

CITY OF BABBITT  
CLOSED SESSION AND REGULAR COUNCIL MEETING  
July 18, 2011  
(not approved until next meeting)

The meeting of the Babbitt City Council was called to order this date at 5 p.m. for the purpose of discussing Union Strategy.

Present were Councilors Hoheisel, Marinaro, Lassi, Fitzpatrick, and Mayor Anderson. Also present was City Attorney Brunfelt.

It was moved by Anderson, supported by Marinaro, to close the session at 5:05 p.m. to discuss Union strategy.

The meeting was recessed at 5:50 p.m.

The Regular meeting of the Babbitt City Council was called to order at 6:02 p.m.

Present were Councilors Hoheisel, Marinaro, Lassi, Fitzpatrick, and Mayor Anderson. None were absent. Also present was City Clerk-Treasurer Klegstad and City Attorney Brunfelt.

The Pledge of Allegiance was recited.

It was moved by Anderson, supported by Lassi, to approve the following additions to the agenda:

- a) Authorize travel expenses to Debbie Marinaro for Municipal Clerk's Conference July 10 – 15, 2011 at a cost of \$325.27
- b) Authorize travel expenses to Wendy Schlueter for the same at a cost of \$24.36
- c) Move the State Farm representatives to the beginning of the meeting
- d) Overtime report and Police Report

Motion declared carried.

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

- a) Approve minutes of Regular meeting of July 6, 2011
- b) Approve all bills and payrolls as audited by the Audit Committee with the exception of the bill from Vermilion Sanitation, Blomberg Oil, and Jon Shenett
- c) Overtime report
- d) Summary of City Funds as of June 30, 2011
- e) Correspondence: St. Louis County Planning Commission Public Hearing pertaining to Wetland Administration, Twin Metals Open House – August 5, 2011

The Council reviewed the bill submitted by the Fire Department with two Cappuccinos and one French Vanilla. If the coffees were deemed work related, the Council would approve, if not the City would need to be reimbursed for the coffee. The bill travel expense bill submitted by Jon Shenett will be considered after he has completed the EMT training class.

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

Motion declared carried.

It was moved by Lassi, supported by Fitzpatrick, to approve the tipping fee bill of \$415.28 to Vermilion Sanitation.

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

Motion declared carried.

State Farm Recruiter, Peter Hohn, and Lisa Haberman, Agency Field Executive, were present to inform the Council and the public about the vacant agent position in Babbitt and the great opportunity it will be.

It was moved by Hoheisel, supported by Fitzpatrick, to accept the 2010 audit report as clarified by Gary Giroux of Walker, Giroux & Hahne Auditing Service.

Motion declared carried.

Attorney Brunfelt commented on the Economic Development Coordinator job description and also stated a portion of the next Council meeting will be closed for Attorney/Client privilege.

**RESOLUTION NO. 2011-07**  
**CITY OF BABBITT**  
**SCHEDULE OF EQUIPMENT NO. 1, DATED JUNE 13, 2011, TO MASTER EQUIPMENT LEASE PURCHASE AGREEMENT, DATED AS OF JUNE 13, 2011, BETWEEN COMMUNITY FIRST NATIONAL BANK, AS LESSOR, AND CITY OF BABBITT, AS LESSEE**

I, the undersigned, the duly appointed, qualified and acting Clerk-Treasurer of the City of Babbitt do hereby certify this date July 18, 2011, as follows:

(1) Lessee did, at a meeting of the governing body of the Lessee held on July 18, 2011, by motion duly made, seconded and carried, in accordance with all requirements of law, approve and authorize the execution and delivery of the above referenced Schedule of Equipment No. 1 (the "Schedule") on its behalf by the following named representative of the Lessee, to witness:

\_\_\_\_\_  
Print Name and Title of Individual authorized to executive the Agreement

