During the public forum, Ed Roskoski addressed the Council regarding a recent “Onion” appearing the November 17, 2012, edition of the Mesabi Daily News written by Nina Buria, 9140 Streetcar Road, Mountain Iron. He requested that the dirt roads in Mountain Iron be upgraded with 2-3 inches of granular material.

At 6:39 p.m., Councilor Roskoski returned to his Council seat.

Councilor Prebeg asked the Interim Public Works Director regarding the upkeep of the dirt roads in Mountain Iron. The Interim Public Works Director said that the residents chose to live on dirt roads and the City cannot plow the roads until the roads are frozen, or it would create additional problems, and in the summer months, the dirt roads are dust coated and graded to maintain them.

The Mayor reported on the following:

- Election. He congratulated Councilor Prebeg for his re-election to the Council and he also congratulated Councilor-Elect Alan Stanaway for being elected as Councilor. He also congratulated Councilor Prebeg for getting the biggest buck, in his deer camp, during the 2012 deer hunting season.
- Public Forum. He said that he was watching other City Council meeting in the area, and would be implementing a three minute time limit for residents to address the City Council during the Public Forum. He said that if there is a formal presentation scheduled on the agenda, additional time may be allotted.

It was moved by Prebeg and seconded by Roskoski to authorize a \$100 contribution to the Senior Citizens Christmas Party with the funds being expended from the Charitable Gambling Fund. The motion carried unanimously on a roll call vote.

It was moved by Zupancich and seconded by Tuomela to authorize the 2012 audit proposal with Walker, Giroux, and Hahne, Ltd., at a cost of \$21,900 for the Governmental Funds and \$10,500 for the Enterprise Funds. The motion carried unanimously on a roll call vote.

During the Administrator’s Report, Councilor Roskoski asked the City Administrator and the Sergeant if they had received any further information regarding the signage request for Highway 169 adjacent to Highway 53. The City Administrator said that he had e-mailed the Minnesota Department of Transportation regarding the subject and had not yet received a response on his request.

The Interim Public Works Director reported that the Water Department had their first water line break of the season, and he advised residents to contact the City Hall if they notice excess water in Mountain Iron.

It was moved by Zupancich and seconded by Prebeg to accept the recommendation of the City Engineer and approve change order number one, decreasing the contract with Ulland Brothers Incorporated by \$15,457.96, making the total contract \$310,707.29. The motion carried.

It was moved by Prebeg and seconded by Tuomela to accept the recommendation of the City Engineer and approve pay request number three in the amount of \$19,389.51, to Ulland Brothers Incorporated for the County Road 7 Utility Improvements. The motion carried unanimously on a roll call vote.

During the Liaison Reports, Councilor Tuomela updated the Council on various items that the Library Board had been working on. The items included: extending the Library hours; Library Director's employment agreement; new Library Board members; updating the policy manual; and the American Legion sign. The Mayor requested that the residents go to the Library and view the art mural displayed in the Library basement. Councilor Prebeg asked Library Board Member Stanaway what the status of the American Legion sign was. Library Board Member Stanaway said that he did not wish to discuss the American Legion sign at this time.

It was moved by Roskoski and seconded by Skalko to accept the proposal, as follows, from the Merritt Days Committee:

- 1) the Merritt Days Committee would plan the Mountain Iron 125th Anniversary celebration;
- 2) the date chosen is the week of August 1-8, 2015; and
- 3) the Merritt Days/125th Anniversary Celebration Committee was requesting a separate \$2,000.00 stipend from the City Council for preliminary operating expenses (printing, postage, etc.) for the 2013 budget.

The motion carried.

It was moved by Zupancich and seconded by Tuomela to adopt Resolution Number 26-12, vacating an easement, (a copy is attached and made a part of these minutes). The motion carried.

It was moved by Prebeg and seconded by Tuomela to adopt Resolution Number 27-12, approving the Community Development Block Grant application, (a copy is attached and made a part of these minutes). The motion carried.

It was moved by Skalko and seconded by Zupancich to advertise for openings on the following Authority and Boards:

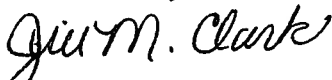
- 1) Economic Development Authority – 1 Position for 3 year term;
- 2) Public Safety and Health Board – 1 position for a two year term;
- 3) Library Board – 1 position for a three year term; and

- 4) Parks and Recreation Board – 1 position for a three year term.

And further, to advertise in the Hometown Focus, Public Access Television, and the internet and accept applications until December 28, 2012, at 4:00 p.m. It was moved by Roskoski to amend the motion to include publication in the Mesabi Daily News and Manney Shopper to get greater coverage cover to get more applications. The **amendment to the motion failed** for lack of a second. The motion carried.

At 7:00 p.m., it was moved by Skalko and seconded by Tuomela that the meeting be adjourned. The motion carried.

Submitted by:



Jill M. Clark, MMC
Municipal Services Secretary

www.mtniron.com

Summary By Category And Distribution

Category	Distribution	Amount
METER DEPOSITS	ELECTRIC	2,700.00
UTILITY	UTILITY	135,753.50
CHARGE FOR SERVICES	REFUSE REMOVAL-CHG FOR SERVICE	120.98
MISCELLANEOUS	BLUE CROSS/BLUE SHIELD PAYABLE	33,713.23
MISCELLANEOUS	ASSESSMENT SEARCHES	70.00
SALE OF PROPERTY	FIRE DEPT-SALE OF SURPLUS EQUI	300.00
BUILDING RENTALS	NICHOLS HALL	70.00
LICENSES	ANIMAL	5.00
LICENSES	LIQUOR	830.00
MISCELLANEOUS	REIMBURSEMENTS	8,592.48
PERMITS	BUILDING	460.67
FINES	CRIMINAL	2,884.42
INTERGOVERNMENTAL REVENUE	MISCELLANEOUS STATE AID	23,129.86
BUILDING RENTALS	BUILDING RENTAL DEPOSITS	200.00
BUILDING RENTALS	COMMUNITY CENTER	25.00
CD INTEREST	CD INTEREST 378	1,894.64
CD INTEREST	CD INTEREST 602	217.78
CD INTEREST	CD INTEREST 603	65.33
LICENSES	CIGARETTE	100.00
Summary Totals:		<u>211,132.89</u>

