

**MINUTES**  
**Eveleth City Council Meeting**  
**7:00 p.m., June 2, 2009**  
**Council Chambers, City Hall, Eveleth, MN**

**A. CALL TO ORDER**

Mayor Matos called the meeting to order at 7:00 p.m.

**B. ROLL CALL**

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

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

**C. APPROVAL OF MINUTES**

*Motion by Councilor Koivunen, second by Councilor Hoag to approve Minutes of City Council Meeting held May 19, 2009. Ayes – All.*

**D. APPROVAL OF AGENDA**

*Motion by Councilor Kuoppala, second by Councilor Kallevig to approve the Agenda. Ayes – All.*

**E. APPOINTMENTS/PRESENTATIONS**

**1. Certificate of Appreciation from Fargo-Moorehead Ambulance Service for Red River Valley 2009 Flood EMS Response**

Mayor Matos presented members from the Eveleth Ambulance Service with a Certificate from the Fargo-Moorehead Ambulance Service for their assistance with the 2009 Red River Valley Flood.

**2. Minnesota Safety Council Meritorious Achievement Award in Recognition of Excellence in Injury Prevention Performance in Occupational Safety for 2008**

Mayor Matos presented the Minnesota Safety Council Meritorious Achievement Award. The City was recently recognized at the 75<sup>th</sup> Annual Minnesota Safety & Health Conference and received the Governor's Safety Award on May 15, 2009 at the

Minneapolis Convention Center. Director Wiskow said the Public Works Department has gone over 450 days without an injury and other departments have gone years without injuries.

### **3. Reappoint Barb Coz to Park Commission**

*Motion by Councilor Kuoppala, second by Councilor Kallevig to reappoint Barb Coz to the Park Commission for term effective 6/14/2009 to 6/14/2011. Ayes – All.*

## **F. VISITOR/PUBLIC PRESENTATIONS**

### **1. Westside Civic League**

Dan Maki, President of Westside Civic League, addressed the Council regarding the League's mission for West Eveleth. They are looking forward to working with the City of Eveleth and Leonidas to address some safety issues with the park and to make improvements to the baseball field and hockey rink located by the Leonidas Community Center. Maki invited the Council to attend their meetings which take place the first Monday of each month at 7:30 p.m. at the skating shack.

Mayor Matos supported the group saying the town needs volunteerism. Councilor Kuoppala encouraged them to continue sending copies of their minutes and notices to the Council.

## **G. CONSENT AGENDA**

- 1. Approval of Payroll – May 1-15, 2009 in the amount of \$91,090.12**
- 2. Approval of Claims – May 2009 in the amount of \$346,579.02**
- 3. Lease Renewal No. 4 to Lease No. 10430 for the State of Minnesota, Department of Human Service, State Operated Services at Eveleth Health Services Park**
- 4. Sale of Forfeited Vehicles**

The following vehicle bids were awarded as follows:

- 1993 Nissan 2D car, VIN: JNIMS36P7PW303207, \$558.00
- 1995 Ford Thunderbird, VIN: 1FALP62W6SH135491, \$1,550.00
- 1995 Polaris Scrambler ATV, VIN: 2570761, \$1,050.00

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

## **H. PUBLIC HEARINGS**

None.

## **I. UNFINISHED BUSINESS**

None.

## **J. NEW BUSINESS**

### **1. 319-323 Grant Ave. Project**

#### **a. Consider Change Order for Demolition.**

#### **b. Consider Awarding Bid for 319-323 Grant Ave. Parking Lot Project**

Mark Wirtanen, Architectural Resources, Inc., addressed the Council regarding the 319-323 Grant Avenue Project. The City accepted bids on December 27, 2007 for the demolition of 323 Grant Avenue. Construction Services, Inc. (CSI) was the lowest bidder with a winter demolition rate of \$187,500 and a spring demolition rate of \$182,500. The City approved a change order from CSI dated April 7, 2009 which increased the bid amount by \$54,981.35 for the additional demolition of 319 Grant Avenue. After closer examination of the project, CSI became concerned that the Marcacinni building (adjacent to 319 Grant) may not stand when the 319 building is demolished. CSI indicated the two walls of the buildings would need to be tied or bolted together.

At the May 5, 2009 Council Workshop Meeting, the Council was presented with a letter dated May 1, 2009 (to Mark Wirtanen of Architectural Resources, Inc.) from Dale Cich of CSI. Cich outlined additional costs for demolition in the amount of \$35,860.00 not to include tying the two walls together. A recent letter dated May 29, 2009 from Dale Cich of CSI was presented to the Council. Cich updated the change in site condition costs, to include securing the south wall of 319 Grant to the north wall of 313-317 Grant, at a base bid of \$58,437.00.

