

BABBITT CITY COUNCIL  
REGULAR MEETING  
AND LOCAL BOARD OF APPEAL AND EQUALIZATION

May 2, 2011  
(not approved until next meeting)

The Local Board of Appeal was called to order this date at 5 p.m. by Mayor Anderson.

Present were Councilors Marinaro, Lassi, Fitzpatrick, Hoheisel, and Mayor Anderson. Also present were Ben Thomas, representing the St. Louis County Assessor's office, and City Assessor Mackai.

The Pledge of Allegiance was recited.

It was moved by Anderson, supported by Fitzpatrick, to deny the request of Chuck Evancevich and leave the property value as is.

Motion declared carried.

It was moved by Anderson, supported by Fitzpatrick, to deny the request of Todd Aho and leave the property value as is.

Motion declared carried.

It was moved by Anderson, supported by Hoheisel, to leave the Niebuhr property values as is.

Motion declared carried.

The meeting was recessed at 5:40 p.m. and reconvened at 6:02 p.m.

It was moved by Anderson, supported by Hoheisel, to close the Board of Appeal at 6:02 p.m.

Motion declared carried.

The Regular meeting of the Babbitt City Council was called to order this date at 6:03 p.m. by Mayor Anderson. Present were Councilors Marinaro, Lassi, Fitzpatrick, Hoheisel, and Mayor Anderson. Also present were City Clerk-Treasurer Klegstad and City Attorney Brunfelt (6:08 p.m.).

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

- a) Approve minutes of Regular meeting of April 18, 2011
- b) Approve all bills and payrolls as audited by the Audit Committee with the exception of Vermilion Sanitation bill
- c) Overtime report
- d) Summary of City Funds as of March 31, 2011
- e) Correspondence:
  - i. MN Power Municipality Franchise Fee Notice Requirements
  - ii. Ely Area Community Foundation
  - iii. Proposed Revisions to St. Louis County Subdivision Regulations (full text can be read at City Hall)
  - iv. LMC Loss Control meeting conducted on April 6, 2011
  - v. FCC Compliance with the January 1, 2013 Narrowbanding Deadline

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

Nays: None

Absent: None

Motion declared carried.

It was moved by Lassi, supported by Hoheisel, to pay the Vermilion Sanitation bills as presented.

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

Motion declared carried.

It was moved by Anderson, supported by Marinaro, to start the bid process for a fire tanker as requested by Fire Chief Ryan Scharber. Bids will be opened at the June 6 council meeting.

Motion declared carried.

Since there were no applications received for the Commission and Board vacancies, the Council decided to re-advertise for the positions in a month.

The request from Kevin Orcutt for reimbursement of surveying and attorney fees for property he purchased on Maple was reviewed. It was Attorney Brunfelt's recommendation that the City has no legal obligation to reimburse Mr. Orcutt.

It was moved by Hoheisel, supported by Fitzpatrick, to authorize the request from Assessor Mackai to attend the MAAO Summer Session and Continuing Education classes held May 25<sup>th</sup> and 26<sup>th</sup> in St. Cloud with expenses (Embarrass to pay one-half the costs).

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

Motion declared carried.

The Teamsters Local Union No. 346 sent a notice to the Council regarding the upcoming contract opening for the Essential and Other Than Essential groups. Clerk-Treasurer Klegstad was directed to send a letter to the Teamsters to set up a meeting in August and hold a closed session July 18<sup>th</sup> to discuss negotiating strategy.

The Babbitt Public Utilities Commission sent a letter to the Council requesting that no person shall interfere with, use or supply water without first obtaining authority to do so from the Public Utilities Department. This would include water from fire hydrants and filling stations at the Fire Hall and City Garage. Contractors, well drillers, carnivals, blacktoppers and private individuals who request water from the City must obtain permission from the Utilities Superintendent.

**RESOLUTION NO. 2011-04**  
**RESOLUTION AUTHORIZING SPONSORSHIP**  
**ATV, SNOWMOBILE and CROSS COUNTRY SKI TRAILS**  
**OPERATED BY**  
**Babbitt ATV and Snowmobile Club**

BE IT RESOLVED that the City of Babbitt shall act as the legal sponsor for applications for funding to the State of Minnesota Department of Natural Resources for the maintenance of ATV, snowmobile and cross-country ski trails managed by the Babbitt ATV and Snowmobile Club.

BE IT FURTHER RESOLVED that upon approval of its application by the state, the City of Babbitt may enter into an agreement with the State of Minnesota for the above referenced project and that it will comply with all applicable laws and regulations as stated in the trial agreements.

BE IT FURTHER RESOLVED that the following persons are hereby authorized to serve as the fiscal agent for the following projects:

City of Babbitt – Clerk-Treasurer  
Birch Lake Plantation Ski Trail – Ski Trail Administrator  
Stony Spur ATV Trail – ATV Trail Administrator

Stony Spur Snowmobile Trail – Snowmobile Trail Administrator  
Taconite Spur Snowmobile Tail – Snowmobile Trail Administrator

The foregoing resolution was offered by Mayor Anderson, and upon the motion, supported by Councilor Marinaro, was adopted this 2<sup>nd</sup> day of May, 2011 by the following roll call:

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

It was moved by Hoheisel, supported by Marinaro, to authorize the request from the Babbitt Golf Association to sell 3.2 percent malt liquor; \$150 fee was paid by the Golf Association.

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

Motion declared carried.

It was moved by Hoheisel, supported by Marinaro, to hire Mike Solberg at \$10 per hour and Jacob Anderson at \$9.50 per hour for summer help as requested by Street Supervisor Rich Posey.

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

Motion declared carried.

It was moved by Hoheisel, supported by Lassi to authorize the Street Department to purchase signs for the City at a cost not to exceed \$4,500.00, with the money coming from the Street Capital Improvement Fund.

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

Motion declared carried.

The Council received correspondence from the USDA stating there is a 45-day extension on the comment period for the Federal Hardrock Minerals Prospecting Permit Project Draft Environmental Impact Statement.

It was moved by Lassi, supported by Hoheisel, to adjourn the meeting at 7:05 p.m.

Motion declared carried.

Respectfully submitted,

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Cathy A. Klegstad, Clerk-Treasurer

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Wendy F. Schlueter, Minute Recorder

Attest:

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Glenn A. Anderson, Mayor