Check Issue Date(s): 11/15/2012 - 11/28/2012

Per	Date	Check No	Vendor No	Payee	Check GL Acct	Amount
11/12	11/15/2012	143139	130011	UNITED STATES POSTAL SERVICE	602-20200	386.68
11/12	11/19/2012	143140	10056	A T & T MOBILITY	101-20200	1,006.43
11/12	11/19/2012	143141	1122	ANGELA RENNER	101-20200	200.00
11/12	11/19/2012	143142	10021	ARROWHEAD LIBRARY SYSTEM	101-20200	27.55
11/12	11/19/2012	143143	1126	BECKY MELBY	603-20200	14.49
11/12	11/19/2012	143144	20022	BENCHMARK ENGINEERING INC	301-20200	12,230.81
11/12	11/19/2012	143145	20014	BORDER STATES ELECTRIC SUPPLY	604-20200	2,298.77
11/12	11/19/2012	143146	1128	BRANDON BAHNEMAN	601-20200	54.24
11/12	11/19/2012	143147	20040	BRAUN INTERTEC CORPORATION	101-20200	1,087.00
11/12	11/19/2012	143148	30084	CARDMEMBER SERVICE	603-20200	4,739.28
11/12	11/19/2012	143149	170001	CENTURY LINK	603-20200	724.10
11/12	11/19/2012	143150	1123	DAVID MCGREGOR	601-20200	15.52
11/12	11/19/2012	143151	50040	ENERGY MANAGEMENT SOLUTIONS	604-20200	1,809.91
11/12	11/19/2012	143152	60006	FISHER PRINTING COMPANY	604-20200	390.09
11/12	11/19/2012	143153	70016	GOPHER STATE ONE CALL INC	604-20200	74.55
11/12	11/19/2012	143154	70038	GREAT NORTHERN EQUIPMENT INC	101-20200	314.79
11/12	11/19/2012	143155	1134	GUY LETOURNEAU	604-20200	62.34
11/12	11/19/2012	143156	80001	HILLYARD/HUTCHINSON	101-20200	59.85
11/12	11/19/2012	143157	80037	HOMETOWN FOCUS	101-20200	31.50
11/12	11/19/2012	143158	1133	JASON INMAN	604-20200	136.10
11/12	11/19/2012	143159	1130	JILL BEDARD	604-20200	241.03
11/12	11/19/2012	143160	1132	JULIE TAWYEA	601-20200	129.64
11/12	11/19/2012	143161	1129	KEVIN SQUILLACE	604-20200	200.00
11/12	11/19/2012	143162	120006	L & M SUPPLY	101-20200	1,170.57
11/12	11/19/2012	143163	1127	LLOYD CONAWAY	603-20200	5.37
11/12	11/19/2012	143164	120055	LORMAN EDUCATION SERVICES	101-20200	319.00
11/12	11/19/2012	143165	130004	MESABI DAILY NEWS	101-20200	188.00
11/12	11/19/2012	143166	130063	MIB HOOP CLUB	101-20200	40.00
11/12	11/19/2012	143167	130044	MINNESOTA DEPT OF HEALTH	101-20200	772.00
11/12	11/19/2012	143168	140026	MINNESOTA ENERGY RESOURCES	101-20200	2,176.21
11/12	11/19/2012	143169	130009	MINNESOTA POWER (ALLETE INC)	604-20200	67,763.57
11/12	11/19/2012	143170	4052	MINNESOTA VIRTUAL ACADEMY	101-20200	200.00
11/12	11/19/2012	143171	130013	MOUNTAIN IRON FIREMEN'S RELIEF	101-20200	10,800.00
11/12	11/19/2012	143172	130015	MOUNTAIN IRON PUBLIC UTILITIES	101-20200	14,763.80
11/12	11/19/2012	143173	1131	NATALIE PEDISIC	604-20200	190.55
11/12	11/19/2012	143174	140004	NORTHERN ENGINE & SUPPLY INC	101-20200	9.08
11/12	11/19/2012	143175	140056	NORTHLAND TRUST SERVICES INC	601-20200	59,800.00
11/12	11/19/2012	143176	180021	RANGE ASSOC OF MUNICIPALITIES	101-20200	700.00
11/12	11/19/2012	143177	1124	SAMANTHA LITTLER OR KYLE	604-20200	22.40
11/12	11/19/2012	143178	190002	ST LOUIS COUNTY AUDITOR	603-20200	100.00
11/12	11/19/2012	143179	1152	ST LOUIS COUNTY PHHS	604-20200	232.70
11/12	11/19/2012	143180	200020	THE TRENTI LAW FIRM	101-20200	5,669.70
11/12	11/19/2012	143181	200006	TRIMARK INDUSTRIAL	101-20200	8.53
11/12	11/19/2012	143182	210010	ULLAND BROTHERS INC	301-20200	19,389.51
11/12	11/19/2012	143183	210001	UNITED ELECTRIC COMPANY	604-20200	596.85
11/12	11/19/2012	143184	210009	USA BLUE BOOK	601-20200	919.52
11/12	11/19/2012	143185	220028	VAN IWAARDEN ASSOCIATES	101-20200	1,161.00
11/12	11/19/2012	143186	220004	VIRGINIA DEPARTMENT OF PUBLIC	604-20200	42,821.06
11/12	11/19/2012	143187	220020	VISA OR AMERICAN BANK CC PMT	101-20200	2,751.96
11/12	11/19/2012	143188	1125	WM SPECIALTY MORTGAGE	603-20200	9.64
11/12	11/19/2012	143189	60038	WRIGHT EXPRESS FINAN SERV CORP	602-20200	7,889.48
11/12	11/19/2012	143190	240001	XEROX CORPORATION	601-20200	621.00

Totals:

267,326.17

Payroll-PP Ending 11/09/12 58,337.57
 Electronic Trans.-Sales Tax 11/20/12 13,487.20

