

BABBITT CITY COUNCIL  
REGULAR MEETING  
November 7, 2011

The Regular meeting of the Babbitt City Council was called to order this date at 6 p.m. by Mayor Anderson.

Present for roll call were Councilors Marinaro, Lassi, Fitzpatrick, and Mayor Anderson. Absent was Councilor Hoheisel.

Also present were City Clerk-Treasurer Klegstad and City Attorney Brunfelt.

The Pledge of Allegiance was recited.

It was moved by Anderson, supported by Marinaro, to authorize the addition of a Public Safety Committee meeting report to the agenda.

Motion declared carried.

It was moved by Fitzpatrick, supported by Lassi, to approve the consent agenda as follows:

- a) Approve minutes of Regular meeting of October 17, 2011, and Special meeting of October 27, 2011
- b) Approve all bills and payrolls as audited by the Audit Committee with the exception of the Vermilion Sanitation bills
- c) Overtime report
- d) Correspondence:
  - i. North American Salt Company in business after storm
  - ii. MPCA Public Notice Regarding Solid Waste Facility Permit (Cliffs Erie, LLC)
  - iii. North St. Louis Soil and Water Conservation District technical assistance fees
  - iv. Impact of Homestead Credit Elimination and Value Exclusion Replacement
  - v. State Library Services Certification of Minimum Local Support Requirement: 2012
  - vi. Health Partners Medical Rate information
  - vii. Arrowhead Procure Insurance Pool

Motion declared carried.

It was moved by Lassi, supported by Fitzpatrick, to approve the Vermilion Sanitation bills as presented.

Ayes: Lassi, Fitzpatrick, and Mayor Anderson

Nays: None

Abstain: Councilor Marinaro

Absent: Councilor Hoheisel

Motion declared carried.

It was moved by Marinaro, supported by Fitzpatrick, to increase the loaded mileage Ambulance rate from \$10 to \$12 as recommended by Ambulance Supervisor Mike Rhein.

Motion declared carried.

It was moved by Marinaro, supported by Fitzpatrick, to direct the Clerk-Treasurer to notify the Police Department that the officers must attend one Ambulance training session per month as required by EMSRB.

Motion declared carried.

It was moved by Anderson, supported by Lassi, to authorize David Lloyd to be hired on the Babbitt Ambulance squad and attend upcoming EMT classes (currently is a member of the Babbitt Fire Department) as recommended by Ambulance Supervisor Mike Rhein.

Ayes: Councilors Marinaro, Lassi, Fitzpatrick, and Mayor Anderson  
Nays: None  
Absent: Councilor Hoheisel

Motion declared carried.

It was moved by Lassi, supported by Anderson, to authorize up to six members of the Ambulance Department to attend the upcoming EMS Conference in Duluth with expenses.

Ayes: Councilors Marinaro, Lassi, Fitzpatrick, and Mayor Anderson  
Nays: None  
Absent: Councilor Hoheisel

Motion declared carried.

It was moved by Anderson, supported by Marinaro, to direct the Fire Department to have EVAC training for the fire trucks as recommended by the Public Safety Committee.

Motion declared carried.

It was moved by Marinaro, supported by Anderson, to send the stop sign issue between the Alder and Central intersection and Central and Acacia (by Blomberg's Gas Station) to Police Chief Switajewski and Street Supervisor Rich Posey for their review and recommendation to the Public Safety Committee.

Motion declared carried.

Recreation Coordinator Joe Scherer updated the Council on the brine pumps at the Arena needing repair, ballasts need replacement and Tromco came to fix the light fixtures; also 50 pounds of Freon was added to the cooling system.

It was moved by Marinaro, supported by Anderson, to direct Attorney Brunfelt to work with Russ Conrow, representing Lake County Cable, to work out the details on a Franchise Agreement.

Motion declared carried.

It was moved by Anderson, supported by Lassi, to authorize signatures on the IRR grant agreement for Babbitt Shopping Center water main improvements.

Motion declared carried.

It was moved by Anderson, supported by Fitzpatrick, to accept the S.E.H. agreement with changes as recommended by Attorney Brunfelt.

Ayes: Councilors Marinaro, Lassi, Fitzpatrick, and Mayor Anderson  
Nays: None  
Absent: Councilor Hoheisel

Motion declared carried.

