

MINUTES
Eveleth City Council Meeting
7:00 p.m., June 15, 2010
Council Chambers, City Hall, Eveleth, MN

A. CALL TO ORDER

Mayor Matos called the meeting to order at 7:02 p.m.

B. ROLL CALL

Councilor Thomas Kallevig, Present
Councilor Liz Kuoppala, Present
Councilor Joseph Koivunen, Present
Councilor Brian Hoag, Absent
Mayor Bill Matos, Present

Also present: City Clerk/Administrator Jackie Monahan-Junek; Deputy Clerk Stephanie Friebe; City Attorney Mitch Brunfelt; Director of Public Works Mike Wiskow; Chief of Police Brian Lillis; Eric Fallstrom (Benchmark Engineering)

C. APPROVAL OF MINUTES

Motion by Councilor Kuoppala, second by Councilor Kallevig to approve the Minutes of City Council Workshop held June 1, 2010 and Minutes of City Council Meeting held June 1, 2010. Ayes – All.

D. APPROVAL OF AGENDA

Motion by Councilor Kuoppala, second by Councilor Koivunen to approve Agenda with following revisions:

Remove:

- J3. Second Reading of an Ordinance Establishing a Storm Water Utility and Authorizing the Imposition of Storm Water Charges*
- J4. Consider Adopting a 2010 Operation & Maintenance Budget for the Storm Water Utility*
- J5. Consider Adopting Storm Water Utility Rates Effective July 1, 2010*

Add:

- J12. Authorize Instatement of a Police Officer*

Ayes – All.

E. APPOINTMENTS/PRESENTATIONS

1. Commission/Board Appointments

Motion by Councilor Kallevig, second by Councilor Koivunen to approve the following Commission/Board appointments: (Ayes – All.)

Name	Commission	Term
Kenneth Larsen	Joint Cable	6/15/2010 to 12/31/2013
Nolan Koskela	Joint Cable	6/15/2010 to 12/31/2012
Albin Peterlin	Joint Cable	6/15/2010 to 12/31/2011
Robert Pazzelli	Joint Recreation Board	6/15/2010 to 12/31/2012
Lois Ferguson	Library Board	6/15/2010 to 12/31/2013
Greg Salmi	Joint ATV/OHMS snowmobile trail	6/15/2010 to 12/31/2013
Tony Jeffries	Planning Commission	6/15/2010 to 12/31/2014
Tom Cundy	Planning Commission	6/15/2010 to 12/31/2014
Tracie Pernu Wilcox	Planning Commission	6/15/2010 to 12/31/2012
Nolan Koskela	Planning Commission	6/15/2010 to 12/31/2010

F. VISITOR/PUBLIC PRESENTATIONS

None.

G. CONSENT AGENDA

1. Approval of Payroll – May 16-31, 2010 in the amount of \$110,894.94
2. Resolution No. 2010-17, “Accepting Donations for Fire Prevention Education”
3. Resolution No. 2010-18, “Establishing an Absentee Ballot Board”
4. Accept 2009 Annual Audit

Motion by Councilor Koivunen, second by Councilor Kuoppala to approve the Consent Agenda. Ayes – All.

H. PUBLIC HEARINGS

Mayor Matos called the public hearings to order regarding the following variance requests:

1. Variance Request – 701 Harrison Street

City Assessor Robert Kivela confirmed that he served notice upon residents living within the vicinity of the properties and the notice was published in the newspaper.

2. Variance Request – 611 North Court Street

Kevin Johnson, property owner of 613 North Court, questioned whether the City has any fire codes for how close structures can be built together. Johnson, the neighbor behind

Tim McCarty of 611 North Court Street, conveyed his future intention to build a garage which would meet up to McCarty's planned garage. City Assessor Kivela indicated the City has not adopted a fire code. Kivela stated that 1 ½ feet between the eaves would be the minimum distance required for separating the structures. Johnson expressed his concern about the probable proximity of the buildings because he has had a garage burn down in the past.

I. UNFINISHED BUSINESS

None.

