

**MINUTES**  
**Eveleth City Council Meeting**  
**7:00 p.m., October 1, 2013**  
**Council Chambers, City Hall, Eveleth, MN**

**A. CALL TO ORDER**

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

**B. ROLL CALL**

Councilor Beth Peterson, Present  
Councilor Brad Hadrava, Present  
Councilor Brian Lillis, Present  
Councilor Joseph Koivunen, Present  
Mayor Robert Vlasisavljevich, Present

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

**C. APPROVAL OF MINUTES**

*Motion by Councilor Koivunen, second by Councilor Hadrava to approve*

*Minutes of Special City Council Meeting held September 13, 2013;  
Minutes of City Council Workshop Meeting held September 17, 2013;  
Minutes of City Council Meeting held September 17, 2013; and  
Minutes of Special City Council Meeting held September 24, 2013.*

*Ayes – All.*

**D. APPROVAL OF AGENDA**

*Motion by Councilor Peterson, second by Councilor Lillis to approve agenda with the following addition:*

*J12. Approve Joint Powers Agreement with the City of Gilbert for Police Staffing*

*Ayes – All.*

## **E. APPOINTMENTS/PRESENTATIONS**

### **1. Reappointment of Mary Debevec to the Police Commission**

*Motion by Councilor Peterson, second by Councilor Hadrava to reappoint Mary Debevec to the Eveleth Police Commission for the term 9/17/2013 to 9/17/2016. Ayes – All.*

Councilor Lillis described Ms. Debevec as very dedicated and knowledgeable.

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

None.

## **G. CONSENT AGENDA**

1. Approval of Payroll – September 1-15, 2013 in the amount of \$99,621.84
2. Approval of Claims – September 2013 in the amount of \$698,023.06
3. Request for Sergeant Brandon Elias to attend “Interviewing and Interrogation – Maximizing the Opportunity,” November 5-6, 2013, S. Paul, MN
4. Request for City Clerk Administrator Monahan-Junek to attend 2013 Coalition of Greater Minnesota Cities Fall Conference, November 14-15, 2013, Alexandria, MN
5. Application for Exempt Permit, United Way of Northeastern Minnesota, Inc., to be held December 7, 2013 at Range Recreation and Civic Center, 901 Hat Trick Avenue, Eveleth, MN
6. Contract for Service Between the Mesabi Humane Society, Range Animal Shelter and the City of Eveleth

*Motion by Councilor Peterson, second by Councilor Hadrava to approve the Consent Agenda. Ayes – All.*

## **H. PUBLIC HEARINGS**

None.

## **I. UNFINISHED BUSINESS**

None.

## **J. NEW BUSINESS**

### **1. Consider bids for Legal publishing**

The City received bids from the Mesabi Daily News and Hometown Focus for publishing minutes and claims.

Mesabi Daily News: \$54.30  
Hometown Focus: \$42.00

*Motion by Councilor Koivunen, second by Councilor Hadrava to approve Hometown Focus as the City's official newspaper for the remainder of 2013. Ayes – All.*

**2. Accept Retirement Notice from Cynthia Hadrava, Utility Clerk**

*Motion by Councilor Peterson, second by Councilor Lillis to accept retirement notice from Cynthia Hadrava, Utility Clerk, effective November 15, 2013. Ayes – All.*

**3. Resolution Authorizing the City of Eveleth to Make Application to and Accept Funds from the IRRRB Public Works (FY14) Grant Program for an Assisted Living Expansion at Eveleth Health Services Park**

*Motion by Councilor Koivunen, second by Councilor Peterson to adopt Resolution No. 2013-25, Resolution Authorizing the City of Eveleth to Make Application to and Accept Funds from the IRRRB Public Works (FY14) Grant Program for an Assisted Living Expansion at Eveleth Health Services Park. Ayes – All.*

**4. Resolution Authorizing the City of Eveleth to Make Application to and Accept Funds from the IRRRB Public Works (FY14) Grant Program**

*Motion by Councilor Koivunen, second by Councilor Hadrava to adopt Resolution No. 2013-26, "Resolution Authorizing the City of Eveleth to Make Application to and Accept Funds from the IRRRB Public Works (FY14) Grant Program. Ayes – All.*

**5. Application for Payment #3-Final, TL Construction Inc., in the amount of \$17,341.11 for Wellstone Center Facility Improvements**

*Motion by Councilor Peterson, second by Councilor Lillis to approve the Application for Payment #3-Final, TL Construction Inc., in the amount of \$17,341.11 for Wellstone Center Facility Improvements. Ayes – All.*

The payments are made through IRRRB monies which are funneled through the City.

**6. Consider approving Facilities Use Agreement with Independent School District No. 2154 for the Eveleth Hippodrome**

*Motion by Councilor Koivunen, second by Councilor Peterson to approve the Facilities Use Agreement with Independent School District No. 2154 for the Eveleth Hippodrome. Ayes – All.*

**7. Consider authorizing City Engineer to proceed with engineering field work and design for services for 2014 Street Improvement Project**

*Motion by Councilor Hadrava, second by Councilor Koivunen to authorize Benchmark Engineering to proceed with engineering field work and design for 2014 Street Improvement Project. Ayes – All.*

**8. Application for Payment #1, 3D Concrete & Construction, in the amount of \$57,813.12 for Northside Park Skating Shack Construction**

*Motion by Councilor Lillis, second by Councilor Koivunen to approve Payment #1, 3D Concrete & Construction, in the amount of \$57,813.12 for Northside Park Skating Shack Construction. Ayes – All.*

Councilor Koivunen commented that the shack looks really nice. Mayor Vlasisavljevich concurred stating it will be a busy place.

