

BABBITT CITY COUNCIL
REGULAR MEETING
June 6, 2011
(not approved until next meeting)

The Regular meeting of the Babbitt City Council was called to order this date at 6:01 p.m. by Mayor Anderson.

Present for roll call were Councilors Hoheisel, Marinaro, Lassi, Fitzpatrick, and Mayor Anderson. None were absent.

Also present were City Clerk-Treasurer Klegstad and Attorney Brunfelt (6:02 p.m.).

The Pledge of Allegiance was recited.

It was moved by Hoheisel, supported by Marinaro, to authorize the additions to the agenda as presented:

- a) Authorize payment to US Bank credit card for \$213.56 (Ambulance expenses)
- b) Authorize approximately 60 hours of overtime for the Rec Coordinator during Walleye Whamma and Peter Mitchell Fun Days
- c) Authorize sale of ambulance per recommendation of Mike Rhein
- d) CDBG Workshop for award recipients

Motion declared carried.

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

- a) Approve minutes of Regular meeting of May 16, 2011
- b) Approve all bills and payrolls as audited by the Audit Committee with the exception of Vermilion Trail Sanitation
- c) Overtime report
- d) Correspondence:
 - i. City of Tower Regional Safety Group meeting June 9th at 2 p.m. at the Tower City Hall
 - ii. Thank you from Babbitt Lions Club for assistance with Jose Cole Circus

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

Nays: None

Absent: None

Motion declared carried.

It was moved by Lassi, supported by Anderson, to approve the Vermilion Sanitation bill.

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

Nays: None

Abstain: Councilor Marinaro

Motion declared carried.

It was moved by Anderson, supported by Marinaro, to authorize Ambulance Supervisor Mike Rhein to advertise the old ambulance for sale at a starting price of \$35,000.00.

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

Nays: None

Absent: None

Motion declared carried.

Six bids for fire tankers were opened:

A-1 Fire Safety USA - \$173,800.00

Toyne Fire Apparatus - \$208,554.00

Midwest Fire - \$182,930
Pierce -Clarey's Fire & Safety - \$227,370
Crimson – North Fire Ambulance - \$205,151.00
Rosenbauer General Fire - \$185,317.00

Fire Chief Scharber left the meeting to review the bids with the designated bid committee.

Attorney Brunfelt explained the process that residents from Benville would need to utilize should they try to secede from the City of Babbitt.

Brunfelt also remarked that the City's practice of issuing building permits will need to be revised to either "Land use" or "Zoning" terminology.

It was moved by Lassi, supported by Marinaro, to approve the Fire Relief Association Bylaws and service pension for 2011, but leave the City guarantee at \$700.00.

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

Nays: None

Absent: None

Motion declared carried.

It was moved by Hoheisel, supported by Marinaro, to authorize the Street Department to sell composted material at a cost of \$10 per pickup load at a maximum of two loads per resident or \$1 per five (5) gallon pail with the proceeds being placed into the Street Equipment Fund as requested by Street Supervisor Rich Posey.

Motion declared carried.

The brush pile behind the City Garage will be discussed by the Public Works Committee before fall.

ORDINANCE NO. 206

AN ORDINANCE REGULATING ACTIVITIES

AT THE CITY OF BABBITT MUNICIPAL BEACH AND PARK AND

REPEALING ORDINANCE NUMBERS 55, 72, 121 AND 195

The City Council of the City of Babbitt hereby ordains:

Section 1. City of Babbitt Ordinance Numbers 55, 72, 121 and 195 are hereby repealed and replaced with this Ordinance.

Section 2. It is unlawful for any person to use or otherwise occupy the municipal beach, park/picnic area, boat launch area, adjacent parking lot area, and public rights-of-way located in or through the municipal beach, park/picnic area, boat launch area, and parking lot area, before the hour of 6:00 a.m. or after the hour of 11:00 p.m. on any day.

Section 3. The provisions of Section Two (2) of this Ordinance shall not apply to the use of said boat launch area, adjacent parking lot area, and public rights-of-way for the sole purpose of boat launching at any hour of the day.

Section 4. It is unlawful for any person to possess any beverage container which is made of glass while at or upon the premises of the municipal beach, park/picnic area, boat launch area, adjacent parking lot area and the public rights-of-way located in or through the municipal beach, park/picnic area, boat launch area, and parking lot area, with the exception of those who are launching a boat in the boat launch area and have glass beverage containers stored in their original packaging or in coolers.

Section 5. It is unlawful for any person to engage in or carry on any sporting activity or any games in the boat launch area or the parking lot area at the Babbitt Municipal Beach and Park, or on any of the public rights-of-way at the Babbitt Municipal Beach and Park.

Section 6. It is unlawful for any person to bring or allow the entry of any dog, cat, horse or other animal onto the Babbitt Municipal Beach and Park, with the exception of the boat launch area.

Section 7. Any person violating any provision of this Ordinance shall be guilty of a petty misdemeanor punishable by a fine of up to Three Hundred Dollars (\$300).

Section 8. This Ordinance becomes effective on the date adopted by the City Council of the City of Babbitt.