J. NEW BUSINESS

1. Variance Request – 701 Harrison Street

Motion by Councilor Koivunen, second by Councilor Kallevig to approve request by Robert Leif for a variance to the corner side yard set back requirement of the City of Eveleth Zoning Ordinance to allow construction of a 26 foot by 36 foot, detached type residential garage upon Lot 14 of Block 60 in the plat of Eveleth Central Division No. 2 to within 3.9 feet of the west lot line thereof. Ayes – All.

2. Variance Request – 611 North Court Street

Councilor Kuoppala asked Tim McCarty to explain his request for the variance. McCarty said he would like to use as much of his lot as possible and will not know where the water lines are until they excavate. He has requested a variance to build two feet closer to the lot line in order to avoid moving water and sewer lines. Kuoppala asked McCarty if he was concerned about a fire. McCarty said he was not concerned.

Motion by Councilor Kuoppala, second by Councilor Kallevig to approve request by Tim McCarty of 611 North Court Street for a variance to the side yard setback requirement of the City of Eveleth Zoning Ordinance of 4.00 feet for an accessory building due to location of preexisting utility lines. Ayes – All.

3. Second Reading of an Ordinance Establishing a Storm Water Utility and Authorizing the Imposition of Storm Water Charges

This item was removed from the Agenda.

4. Consider Adopting a 2010 Operation & Maintenance Budget for the Storm Water Utility

This item was removed from the Agenda.

Councilor Kallevig stated that storm water utility work is paid through the general fund, and that many towns are running out of money in their general funds. Non-profits are not

paying any taxes and these entities produce a lot of water run off from their impervious surfaces. Kallevig said that this year the City's general fund has an adequate balance, but this item may need to be reconsidered in the future.

5. Consider Adopting Storm Water Utility Rates Effective July 1, 2010

This item was removed from the Agenda.

6. Consider Authorizing 2010 Discretionary Expenditures

Motion by Councilor Kuoppala, second by Councilor Koivunen to approve the following 2010 Public Works discretionary expenditures: (Ayes – All)

<i>Curb & Sidewalk Replacement</i>	<i>\$20,000</i>
<i>Reforestation in Boulevards</i>	<i>\$5,000</i>
<i>Contract Tree Trimming</i>	<i>\$5,000</i>
<i>Reforestation in Parks</i>	<i>\$5,000</i>
<i>Install Power Circuits for Decorations in Northside Park</i>	<i>\$2,600</i>
<i>Repair Pavement in 200-300 Blocks of Douglas Avenue</i>	<i>\$13,000</i>
<i>Replace Chain Link on Backstop at West Eveleth Ball Field</i>	<i>\$1,500 (Contingent upon Leonidas contribution)</i>
<i>Install Safety Cap on Chain Link Fence at West Eveleth Ball Field</i>	<i>\$1,000 (Contingent upon Leonidas contribution)</i>
<i>Replace Playground Equipment at West Eveleth/Leonidas Park</i>	<i>\$5,000 (Contingent upon Leonidas contribution)</i>

Motions were made to authorize calling for bids later in the meeting. See Council Presentations below.

7. Introduction and First Reading of an Ordinance Amending Ordinance No. 48, 2nd Series, Exhibit A, Cable Franchise to Mediacom Minnesota LLC

City Clerk Monahan-Junek said that Mediacom has requested the City better define the coverage area for the Police Department and to add the Library as it was not included in the recently approved franchise agreement.

Motion by Councilor Kuoppala, second by Councilor Kallevig to approve first reading of Proposed Ordinance Amending Ordinance No. 48, 2nd Series, Exhibit A, Cable Franchise to Mediacom Minnesota LLC. Ayes – All.

8. Consider Authorizing Benchmark Engineering to Prepare Engineering Plans and Bidding Documents for Replacement of the Water Service to Eveleth Health Services Park

Director Wiskow briefed the Council on the water flow problem that was discovered last fall at the Eveleth Health Service Park building. Wiskow revealed considerable scale buildup in the water line. The Health Services Park was given a deadline to correct the issue, but there may be another option to clean the line. Wiskow asked for immediate approval to allow Benchmark Engineering to prepare plans for replacement of the line. This will guarantee that the deadline is met. Meanwhile, the other cleaning option will be explored.

Motion by Councilor Kuoppala, second by Councilor Kallevig to authorize Benchmark Engineering to Prepare Engineering Plans and Bidding Documents for Replacement of the Water Service to Eveleth Health Services Park. Ayes – All.