**9. Consider establishing specific departments within the Public Works Department**

Director Wiskow indicated he has worked with the AFSCME Local 484 Union. In the collective bargaining agreement with AFSCME, it defines call out for overtime work is to be done by seniority and by department. Wiskow suggested establishing six sub departments for employees to identify areas of expertise. If overtime is needed, those sub departments would be called out by seniority which would allow the City to call the most qualified people for the job.

*Motion by Councilor Peterson, second by Councilor Hadrava to establish specific departments within the Public Works Departments. Ayes – All.*

**10. Consider changing Nancy Briski's employment status from probationary employee to regular employee**

*Motion by Councilor Hadrava, second by Councilor Peterson to remove Nancy Briski, Parks and Recreational Facilities Maintenance Worker, from probationary status effective October 3, 2013. Ayes – All.*

**11. Introduction and First Reading of an Ordinance Adding Chapter 6, Section 6.37 to the City Code: Banning the Sale, Possession, Transfer, or Manufacture of Synthetic or Alternative Drugs**

Councilor Peterson asked if more chemicals could be added to the ordinance in the future. Police Chief Koivunen said this type of ordinance would ban the majority of most drugs. The ordinance is a proactive approach to show that the City of Eveleth will not tolerate synthetic drugs.

Attorney Brunfelt said that many of the substance are intended for normal use. However, they are not being sold for the normal use. Brunfelt said that hopefully the federal

government will give some uniformity across the board, but as of now there is a lot of uncertainty. Brunfelt said this ordinance would allow the City to establish a civil penalty and fine schedule. The ordinance also sends a very clear statement that these types of substances are banned in the community. There is also a provision in the ordinance which will allow law enforcement to seize these substances. Brunfelt said this proposed ordinance was sampled after the City of Proctor. He said Eveleth is trying to be proactive as the Cities of Virginia and Aurora are left reactive due to establishments opening in their towns.

Councilor Hadrava questioned bath salts. He asked, “Are we going to arrest our elderly ladies for washing up?”

Councilor Hadrava was referred to “Appendix A” which states, “Products commercially sold under similar or like names which have common, proven and lawful uses and which list their ingredients and directions for use shall not be deemed unlawful under this ordinance.”

Councilor Lillis said he is all in favor of the ordinance, and suggested some language be added pertaining to the appeal process and offender notification process.

Chief Koivunen said the appeal process is referred to in the City Charter. Koivunen said the ticket for an administrative citation also gives instructions as to the appeal process.

Attorney Brunfelt said if there is an administrative process in the charger or an umbrella ordinance, it would not be necessary. However, the City could insert an appeal provision for the second reading.

Councilor Lillis said he has run into this problem a number of times during his career, and believes it would be cleaner if the process could be modeled after the City’s animal control ordinance.

Councilor Peterson asked if Chief Koivunen could do a presentation so that the public, especially parents, could be aware.

*Motion by Councilor Peterson, second by Councilor Hadrava to approve Introduction and First Reading of an Ordinance Adding Chapter 6, Section 6.37 to the City Code: Banning the Sale, Possession, Transfer, or Manufacture of Synthetic or Alternative Drugs. Ayes – All.*

## **12. Approve Joint Powers Agreement with the City of Gilbert for Police Staffing**

*Motion by Councilor Lillis, second by Councilor Koivunen to approve the Joint Powers Agreement with the City of Gilbert for Police Staffing. Ayes – All.*

## **K. COUNCIL PRESENTATIONS/COMMITTEE REPORTS**

Councilor Peterson announced the excellent rating recently received at the Eveleth HRA. Gigi Grahek has been asked to speak at the regional conference on how we moved from substandard to excellent status.

**L. ADMINISTRATIVE PRESENTATIONS**

Police Chief – Chief Koivunen reminded the residents that calendar parking is in effect. The Eveleth Police Department passed out 168 warning tickets last night.

Public Works Director – Director Wiskow reminded the public that the City is on the second week of a four week refuse collection at the City Garage. Yard waste will be picked up on October 14<sup>th</sup>. Wiskow said anyone wanting to help with laying sod tomorrow morning should report to the golf course around 7:00 a.m.

City Engineer – Eric Fallstrom gave an update on the Jones Street Improvement Project. The contractor had elected to move forward with paving although the water main did not pass the pressure test. The contractor assumed there was air in the line. The water lines had to be repaired as they found two leaks. Fallstrom said the extra work does not cost the City; although, it is inconvenient to the public.

**M. ADJOURN**

The meeting adjourned at 7:45 p.m.

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Robert Vlasisavljevich, Mayor

Attest:

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Jackie Monahan-Junek  
City Clerk Administrator

Approved: October 15, 2013

Published: October 25, 2013