M = Manual Check, V = Void Check

TOTAL EXPENDITURES

\$339,150.94



CITY OF MOUNTAIN IRON

"TACONITE CAPITAL OF THE WORLD"

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RESOLUTION NUMBER 26-12

VACATING AN EASEMENT

WHEREAS, the City Council previously passed Resolution Number 24-12 noting its interest in vacating pursuant to Minnesota Statute §412.851 an easement in Northeast Quart of the Northeast Quarter of Section 9, Township 58 North Range 18 West, legally described as:

A 20-foot road easement, being 10 feet on each side of the following described centerline: Beginning at a point on the North line of the Northeast Quarter of the Northeast Quarter of Section 9, Township 58 North, Range 18 West, 574.17 feet West of the Northeast corner of said Northeast Quarter of Northeast Quarter, and assuming said north line to bear South 87 degrees 31 minutes 41 seconds West; thence South 03 degrees 53 minutes 41 seconds East 440.14 feet, and there terminating.

and setting a public hearing to consider the vacation of such easement; and

WHEREAS, a public hearing to consider the vacation of such easement was held on the 19th day of November, 2012, before the City Council in the Community center located at 8586 Enterprise Drive South at 6:30 pm after due published and posted notice had been given, as well as personal mailed notice to all affected property owners by the City Administrator on the 23rd day of October, 2012 and all interested and affected persons were given an opportunity to voice their concerns and be heard; and

WHEREAS, any person, corporation or public body owning or controlling easements contained upon the property vacated, reserves the right to continue maintaining the same or to enter upon such way or portion thereof vacated to maintain, repair, replace or otherwise attend thereto; and

WHEREAS, the Council in its discretion has determined that the vacation will benefit the public interest because the easement is no longer required for any public purpose.

WHEREAS, four-fifths of all members of the City Council concur in this resolution;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA, that such vacation is hereby granted for the easement in Northeast Quart of the Northeast Quarter of Section 9, Township 58 North Range 18 West, legally described as:

A 20-foot road easement, being 10 feet on each side of the following described centerline: Beginning at a point on the North line of the Northeast Quarter of the Northeast Quarter of Section 9, Township 58 North, Range 18 West, 574.17 feet West of the Northeast corner of said Northeast Quarter of Northeast Quarter, and assuming said north line to bear South 87 degrees 31 minutes 41 seconds West; thence South 03 degrees 53 minutes 41 seconds East 440.14 feet, and there terminating.

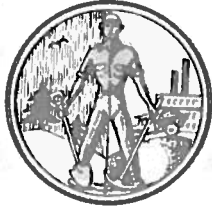
BE IT FURTHER RESOLVED, that the Mayor and City Administrator are hereby authorized to sign all documents necessary to effectuate the intent of this resolution.

DULY ADOPTED BY THE CITY COUNCIL THIS 19th DAY OF NOVEMBER, 2012.

ATTEST:

City Administrator

Mayor Gary Skalko



CITY OF MOUNTAIN IRON

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RESOLUTION NUMBER 27-12

APPROVING COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION

WHEREAS, St. Louis County is preparing a Consolidated Plan/Action Plan to meet application requirements for the Community Development Block Grant (CDBG) program, and other Community Planning and Development (CPD) programs, and

WHEREAS, St. Louis County has requested CDBG-eligible projects from participating communities for inclusion in the Action Plan, and

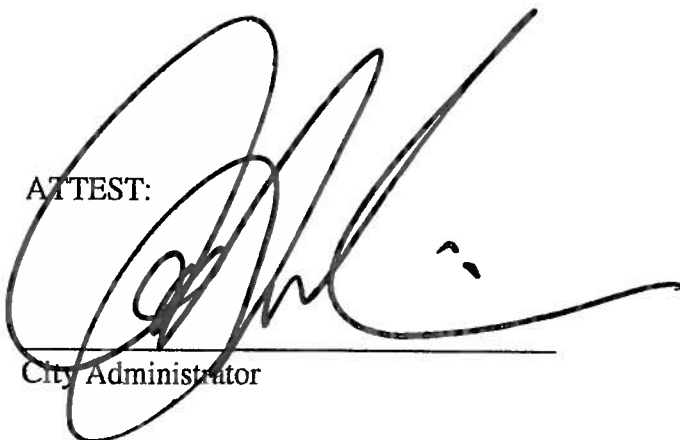
WHEREAS, the City of Mountain Iron has conducted a public hearing on November 19, 2012 in regard to the Mountain Manor Improvement Project and the City of Mountain Iron's CDBG application for the project, and

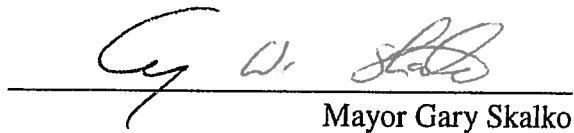
WHEREAS, it is found that the project meets the benefiting low and moderate income persons federal objective of the CDBG program and is prioritized by the community as a high priority need.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MOUNTAIN IRON, MINNESOTA, that the Mountain Iron CDBG application related to the Mountain Manor Improvement Project is hereby authorized to be submitted to St. Louis County for inclusion in St. Louis County's Consolidated Plan/Action Plan to the U.S. Department of Housing and Urban Development, and that the City Administrator is hereby authorized to execute all documents, agreements, or contracts which result from this application to St. Louis County.

DULY ADOPTED BY THE CITY COUNCIL THIS 19th DAY OF NOVEMBER, 2012.

ATTEST:



City Administrator

Mayor Gary Skalko

COUNCIL LETTER 120312-IIIA

COUNCILOR ROSKOSKI

MERRITT DAYS REQUEST

DATE: November 29, 2012

FROM: Councilor Roskoski

Craig J. Wainio
City Administrator

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

Merritt Days Committee – 2013 Budget Request

COUNCIL LETTER 120312-IIIB

ADMINISTRATION

PUBLIC COMMENT

DATE: November 29, 2012

FROM: Craig J. Wainio
City Administrator

As required by Statute the City must provide an opportunity for anyone to be heard on the proposed 2013 Budget. As outline in the Truth in Taxation Notices, the City's date for comment is December 3, 2012. This is NOT a Public Hearing only a period of comment.