The foregoing Ordinance, offered by Councilor Hoheisel, and upon his motion, supported by Councilor Fitzpatrick, was declared adopted this 6th day of June, 2011, by the following roll call vote:

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

It was moved by Lassi, supported by Hoheisel, that the City Council participate in the Peter Mitchell Mine Project coordinated by the University of Minnesota.

Motion declared carried.

It was a directive of the Council to have the Fire Chief, Ambulance Supervisor, Police Chief, or designee present at the Public Safety meetings.

It was moved by Fitzpatrick, supported by Hoheisel, to direct the Police Chief to prepare a police report for the Babbitt Weekly News on a weekly basis.

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

Motion declared carried.

It was Council consensus to direct the Police Department to lock the cable at the beach, using a new lock, and check into the cost of a gate rather than using a cable.

It was moved by Hoheisel, supported by Lassi, to authorize 2011 Safety Training for one (1) summer Recreation employee and two (2) Street employees at a cost of \$52.40 per person.

Motion declared carried.

As information to the Council, a pre-construction conference will be held Tuesday, June 7, 2011, regarding the southeast utility and street improvements with S.E.H.

It was moved by Lassi, supported by Anderson, to authorize proper signatures on the application permit for Display of Fireworks for Peter Mitchell Fun Days providing proof of insurance be \$1,500,000.00.

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

Motion declared carried.

Councilor Fitzpatrick gave a report on the *Laurentian Vision Partnership Strategic Action Plan for 2011 and Beyond* meeting.

It was moved by Lassi, supported by Fitzpatrick, to authorize Tank's Bar and Restaurant to sell beer at the Peter Mitchell Softball Tournaments providing they show proof of insurance of \$1,500,000.00.

Motion declared carried.

It was moved by Marinaro, supported by Anderson, to invite Gary Giroux of Walker, Giroux & Hahne, Inc., to attend the next Council meeting to answer questions of the Council regarding the 2010 audit.

Motion declared carried.

It was Council consensus to hold employee appraisal meetings beginning July 20th at 1 p.m.

It was moved by Lassi, supported by Fitzpatrick, to post the ARDC Housing Day June 22 from 10 a.m. to 2:30 p.m. as a Council meeting.

Motion declared carried.

It was moved by Hoheisel, supported by Marinaro, to authorize payment of the MAOSC 2011-2012 membership dues of \$874.95 (corrected amount to be paid based on City of Babbitt resident population).

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

Motion declared carried.

A closed union negotiation session will be held July 18 at 5 p.m. and Teamsters Local Union No. 346 negotiation session will be held Wednesday, August 3, 2011.

Cleaning bids for the 2011-2013 Municipal Center were opened:

Debbie Moen - \$1,376.00/month including tax
Diane's Cleaning (Diane Swanson) - \$3,184.00/month, sales tax \$118.90, total \$3,402.90
Negley's Properties - \$1,710/month including tax

It was moved by Hoheisel, supported by Marinaro, to accept the low bid of \$1,376.00 from Debbie Moen pending she provide proof of liability insurance.

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

Motion declared carried.

It was consensus that Mayor Anderson, Clerk-Treasurer Klegstad, PUC Superintendent Curt Koivisto and Street Supervisor Rich Posey attend the CDBG Workshop for award recipients.

It was moved by Hoheisel, supported by Marinaro, to authorize 20 extra hours for Rec Coordinator Joe Scherer with written proof of his time for the Walleye Whamma and request Joe Scherer attend the next Council meeting to give a report.

Motion declared carried.

The interview process for Parks and Recreation workers will begin June 13th.

It was moved by Marinaro, supported by Anderson, that background checks would be done on any applicants that have applied as Parks and Recreation workers so the actual hiring process could be expedited.

Motion declared carried.

A Special Council meeting will be held June 16th at 8:30 a.m. for recommendations to hire summer help.

A Special Council/Parks and Recreation meeting will be held June 22 at 6 p.m., directing full Council and Parks and Recreation Board members be in attendance with Attorney Brunfelt present to answer and explain duties of the Board and Council.

After Ryan Scharber presented the results of the fire tanker bids, it was moved by Anderson, supported by Marinaro to select the tanker from Rosenbauer General for \$182,131 (\$185,317 - \$3,186 deduct) with a six year lease, pending approval from Attorney Brunfelt.

Ayes: Councilors Marinaro, Lassi, and Mayor Anderson

Nays: Councilors Hoheisel and Fitzpatrick

Absent: None

Motion declared carried.

During the public input session, it was discussed to put what the siren sounds mean in the Babbitt Weekly News.

Bobbie Johnson shared her feelings about the Babbitt-Embarrass School name change but complimented Councilors Lassi and Fitzpatrick for their efforts.

Tony Chamberlin invited Councilors Hoheisel and Fitzpatrick to the Fire Hall to inspect the leaking fire tanker.

It was moved by Lassi, supported by Fitzpatrick, to adjourn the meeting at 8:15 p.m.

Motion declared carried.

Respectfully submitted,

Cathy A. Klegstad, Clerk-Treasurer

Wendy F. Schlueter, Minute Recorder

Attest:

Glenn A. Anderson, Mayor