RESOLUTION NO. 2011-14  
CITY OF BABBITT, MINNESOTA  
RESOLUTION ORDERING IMPROVEMENT AND PREPARATION OF PLANS

WHEREAS, a certain petition requesting the looping of a watermain around the north and east sides of the Babbitt Shopping Center to meet domestic and fire protection/sprinkler system demands was duly presented to the Council on the 26<sup>th</sup> day of September and

WHEREAS, pursuant to a resolution of the Council adopted October 3, 2011, a report has been prepared by S.E.H. with reference to the improvement, and this report was received by the Council on October 3, 2011;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BABBITT, MINNESOTA:

1. The Council finds and determines that said petition was signed by all owners of real property abutting the location of the improvement.
2. Such improvement is hereby ordered as proposed in the Council resolution adopted November 7, 2011.
3. S.E.H. is hereby designated as the engineer for this improvement. They shall prepare plans and specifications for the making of such improvement.

It was moved by Lassi, supported by Fitzpatrick, to approve Resolution No. 2011-14.

Ayes: Councilors Marinaro, Lassi, Fitzpatrick, and Mayor Anderson

Nays: None

Absent: Councilor Hoheisel

Motion declared carried.

It was moved by Fitzpatrick, supported by Lassi, to accept the S.E.H. agreement with changes as recommended by Attorney Brunfelt for the Infrastructure Improvement Project.

Ayes: Councilors Marinaro, Lassi, Fitzpatrick, and Mayor Anderson

Nays: None

Absent: Councilor Hoheisel

Motion declared carried.

RESOLUTION NO. 2011-15  
CITY OF BABBITT RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND ORDERING  
ADVERTISEMENT FOR BIDS FOR THE LOOPING OF THE WATERMAIN AROUND THE  
BABBITT SHOPPING CENTER

WHEREAS, pursuant to Resolution No. 2011-14 passed by the Council on the 7<sup>th</sup> day of November, 2011, the consultant city engineer has prepared plans and specifications for the looping of the watermain around the Babbitt Shopping Center and has presented such plans and specifications to the Council for approval.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BABBITT, MINNESOTA:

1. Such plans and specifications, a copy of which is attached hereto and made a part hereof, are hereby approved.
2. The City Clerk-Treasurer shall prepare and cause to be inserted in the official paper and advertisement for bids upon the making of such improvement under such approved plans and specifications. The advertisement shall be published for 21 days, shall specify the work to be done, shall state that bids will be received by the City Clerk-Treasurer until 10:00 a.m. on Friday, November 18, 2011, at which time they will be publicly opened in the Council Chambers of City Hall by the City Clerk-treasurer and Engineer, will then be tabulated and will be considered by the Council at 6:00 p.m. on Monday, November 21, 2011, in the Council Chambers of the City Hall. Any bidder whose responsibility is questioned during consideration of the bid will be given an opportunity to address the Council on the issue of responsibility. No bids will be considered unless sealed and filed with the Clerk-Treasurer and accompanied by a cash deposit, cashier's check, bid bond or certified check payable to the City of Babbitt for five (5) percent of the amount of such bid.

It was moved by Councilor Fitzpatrick, supported by Mayor Anderson, declare Resolution No. 2011-15 duly passed and adopted this 7<sup>th</sup> day of November, 2011.

Ayes: Councilors Lassi, Marinaro, Fitzpatrick, and Mayor Anderson

Nays: None

Absent: Councilor Hoheisel

Motion declared carried.

RESOLUTION NO. 2011-17  
CITY OF BABBITT, MINNESOTA  
RESOLUTION ORDERING IMPROVEMENT AND PREPARATION OF PLANS

WHEREAS, the Babbitt City Council has adopted a capital improvements program prioritizing the reconstruction/rehabilitation of its aging and/or failing utility and street infrastructure, and

WHEREAS, the Babbitt Staff and City Council have made the reduction of inflow and infiltration into its existing sanitary sewer collection system a priority in order to reduce treatment costs and regain lost capacity, and

WHEREAS, the City of Babbitt is actively pursuing financial assistance to help finance the reconstruction/rehabilitation of its existing utility and street infrastructure, and

WHEREAS, the City of Babbitt has designated the High School/Ice Arena Sanitary Sewer improvement Project and the Daisy Lane Utility and Street Improvement Project as its two (2) top priorities.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BABBITT, MINNESOTA

1. Such improvement is hereby ordered as proposed in the Council Resolution adopted November 7, 2011.
2. S.E.H. is hereby designated as the engineer for this improvement. They shall prepare plans and specifications for the making of such improvement.

It was moved by Lassi, supported by Anderson, to adopt resolution 2011-17 Ordering Improvements and Preparation of Plans for Infrastructure Improvement Project.

Ayes: Councilors Marinaro, Lassi, Fitzpatrick, and Mayor Anderson

Nays: None

Absent: Councilor Hoheisel

Motion declared carried.