COUNCIL LETTER 120312-IVB1

ADMINISTRATION

HUMANE SOCIETY CONTRACT

DATE: November 29, 2012

FROM: Craig J. Wainio
City Administrator

Enclosed, please find a renewal of the contract with the Mesabi Humane Society for 2013. The contract price is the same as in 2012. It is recommended that the City Council approve the contract with the Mesabi Humane Society.

November 26, 2012

City of Mt. Iron
C/O Craig Wainio
8586 Enterprise Drive South
Mt. Iron, MN 55768

Dear Craig,

On behalf of the Mesabi Humane Society Board of Directors, I am pleased to present you with your new Animal Control Services contract for 2013.

We are looking forward to working with you on the provisions of this said contract. We feel we are the best option for Animal Control for the City of Mt. Iron and we are excited to have a chance to prove that.

Please sign and return one of the attached copies to the Mesabi Humane Society at your earliest convenience. If it is easier for you we can come and pick-up as well.

Thank you for your patronage.

Sincerely,

A handwritten signature in black ink, appearing to read "Sara Andrews", with a long horizontal flourish extending to the right.

Sara Andrews

Executive Director

Mesabi Humane Society

2305 Southern Drive, Virginia, MN 55792

218-290-4891

CONTRACT FOR SERVICE

This contract, made and entered into this 1st day of January, 2013 by and between the Mesabi Humane Society, Range Animal Shelter, 2305 Southern Drive, Virginia, MN 55792, referred to as the Mesabi Humane Society, and the City of Mt. Iron hereinafter referred to as the Municipality.

I. RECITALS

WHEREAS, this contract will use the term "animals" to mean domesticated dogs and cats. All other animals are not covered or considered within this document, nor handled by the Mesabi Humane Society.

WHEREAS, the Municipality is in need of shelter and care of animals found within the city limits and in need of an animal control program and service.

WHEREAS, the Mesabi Humane Society has a facility and is qualified and licensed to provide such care, shelter and animal control services.

WHEREAS, the Municipality wishes to purchase these services from the Mesabi Humane Society, in accordance with this contract.

WHEREAS, in consideration of the mutual covenants contained herein, it is agreed and understood as follows:

II. TERMS

The term of this contract shall be **from January 1, 2013 through December 31, 2013** to be reviewed for revisions by both parties on yearly intervals in order for this animal control service and program to best serve both the Municipality and the Mesabi Humane Society.

III. BASIC SERVICES

The Mesabi Humane Society agrees to provide the following services:

1. Shelter and care for animals detained or taken possession of in the city limits of the Municipality. These will be animals captured and contained by the Humane Society Animal Control Officer (A.C.O.)
2. Shelter and care for stray/free roaming animals that are delivered to the shelter by the residents, Municipality officials and employees of the Municipality on a volunteer basis. If the Mesabi Humane Society reaches operating capacity as allowed by law, then we will reserve the right to refuse incoming animals until space is available.
3. Retrieve and transport animals from the Municipality to the shelter during business hours, upon request of the appropriate Municipality officials and citizens within the Municipalities residential limits.
4. The Animal Control Officer (A.C.O.) will routinely patrol the Municipality in the Animal Control Officer's identified vehicle during the week to check for and pick up free-roaming animals within the city limits of the Municipality. The Animal Control Officer will work with the Municipalities Police Department, and Municipality officials to help uphold all Municipality ordinances governing animals within their limits.
5. Animal examinations and veterinary care at a licensed facility, whenever staff deems it necessary.
6. The Mesabi Humane Society will board animals up to seven (7) working days in our holding facility. This allows owners adequate time to claim their pet. After the seventh day, the MHS acquires legal custody of each animal, and the right to make decisions regarding disposition.
7. Euthanasia and disposal of animals if required. This decision is to be based on health and behavioral issues only, not the need for more space for new incoming, or free roaming animals.

8. All animals leaving the Mesabi Humane Society will be spayed, or neutered before adoption, except in the case when over-crowding becomes a concern, or the age, size or temperament prohibits. In the event of exceptions, the Mesabi Humane Society will offer patrons a rebate when they independently seek to spay or neuter their newly adopted pet at a veterinary clinic of their choice.
9. Maintain accurate records of all transactions concerning animals from the Municipality and/or residents.
10. Respond to all animal concerns and situations that arise in the Municipality in a timely manner, during normal business hours which are 8:30 – 5:00pm Monday through Friday.
11. Respond to all emergency animal concerns (defined as life threatening risk to public safety) after normal business hours Sunday through Saturday. In emergency situations, the “on call” Animal Control Officer will be contacted directly by cell phone. He/she will retain the right to decide whether or not the case shall be determined an emergency.

IV. RESPONSIBILITIES OF THE MUNICIPALITY

1. It is up to the Municipality to help the Mesabi Humane Society uphold quarantine (confine & observe) guidelines. The Mesabi Humane Society reserves the right to make decisions regarding bites & human exposure.
2. The Municipality is responsible for calling the Mesabi Humane Society for pick-up of animal (s) during normal business hours, as defined in Section 3, item 10.
3. The Municipality is responsible for contacting the Mesabi Humane Society’s “on call” animal control Officer in emergency situations as defined in Section 3, Item 11.
4. Municipality appointed personnel may place an animal in an outdoor kennel at the Shelter after business hours. This person shall contact the Society’s Animal Control Officer with pertinent information regarding each animal placed in an outdoor kennel.
5. If an emergency veterinary situation arises before or after normal business hours, the Municipality agrees to pay for the emergency part of the veterinary billing and the Mesabi Humane Society will pay for any other costs related to the well-being and care of the animal. Appropriate care will be determined by the veterinarian and Mesabi Humane Society staff.

V. COMPENSATION

The Municipality shall pay the Mesabi Humane Society \$18,000 each year or twelve monthly payments of \$1500 for animal control services beginning January 1, 2013 and concluding December 31, 2013. Payments are due at the beginning of each month for the ensuing period of service (i.e. January 01 payment for January services, etc.). A 10% fee will be charged for each late payment. Payments are considered late after the tenth (10) day of the month. The Mesabi Humane Society reserves the right to discontinue services if the Municipality is consistently late with their payments.