9. Payment Request #2 from C&C Winger, Inc. in the amount of \$20,667.00 for Grant Ave./Jones St. Parking Lot

Motion by Councilor Kallevig, second by Councilor Kuoppala to approve payment request #2 from C&C Winger, Inc. in the amount of \$20,667.00 for Grant Ave./Jones St. Parking Lot. Ayes – All.

Mayor Matos asked if there is a parking limit for the new lot. Chief of Police Lillis said if the lot is considered to be a municipal parking lot, the City Ordinance restricts parking to 12 hours. The Council will reevaluate the parking time allowance in the future if the 12 hour parking regulation creates a problem.

10. Request from Cherry Boy Scouts to use Hat Trick Avenue for Boy/Cub Scout Soap Box Derby

City Attorney Brunfelt suggested the City verify with the League of Minnesota Trust as to whether or not this event would require insurance.

Motion by Councilor Kuoppala, second by Councilor Kallevig to authorize request from Cherry Boy Scouts to use Hat Trick Avenue for Boy/Club Scout Soap Box Derby contingent upon the following:

- *Insurance requirements met as advised by the League of Minnesota Trust;*
- *Event to be held either July 10, 2010 or July 17, 2010 from 8:00 a.m. to noon;*
- *Placement of hay bales, for safety precautions, by Cherry Boy Scouts at the end of the soap box derby course.*

Ayes – All.

11. Request from Eveleth Heritage Committee to Use Historic Artifacts from City Hall for Display

The City received a letter from Charles Morello, Jr., Co-Chair of the Eveleth Heritage Committee, requesting use of historical artifacts in the basement of City Hall for display

at the Masinter Building (south of Harold's Bar). The artifacts would be identified during the week of June 21st; picked up before July 1st and returned to City Hall by July 7th.

Motion by Councilor Kuoppala, second by Councilor Koivunen to authorize Eveleth Heritage Committee to use historic artifacts from City Hall for display. Ayes – All.

12. Authorize Instatement of a Police Officer

Motion by Councilor Kuoppala, second by Councilor Koivunen to authorize instatement of Richard Jacob Simon High to the position of Patrol Officer on the Eveleth Police Department effective July 1, 2010 contingent upon 1) Letter of resignation by a current police patrol officer being submitted to the Chief of Police prior to that date; and 2) Successful completion of all pre-employment screenings and examinations. Ayes – All.

K. COUNCIL PRESENTATIONS/COMMITTEE REPORTS

It was noted that the Public Works Director had requested authorization to call for bids on the curb and sidewalk replacement and the pavement repair on Douglas Avenue.

Motion by Councilor Kuoppala, second by Councilor Kallevig to authorize Director of Public Works to call for quotations for curb and sidewalk replacement (budgeted amount of \$20,000) and pavement repair in the 200-300 blocks of Douglas Avenue (budgeted amount of \$13,000). Ayes – All.

L. ADMINISTRATIVE PRESENTATIONS

Police Chief: Chief Lillis thanked the Council, on behalf of the Police Department and Police Commission, for acting promptly to instate a police officer by July 1st.

Public Works Director: Director Wiskow said letters have been sent out to residents that will be affected by the upcoming street reconstruction with water outages. Residents were asked to call City Hall with an updated telephone number if they would like to be contacted prior to the scheduled turnoffs. The outages will not last longer than one day time periods.

City Engineer: Eric Fallstrom, Benchmark Engineering, expected contractors to begin the Grant/Park Street reconstruction on the 21st of June. The project will be divided into four stages as follows:

1. Adams to Shackleton
2. Shackleton to Old Highway 53
3. Hayes to Adams
4. Fayal to Hayes

Weekly meetings are scheduled for Wednesdays at 11:00 a.m. at the construction site. The staff, Council and public are all welcome to attend. The weekly meetings are a good time to address concerns by residents or businesses.

Clerk-Administrator: Monahan-Junek thanked those citizens who have worked as volunteers by planting flowers in various locations in of the City.

M. ADJOURN

The Meeting adjourned at 7:55 p.m.

Attest:

Bill Matos, Mayor

Jackie Monahan-Junek
City Clerk/Administrator

Approved: July 6, 2010
Published: July 14, 2010