\_\_\_\_\_  
Signature of authorized individual

- (2) The above named representative of the Lessee held at the time of such authorization and holds at the present time the office set forth above.
- (3) The meeting of the governing body of the Lessee at which the Schedule was approved and authorized to be executed was duly called, regularly convened and attended throughout by the requisite majority of the members thereof or by other appropriate official approval and that the action approving the Schedule and authorizing the execution thereof has not been altered or rescinded.
- (4) No event or condition that constitutes, or with the giving of notice or the lapse of time or both would constitute, an Event of default (as such term is defined in the above referenced Master Equipment Lease Purchase Agreement) exists at the date hereof.
- (5) All insurance required in accordance with the above referenced Master Equipment Lease Purchase Agreement is currently maintained by the Lessee.
- (6) Lessee has, in accordance with the requirements of law, fully budgeted and appropriated sufficient funds for the current budget year to make the Rental Payments scheduled to come due during the Original Term and to meet its other obligations for the Original Term (as such terms are defined in the above referenced Master Equipment Lease Purchase Agreement) and such funds have not been expended for other purposes.
- (7) The fiscal year of Lessee is from January 1 to December 31

It was moved by Anderson, supported by Lassi, to authorize the signatures below from the designated individuals from the Governing Body of the Lessee evidence the adoption by the Governing Body of this resolution.

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

City of Babbitt

Signature: \_\_\_\_\_  
(Signature of Secretary, Board Chairman or other member of the Governing Body but not the authorized signer)

Print Name and Title \_\_\_\_\_  
(Printed Name and Title of individual who signed directly above)

Attested By: \_\_\_\_\_  
(Signature of one additional person who can witness the passage of this Resolution)

Print Name and Title \_\_\_\_\_  
(Printed name of individual who signed directly above)

It was Council consensus to direct Police Chief Switajewski to attend the Council meeting of August 1<sup>st</sup> to explain the Police Overtime Report in June and the absence of the Police Report in the Babbitt Weekly.

Information was received that the State of Minnesota Department of Natural Minerals has given notice to discontinue work under the current grant agreements.

The State Demographic Center provided 2010 Census data to the Council.

Clerk-Treasurer Klegstad was directed to contact Cliffs Natural Resources, Inc., regarding the termination of Recreational Trail License dated December 31, 1999.

It was moved by Anderson, supported by Marinaro to have Aho Concrete replace the concrete slab in front of the Municipal Building and direct the Street Department to remove the existing pad.

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

Nays: None

Absent: None

Motion declared carried.

It was moved by Hoheisel, supported by Fitzpatrick, to accept the quote from A. G. O'Brien to install a drum drip assembly and drop the 6 inch piping at the Kasson Building in the amount of \$1,421.00.

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 accept the quote form A. G. O'Brien for 2011 Annual Fire Protection System at the Kasson Building and Fire Hall in the amount of \$876.00.

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

Nays: None

Absent: None

Motion declared carried.

It was moved by Lassi, supported by Marinaro, to authorize the request from Clerk-Treasurer Klegstad to transfer the following appropriations:

Street Department - \$30,000.00

Police Equipment - \$30,000.00

Arena Capital - \$15,000.00

Street Project - \$80,000.00

Recreation Equipment - \$5,000.00

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

Nays: None

Absent: None

Motion declared carried.

It was moved by Hoheisel, supported by Lassi, to authorize the reimbursement of travel expenses from the Municipal Clerk's Institute to Debbera Marinaro at a cost of \$325.27.

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

Nays: None

Absent: None

Motion declared carried.

It was moved by Marinaro, supported by Fitzpatrick, to authorize the reimbursement of travel expenses from the Municipal Clerk’s Institute to Wendy Schlueter at a cost of \$24.36.

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

Motion declared carried.

During the public input session, Andrea Zupancich inquired about mowing the lots on Mulberry.

It was moved by Lassi, supported by Hoheisel, to adjourn the meeting at 7:12 p.m.

Motion declared carried.

Respectfully submitted,

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

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

Attest:

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