VI. COMPLIANCE WITH LAWS

In providing all services pursuant to this contract, the Mesabi Humane Society shall abide by all statutes, ordinances, rules, and regulations pertaining to or regulating the provision of such services, including those now in effect and hereinafter adopted, as provided by each and all Municipalities. It will be the sole responsibility of Municipality to provide the Mesabi Humane Society its statutes, ordinances and rules and apprise the Mesabi Humane Society of any and all changes that may have concern or relation to the provided services and statutes.

VII. INSURANCE

The Mesabi Humane Society shall purchase, maintain in full force and effect during the term of this contract and provide proof of the following insurance coverage:

- A. **WORKERS COMPENSATION:** Coverage at statutory limits, as provided by the State of MN.
- B. **GENERAL LIABILITY:** Coverage shall have minimum limits to \$2,000,000 per occurrence, combined single limit for Bodily Injury Liability and Property damage Liability.

VIII. EARLY TERMINATION OF CONTRACT

Either party upon thirty (30) days written notice, delivered by certified mail or in person, to the other party may terminate this contract.

IX. MODIFICATIONS

Any material alterations, modifications, or variations of the terms of this contract shall be valid and enforceable only when they have been reduced to writing as an amendment and signed by both or all parties involved.

X. RELEASE OF LIABILITY

The Municipality, including the official and residents, agree to hold harmless the Mesabi Humane Society in the case of any injuries or deaths relating to, or regarding: the capture and containment of any stray or free-roaming animals. The Municipality also agrees to refrain from any legal action against the Mesabi Humane Society in the case of any harm or damage caused by stray or free-roaming domesticated animals.

XI. ENTIRE AGREEMENT

It is understood and agreed by the parties that the entire agreement of the parties is contained herein and that the contract supersedes all oral agreements and negotiations between the parties relating to the subject matter hereof as well as any previous agreements presently in effect between the Mesabi Humane Society and the Municipality. The parties hereto revoke any prior oral or written agreements between themselves, and agree that this contract is the only and complete agreement regarding the subject thereof. This contract becomes legal and binding once signed by both parties.

MESABI HUMANE SOCIETY

MUNICIPALITY

BY: Sara Andrews (MHS)

BY: _____

DATE: 11-27-12

DATE: _____

TITLE: Executive Director

TITLE: _____

COUNCIL LETTER 120312-IVB2

ADMINISTRATION

COMMUNITY CENTER ROOF

DATE: November 29, 2012

FROM: Craig J. Wainio
City Administrator

Due to the storms over the summer, the roof on the community center has sustained substantial damage and is in need of replacement. An adjuster for the League of Minnesota Cities Insurance Trust agrees with that assessment and will fund the replacement of the shingles portion of the roof. Based upon that the City obtained two quotes for the roof replacement and they are included in your packet. The Buildings and Grounds Committee has reviewed and is in concurrence with the following recommendation.

It is recommended that the City Council award the Community Center roof shingle replacement to Peak Roofing at their quoted price of \$54,512.10. The cost of the replacement will be funded through insurance proceeds.



BID

Date: 11/02/12
 P.O. #: N/A

LIC# BC639831

From: **Peak Construction Roofing**
 Dennis Olsen
 218-310-9290

Proposal For: **Craig Wainio**
City of Mountain Iron
 8586 Enterprise Drive S
 Mountain Iron, MN 55768

Brand	Type	Delivery Date
GAF	Timberline Lifetime HD	

Description	Quantity	Unit Price	Line Total
Remove/Tear off Fiberglass Shingles	133.66SQ		\$54,512.10
Replace GAF Timberline Lifetime HD (includes Waste)	147.33SQ		\$ -
Replace all Vents			\$ -
Install Ice & Water Shield per code			\$ -
Remove and Replace Roofing Felt			\$ -
Remove and Replace Drip Edge			\$ -
Replace all Pipe Jacks			\$ -
Dumpster Loads			\$ -
			\$ -
"Does not include the flat roof in bid.			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -

Complete removal and re-install of roof. Does not include the flat roof area between the buildings.

Subtotal \$ 54,512.10

Total \$ 54,512.10

Peak will work with the insurance company on behalf of the city to send in the completed job for release of the depreciation funds.

Authorized by *Date*

J & S RENOVATIONS INC.

John LeMoyné

780-6566

Michael Mitchell

780-0282



5618 Falcon Ave. Parkville,

MN. 55768

Lic. # 20482825

218-741-9075

Proposal submitted to:
City of Mountain Iron

Address: City Hall Complex

Date: 11/2/2012

- * Protect adjacent surfaces prior to start
- * Protect All EPDM membrane roof from tear off and shingle installation
- * Tear off all existing asphalt roofing and dispose of to landfill
- * Install new metal roof edge
- * Install 6' of ice and water protection to all eave ends
- * Install new pipe boots and chimney flashings
- * Install 15 # felt to all remaining deck surfaces
- * Install GAF Timberline Lifetime laminated shingles
- * Cut and install vented ridge cap
- * Perform final cleanup and magnet sweep

Total Cost \$ 64,900.00

We propose hereby to furnish materials and labor- complete in accordance with above specifications.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices and codes. Any alterations or deviation from the above specifications involving extra costs will be executed upon written orders, and will become an extra charge over and above the estimate

Acceptance of proposal X _____ Authorized signature X _____

COUNCIL LETTER 120312-VIA

ADMINISTRATION

RESOLUTION 28-12

DATE: November 29, 2012

FROM: Craig J. Wainio
City Administrator

The City of Mountain Iron has been petitioned to vacate certain road in Parkville as outlined in the enclosed petition. As part of the petition process, the City Council must hold a public hear on the proposed vacation. Resolution Number 28-12 sets the hearing on the proposed vacation for January 22, 2013.

It is recommended that the City Council adopt Resolution Number 28-13 as presented.