*Motion by Councilor Kuoppala, second by Councilor Koivunen to approve change order from Construction Services Inc. (for securing south wall of 319 Grant to north wall of 313-317 Grant) in the amount of \$58,437.00 contingent upon the demolition project at 319/323 Grant Avenue being complete by October 1, 2009 and a \$500.00 per day penalty being assessed for each day the project is unfinished. Ayes – All.*

The Council will hold off on awarding the bid for the parking lot until the demolition project has been finalized. Wirtanen will discuss an extension in awarding the bid with the low bidder for the parking lot, C & C Winger, Embarrass, MN.

### **2. Change Order #3 for Medical Office Building**

*Motion by Councilor Kuoppala, second by Councilor Kallevig to approve Change Order No. 3 from Lenci Enterprises, Inc. for the Medical Office Building in the amount of \$6,489.00. Ayes – All.*

**3. Pay Request from Lenci Enterprises, Inc. in the amount of \$118,219 for Medical Office Building**

*Motion by Councilor Kallevig, second by Councilor Koivunen to approve pay request from Lenci Enterprises, Inc. for the Medical Office Building in the amount of \$118,218.00. Ayes – All.*

**4. Proposal from Architectural Resources for Improvements at Department of Human Service, State Operated Services at Eveleth Health Services Park**

The Department of Human Services Mental Health Unit at the Eveleth Health Services Park has requested upgrades to their space. Mark Wirtanen, Architectural Resources, Inc., submitted a proposal for new floor and wall finishes and replacement of the concrete surface at the south exterior ramp and walks. Monahan-Junek said the new lease amount would reflect changes made by the City.

Councilor Koivunen said the stairs are in terrible condition.

*Motion by Councilor Kallevig, second by Councilor Kuoppala to approve proposal from Architectural Resources, Inc. for improvements at State Operated Department of Human Service Mental Health Unit at the Eveleth Health Services Park in the amount of \$7,400.00. Ayes – All.*

**5. City Owned Clinic Lease with Dr. Draper**

A meeting will be set up to meet with the Drapers to discuss the lease. No action was taken on this item. Councilors Kuoppala and Koivunen will attend the meeting.

**6. Letter from Residents of Southside Eveleth Regarding Intersection at Southside Park**

Mayor Matos referred to a letter submitted to the Council by residents of the Southside of Eveleth. In their letter, the residents requested a stop sign be put upon on Superior Street where it intersects with Norman. The residents expressed safety concerns since the intersection is located near the park.

Chief of Police Lillis and Director of Public Works Wiskow will evaluate the area and make a recommendation to the Council.

**7. Citizen Suggestions for Changes to Animal Regulations**

Chief of Police Lillis conveyed suggestions that were submitted to him by Eveleth resident, James Pollack, regarding changes to the City's animal regulations. Pollack proposed the City increase fines for unleashed and unlicensed dogs from \$25.00 to

\$200.00. Pollack also recommended the City require all dog owners to carry homeowners insurance which would cover their dog(s) for liability purposes.

Lillis said the Police Department can ticket an individual for an administrative penalty or a criminal citation. The criminal citation would require a court appearance. The administrative penalty is regulated by City Ordinance. The Council has authority to modify the administrative fine schedule by resolution. Lillis considered a \$200.00 fine to be steep, but offered an increase to \$50.00.

Lillis questioned the legality of imposing insurance requirements on dog owners. He said the other concerns are addressed in the new updated proposed animal ordinance. A letter will be sent out in the City's utility bills regarding animal regulations.

## **8. Second Reading of Animal Ordinance**

*Motion by Councilor Kallevig, second by Councilor Koivunen to approve second reading and adoption of Ordinance No. 45, 2<sup>nd</sup> Series, "An Ordinance Regulating the Ownership, Harboring and Keeping of Animals in the City of Eveleth and Repealing Sections 10.04, 10.05 and 10.06 of the City Code of the City of Eveleth." Ayes – All.*

The following changes were made to the draft version of this ordinance:

1. Allow for the feeding of wild birds not kept in captivity
2. Allow for the keeping of non-poisonous, not inherently dangerous reptiles
3. Allow for the adoption of dog/pet park rules and regulations
4. Exempting the keeping of domestic fish in a fish tank from the provision that regulates the number of animals that can be kept at a household

## **9. Consider Licenses of City Property in the Alice Location, Volcansek Addition, and Thunderbird Addition for 2009**

Discussion took place on the platting process for the Alice Location properties and the potential sale of lots located in West Eveleth.