It was moved by Lassi, supported by Fitzpatrick, to hold a Public Hearing November 21, 2011 to discuss CDBG Grant for upcoming infrastructure project.

Motion declared carried.

It was moved by Anderson, supported by Fitzpatrick, to authorize the down payment of \$36,182.90 to Skubic Brothers for the 2012 International Plow chassis.

Ayes: Councilors Marinaro, Lassi, Fitzpatrick, and Mayor Anderson

Nays: None

Absent: Councilor Hoheisel

Motion declared carried.

**ORDINANCE NO. 207**  
**AN ORDINANCE AMENDING ORDINANCE NO. 137, THE CITY**  
**ZONING ORDINANCE, TO REZONE APPROXIMATELY 5.5 ACRES ALONG**  
**CENTRAL BLVD., NORTH OF MAPLE AND MULBERRY FROM R-2 TO**  
**R-4 MULTIPLE FAMILY ZONING DISTRICT**

**WHEREAS:** The City has received a request to rezone approximately 5.5 acres along Central Blvd. north of Maple and Mulberry from R-2 to R-4 Multiple Family Zoning District for the purposes of locating an assisted living development, and

**WHEREAS,** The Planning Commission has held a hearing to gather facts relative to the matter, and

**WHEREAS:** The facts as listed in the Planning Commission Meeting of November 1, 2011 provide a basis for the requested rezoning,

**THE CITY COUNCIL OF BABBITT HEREBY ORDAINS:** That the approximately 5.5 acres along Central Blvd., north of Maple and Mulberry be rezoned to R-4 Multiple Family Zoning District.

The foregoing ordinance offered by Councilor Lassi, supported by Councilor Fitzpatrick is declared adopted this 7<sup>th</sup> day of November, 2011, by the following roll call vote:

Ayes: Councilors Marinaro, Lassi, Fitzpatrick, and Mayor Anderson

Nays: None

Absent: Councilor Hoheisel

Motion declared carried.

It was moved by Lassi, supported by Fitzpatrick, to table the adoption of Resolution 2011-18 adopting the 2011 Babbitt Comprehensive Plan .

Motion declared carried.

It was moved by Lassi, supported by Fitzpatrick, to authorize the replacement of an auto-lube cartridge at the lift (elevator) in the gymnasium at a cost of \$315.00 as recommended by Arrow Lift with the payment coming from of the City Facilities Fund.

Ayes: Councilors Marinaro, Lassi, Fitzpatrick, and Mayor Anderson

Nays: None

Absent: Councilor Hoheisel

Motion declared carried.

It was moved by Anderson, supported by Fitzpatrick, to allow Terra Bird to coordinate a giant thermometer fundraiser project for the Arena.

Motion declared carried.

The cleaning contract liability insurance request from Debbie Moen to reduce the \$1.5 million amount to \$1 million was discussed and it was decided that a different alternative will be researched by the Clerk-Treasurer.

It was moved by Lassi, supported by Fitzpatrick, to appoint David Laine to the Planning Commission vacancy, term expiring December 13, 2013.

Motion declared carried.

The Council received as information an offer to pick up electronic equipment from Asset Recovery Corporation December 7<sup>th</sup>.

It was moved by Marinaro, supported by Fitzpatrick, to order new fire extinguishers for the Babbitt Municipal Center from Nardini at a cost of \$990; Joe Scherer will train the employees on the proper use.

Ayes: Councilors Marinaro, Lassi, Fitzpatrick, and Mayor Anderson

Nays: None

Absent: Councilor Hoheisel

Motion declared carried.

The Ely Area Development Association is hosting a Legislative meeting December 5<sup>th</sup> at 11:30 a.m. at the Creek Ridge Lodge and will be posted as a Council meeting to allow any interested Councilors and the Clerk-Treasurer to attend.

It was moved by Marinaro, supported by Anderson, to increase the base rate of \$24.57 for Deputy Clerk-Treasurer Debbie Marinaro by 2.87 percent effective January 1, 2012, and zero percent effective January 1, 2013 in order to follow guidelines in the Job Classification Study previously adopted by the Council, to receive the same benefits granted to other City employees at recent negotiations;

status quo for health insurance and increase amount of monthly City premium contribution from \$40 to \$60 for dental insurance.

Ayes: Councilors Marinaro, Lassi, Fitzpatrick, and Mayor Anderson  
Nays: None  
Absent: Councilor Hoheisel

Motion declared carried.

Respectfully submitted,

\_\_\_\_\_  
Cathy A. Klegstad, Clerk-Treasurer

\_\_\_\_\_  
Wendy F. Schlueter, Minute Recorder

Attest:

\_\_\_\_\_  
Glenn A. Anderson, Mayor