CITY OF MOUNTAIN IRON

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RESOLUTION NUMBER 28-12

SETTING A PUBLIC HEARING ON A VACATION COMMENCED BY A PETITION OF A MAJORITY OF ABUTTING LANDOWNERS

WHEREAS, a petition signed by the majority of property owners abutting Heron Street (Second Avenue) and a portion of Falcon Avenue (Second Street) in the City of Mountain Iron was received by the City Administrator on the 19th day of November, 2012; and

WHEREAS, the petition requested that the City Council pursuant to Minnesota Statute §412.851 vacate Heron Street (Second Avenue) between Eagle Avenue (First Street) and Nichols Avenue (Third Street) and a portion of Falcon Avenue (Second Street) between Heron Street (Second Avenue) and an east-west line between the southwesterly corner of Lot 9, Block 1 and the Southeasterly corner of Lot 12, Block 2 in Parkville First Addition, Mountain Iron.

WHEREAS, the City Administrator has reviewed and examined the signatures on said petition and determined that such signatures constitute a majority of the landowners abutting upon the streets to be vacated; and

WHEREAS, a copy of said petition is attached hereto.

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

1. The Council will consider the vacation of such street and a public hearing shall be held on such proposed vacation on the 22nd day of January, 2013, before the City Council in the City Hall located at 8586 Enterprise Drive South at 6:30pm.
2. The City Administrator is hereby directed to give published, posted and mailed notice of such hearing as required by law.

DULY ADOPTED BY THE CITY COUNCIL THIS 3rd DAY OF DECEMBER, 2012.

Mayor Gary Skalko

ATTEST:

City Administrator



USS Real Estate
PO Box 417
Mt. Iron, MN 55768
218 749 7527
218 749 7572
Fax: 218 749 7536

November 15, 2012

Mr. Craig Waino
City Administrator
Mountain Iron MN 55768

Dear Mr. Waino:

I have attached a "Petition for Vacation of City Streets" executed by Great Northern Iron Ore Properties for the City's review and action. The request asks that two streets in Parkville, Heron Street and Falcon Street, be vacated. Included with the petition is a map showing the request for Vacation. There are no residents on Heron Street and only the Yellenich's reside on Falcon. We propose to abandon Falcon just north of the Yellenich's and all of Heron Street. Once Vacated, USS would gate and berm the streets to stop use. A gate access would permit city crews access to tend to any utilities still active.

These two streets have become a place where people of thrown away garbage and household goods. A cleanup was done in early fall of this area and steps have been taken to reduce the temptation to dump trash. The best way to eliminate the temptation is by vacating the streets.

Great Northern Iron Ore Properties is the owner of all the adjacent properties to the requested vacated area. They have signed the petition and requested USS to serve as intermediary to the city.

If you have any questions, please contact me at 749-7527

Sincerely,

A handwritten signature in blue ink, appearing to read "Dennis F. Hendricks".

Dennis F. Hendricks
Regional Manager North

Attachments

PETITION FOR VACATION OF CITY STREETS

To the Council of the City of Mountain Iron, in St. Louis County, Minnesota:

WHEREAS, public city streets presently exist in the plat captioned Parkville First and Second Additions covering land in the City of Mountain Iron, St. Louis County, Minnesota, in the Southwest Quarter of the Southwest Quarter (SW¹/₄-SW¹/₄), and the Northwest Quarter of the Southwest Quarter (NW¹/₄-SW¹/₄), respectively, both in Section One (1), Township Fifty-eight (58) North, Range Eighteen (18) West according to the recorded plat thereof, on file and of record in the office of the Registrar of Titles in and for the County of St. Louis and State of Minnesota; and

WHEREAS, Joseph S. Micallef, Roger W. Staehle, Robert A. Stein, and James E. Swearingen, as Trustees under that certain Trust Agreement executed December 7, 1906, by and between the Lake Superior Company, Limited, an association organized under the laws of the State of Michigan, and Louis W. Hill, James N. Hill, Walter J. Hill and Edward T. Nichols, which Trust is commonly known as Great Northern Iron Ore Properties, owns the surface and minerals in all of the plat of Parkville Second Addition. With the exception of Lot 18, Block 1 and Lot 7, Block 2, the Trust also owns the surface and minerals in the plat of Parkville First Addition, which includes all the government lots that adjoin Falcon Avenue and Heron Street; and

WHEREAS, Great Northern Iron Ore Properties does seek the vacation of Heron Street between Parkville First Addition and Parkville Second Addition and the North 1,100 feet of Falcon Avenue in Parkville First Addition, all in the City of Mountain Iron, St. Louis County, Minnesota; and

WHEREAS, no one resides near or is served by any of the streets or avenues which Great Northern Iron Ore Properties seeks to vacate; and

WHEREAS, Great Northern Iron Ore Properties desires to use the aforesaid lands for the purpose and in a manner inconsistent with the continuance of the aforesaid public streets and avenues thereon.

NOW, THEREFORE, Great Northern Iron Ore Properties, being the owner of all of Parkville Second Addition and most of Parkville First Addition, hereby petitions your Honorable Council to vacate the following streets and avenues in said plat of Parkville First and Second Additions:

- (1) Heron Street between Parkville First and Second Additions;
- (2) The North 1,100 feet of Falcon Avenue in Parkville Second Addition.

Dated: Oct. 3, 2012

GREAT NORTHERN IRON ORE PROPERTIES

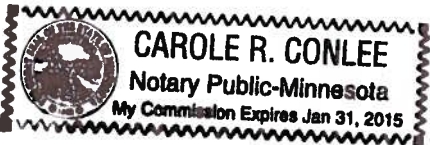
By: Joseph S. Micallef
Joseph S. Micallef, President

Attest: Thomas A. Janochoski
Thomas A. Janochoski, Vice President

STATE OF MINNESOTA)
) SS
COUNTY OF RAMSEY)

On this 3rd day of Oct., 2012, before me, a Notary Public within and for said County and State, appeared JOSEPH S. MICALLEF and THOMAS A. JANOCHOSKI, to me personally known, who, being by me each personally sworn, did respectively say that they are the President and Vice President under that certain Trust Agreement executed December 7, 1906, by and between the Lake Superior Company, Limited, an association organized under the laws of the State of Michigan, and Louis W. Hill, James N. Hill, Walter J. Hill and Edward T. Nichols; which Trust is commonly known as Great Northern Iron Ore Properties; and that as said President and Vice President, they executed the foregoing instrument for the uses and purposes therein mentioned.