Myron Cook, resident in Volcansek Addition, questioned whether there was a two year build stipulation in Volcansek. Cook was informed that there is no two year stipulation.

Dan Simonson, lessee in Alice Location, voiced his interest in purchasing the land he has leased for approximately 20 years.

*Motion by Councilor Koivunen, second by Councilor Hoag to authorize staff to start process of selling lots in West Eveleth. Ayes – All.*

The City will attempt to get fair market value for the lots. The City Assessor will make a recommendation to the Council before purchase agreements will be entered into.

The Alice Location must be platted per the St. Louis Recorder's Office. A meeting will be held with the Alice Location Committee and any current leaseholders interested in purchasing their leased land in the Alice Location on June 9, 2009.

**10. Resolution Authorizing the City of Eveleth to Make Application to the Iron Range Resources Public Works Grant Program**

*Motion by Councilor Kuoppala, second by Councilor Kallevig to adopt Resolution No. 2009-10, "AUTHORIZING THE CITY OF EVELETH TO MAKE APPLICATION TO THE IRON RANGE RESOURCES PUBLIC WORKS FOR RECONDITIONING OF 2,000,000 GALLON GROUND STORAGE RESERVOIR (REMOVE AND REPLACE FAILED INTERIOR AND EXTERIOR COATINGS ON GROUND STORAGE RESERVOIR, CORRECT STRUCTURAL PROBLEMS AND DEFICIENCIES, REPLACE BUILDING SEWER, AND INSTALL BYPASS PIPING AND CONTROLS)." Ayes – All.*

**11. Resolution Approving County Project Within Municipal Corporate Limits – Mesabi Station**

Ryan Turner, DSGW Architects, addressed the Council regarding the Mesabi Station project. Turner presented plans for the proposed building which should break ground this summer. Councilor Kuoppala asked about a safe passageway for bike riders to get across the highway. Turner said Bob Mansoline from the Regional Rail Authority would be the contact.

*Motion by Councilor Kuoppala, second by Councilor Hoag to adopt Resolution No. 2009-11, "APPROVING COUNTY PROJECT WITHIN MUNICIPAL CORPORATE LIMITS FOR MESABI STATION." Ayes – All.*

**12. East Range Wastewater Summit**

*Motion by Councilor Kuoppala, second by Councilor Kallevig to authorize City to participate in the East Range Wastewater Summit and to appoint Director of Public Works Wiskow, or his representative, to serve on the committee. Ayes – All.*

**13. Resignation of Barbara White from the Eveleth-Virginia Airport Authority**

*Motion by Councilor Kallevig, second by Councilor Koivunen to accept resignation of Barbara White from the Eveleth-Virginia Airport Authority and to send a letter of thanks for her service. Ayes – All.*

**14. Request for Air National Guard Fly By on July 4<sup>th</sup>**

*Motion by Councilor Kuoppala, second by Councilor Kallevig to allow City Clerk/Administrator Monahan-Junek to work with the Eveleth 4<sup>th</sup> of July Committee to request an Air National Guard fly by during the July 4, 2009 parade and to authorize the Mayor and City Clerk/Administrator to sign appropriate documentation. Ayes – All.*

**15. Designs for City Billboard, Entrance Monuments, and City Map Brochure**

City Clerk/Administrator reviewed proposed designs created by W. A. Fisher for the billboard by the golf course (Monkey Island). Entrance monuments, a City map and other items were also discussed. Monahan-Junek pointed out that hotel/motel funds could be used to pay for part of the project.

*Motion by Councilor Kuoppala, second by Councilor Kallevig to authorize the City's Marketing Committee to work with City Clerk/Administrator to selection options and designs. Ayes – All.*

**K. COUNCIL PRESENTATIONS/COMMITTEE REPORTS**

None.

**L. ADMINISTRATIVE PRESENTATIONS**

Police Chief: Chief Lillis said the City has been awarded the JAG grant in the amount of \$10,000. The money will be used towards the purchase of a new squad car.

Lillis also distributed updated photos of the Economy Ready Mix site. He indicated there has been a great deal of improvement to the property.

City Engineer: Eric Fallstrom, Benchmark Engineering, gave an update on the 2008 Street Improvements Project and the temporary tank bypass for the ground storage.

**M. ADJOURN**

The meeting adjourned at 8:48 p.m.

Attest:

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Bill Matos, Mayor

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Jackie Monahan-Junek  
City Clerk/Administrator

Approved: June 16, 2009

Published: June 24, 2009