Carole R. Conlee (SEAL)
Notary Public



10

305

COND

111

18-18

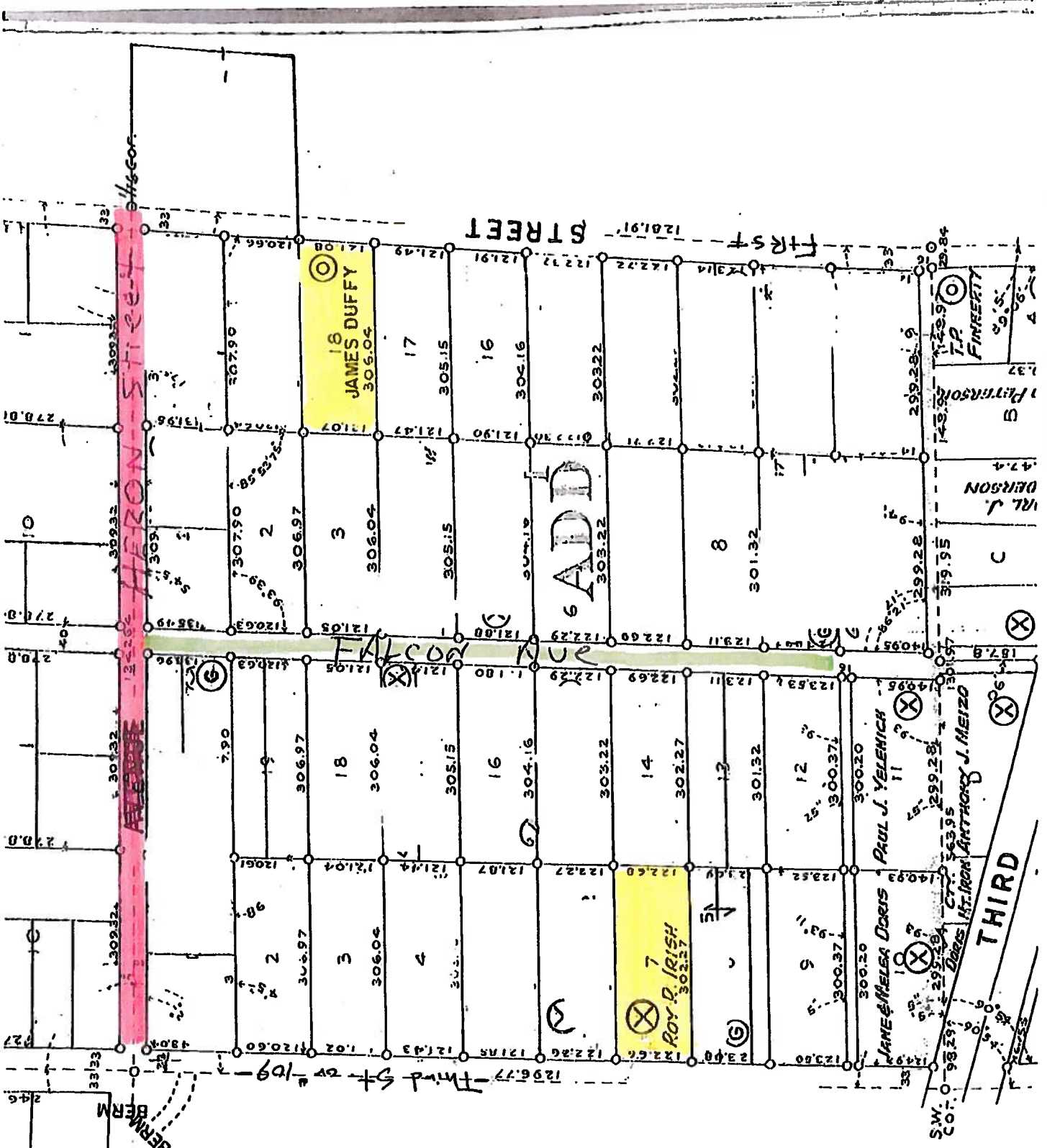
5 6 700 FEET

LED BY USX

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SE TRAILER





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RESOLUTION NUMBER 29-12

SUPPORTING THE MESABI FAMILY YMCA CAPITAL CAMPAIGN

WHEREAS, the Mesabi Family YMCA has taken a lead role in responding to and serving the needs of our community's families and children for more than 28 years;

WHEREAS, the Y is dedicated to providing healthy living, youth development, and socially responsible programming to all, ensuring that no person is turned away for an inability to pay;

WHEREAS, YMCA facilities are no longer adequate in meeting the growing needs of the community today, as membership and program participation grows and the infrastructure ages;

WHEREAS, the Mesabi YMCA Board of Directors has authorized a \$1.9 million capital campaign to renovate and expand the facility to ensure that the Y will continue to positively impact the community well in to the future;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MOUNTAIN IRON, MINNESOTA that the City of Mountain Iron considers the Mesabi Family YMCA an important asset to our community and supports the Y's capital campaign efforts.

DULY ADOPTED BY THE CITY COUNCIL THIS 3rd DAY OF DECEMBER, 2012.

ATTEST:

Mayor Gary Skalko

City Administrator



FOR YOUTH DEVELOPMENT®
FOR HEALTHY LIVING
FOR SOCIAL RESPONSIBILITY

City of Mt Iron
Mayor Skalko & City Council Members
8586 Enterprise Drive South
Mt Iron, MN 55768

Dear Mayor Skalko & City Council Members:

For more than 28 years, the Mesabi Family YMCA has been responding to and serving the needs of our community's families and children. Throughout this time, our Y has recognized the potential in all who have walked through our doors and helped build healthy spirit, mind, and body. Providing high quality programs that fulfill the needs of our community continues to be the goal of our Y. We are a leading human service agency within our area, providing programs and activities for youth, adults, families and active older adults.

To ensure that we can continue to provide innovative programming that meets the unique needs of the community in to the future, our plans call for the renovation and expansion of our Y facility. To accomplish this, the YMCA Board of Directors has authorized a Capital Campaign. Enclosed you will find materials describing this proposal. We urge you to look over these materials, for we are certain that you will agree that the Y has been both realistic and future-focused in preparing to meet the needs of our area.

For our campaign to be successful, we need the support of the communities we serve. I invite you to show your support for the Mesabi Family YMCA by adding your name to the list of supporters and, if possible, issuing a resolution on our behalf. A sample resolution is included for your convenience.

Thank you for your consideration. If you have any questions, please feel free to call upon us personally. I look forward to hearing from you in the very near future.

Sincerely,

Karl Oberstar
Community Relations Chair, Capital Campaign

Enclosures

MESABI FAMILY YMCA 8367 Unity Drive, Virginia, MN 55792
P (218) 749-8020 E capitalcampaign@mesabiyymca.org



**FOR YOUTH DEVELOPMENT®
FOR HEALTHY LIVING
FOR SOCIAL RESPONSIBILITY**

BUILDING A STRONGER FUTURE

A successful capital campaign is critical for the Y to respond to the ongoing and emerging needs of our community. After careful consideration, planning and study, the Mesabi Family YMCA has embarked on a capital campaign which, we believe, will provide us with the tools that are essential to respond to community needs more effectively.

STRENGTHENING THE COMMUNITY

OUR MISSION To put Christian principles into practice through programs that build healthy spirit, mind and body for all.

OUR CAUSE At the Y, strengthening community is our cause. Every day, we work side-by-side with our neighbors to make sure that everyone, regardless of age, income or background, has the opportunity to learn, grow and thrive.

OUR FOCUS The area's leading nonprofit committed to strengthening the community through youth development, healthy living and social responsibility.

OUR IMPACT In 2011, the Mesabi Family YMCA served...

PARTICIPATION & FACILITY USAGE

MEMBERS	1770
FACILITY VISITS IN 2011	68,169
ACTIVE OLDER ADULT MEMBERS (62+)	456
YOUTH PROGRAM PARTICIPANTS (Under 18)	1127

COMMUNITY IMPACT

FINANCIAL ASSISTANCE PROVIDED (2 year total, 2010-2011)	\$93,977
2011 FTE EMPLOYEES	20

VOLUNTEERS

NUMBER OF VOLUNTEERS	270
HOURS SERVED BY VOLUNTEERS	6240

A PLACE TO CHANGE LIVES

The Mesabi Family YMCA has taken a lead role in serving the needs of our youth and families. As times have changed, our Y has been able to change too, and an expansion is needed to meet the growing demands of our community. The capital campaign will help the Y provide the best possible facility and programs to the community.

Wellness Center **\$600,000**

- New center provides a 4000 square foot facility for entire family and all ages
- Provides updated, accessible equipment
- Center will include rehabilitation equipment

Group Exercise Studio **\$330,000**

- New multipurpose room for use in programs and classes
- Ability to provide multi age classes and programs including young children and older adults

Multi Purpose/Youth-Teen-Family **\$200,000**

- Provide space for youth, teen, family programming

Pool Renovation **\$210,000**

- Provides new lighting and deck tiling
- Add new accessible entry
- Updates to energy efficient operating system

Maintenance Garage **\$100,000**

- Provides for storage of property and equipment
- Insures work area for necessary maintenance and upkeep of property, equipment, grounds

Endowment Fund **\$500,000**

- Provides financial assistance for those who are unable to afford to pay
- Helps keep memberships and programs affordable to all.

TOTAL NEED \$1,940,000

INVEST IN THE FUTURE



With your help, the Y can continue to provide

exceptional programs for years to come. Your

generous contribution is an investment in your community, ensuring that everyone can build healthy spirit, mind, and body.

For more information, call the Mesabi Family YMCA at (218) 749-8020 or visit www.mesabiyymca.org

**GIVE TO YOUR Y.
GIVE TO THE COMMUNITY.**

SERVICE AREAS & NUMBERS SERVED IN 2011

Angora	33	Grand Rapids	34
Aurora	144	Hibbing	119
Babbitt	83	Hoyt Lakes	61
Biwabik	88	Iron	128
Brimson	3	Keewatin	1
Britt	197	Kelsey	26
Buhl	81	Kinney	4
Buyck	59	Makinen	39
Canyon	1	McKinley	1
Chisholm	82	Mora	2
Cook	76	Mountain Iron	445
Cotton	26	Orr	59
Duluth	7	Side Lake	9
Ely	13	Soudan	12
Embarrass	87	Tower	85
Eveleth	751	Virginia	1452
Forbes	39	Zim	38
Gilbert	261		



November 12, 2012

City of Mountain Iron
c/o Gary Skalko
8586 Enterprise Drive South
Mt. Iron, MN 55768

Dear Mayor Skalko & Council Members:

Thanks to you and the support of the community, this year's newest fundraiser ***Dance for a Cure 2012, raised more than \$60,000!*** Through your unbelievable giving, and the commitment from the VRMC Foundation to match your donations, we are so excited to have achieved such success! On behalf of the VRMC Foundation and the organizers of Dance for a Cure 2012, we sincerely appreciate your participation in this wonderful event—without you it wouldn't be possible.

This year's fundraising proceeds will help to purchase digital mammography equipment for the Liz Prebich Wellness Center at Virginia Regional Medical Center. The order will be completed in January, 2013 with installation to immediately follow. A ***BIG THANK YOU*** for such a wonderful gift for our community!

Memories of lasting relationships formed, the commitment and participation from all of our dancers, and the wonderful turnout at the event will long live in the hearts of all sponsors, participants, and attendees of this year's Dance for a Cure 2012 Fundraiser. Please find a copy of VRMC Foundation's W9 for 2012 tax purposes for your generous donation of \$500. We thank you again for your support and we look forward to working with you next year.

Warm regards,

A handwritten signature in blue ink, appearing to read "Julianne Paulsen", with a long horizontal flourish extending to the right.

Julianne Paulsen
VRMC Foundation Coordinator

Claudia Skalko/Dani Raze
Event Planners