

COUNCIL PROCEEDINGS

CITY OF VIRGINIA, MINNESOTA, APRIL 13, 2010

Regular meeting of the City Council of the City of Virginia, Minnesota, was called to order by Mayor Peterson at 6:30 P.M. in the Council Chambers, City Hall.

Roll Call:

Present: Councillors Cuffe, Littlewolf, Ralston, Baribeau, Sipola, Russo, Mayor Peterson - 7

Absent: None

Mayor Peterson led the City Council in the Pledge of Allegiance.

Moved by Russo and supported to approve the Consent Agenda, as follows:

1. Approval/correction of minutes of Regular Meeting held March 23, 2010.
2. Adoption of Finance Resolution No. 10-007 – Schedule of Bills.
3. Approve Transient Merchant/Solicitor License Applications:
 - A. THR & Associates, Inc., d/b/a Treasure Hunters Roadshow.
 - B. Cappy's Kettle Corn.
4. Adopt Resolution No. 10062, authorizing execution of Access/Use License Agreement 13398 with RGGGS Land & Minerals, Ltd., for storm sewer.
5. Approve Minnesota Lawful Gambling Application for Exempt Permit for Range Mental Health Center, Inc., for raffle to be held on May 20, 2010.
6. Approve variances, as recommended by the Planning & Zoning Commission at a meeting held on April 5, 2010:
 - A. Starkovich Distributing, Inc. – 119 14th Avenue West
 1. Approve the request of a 31.04' variance from the required 50' front yard setback to the west end of the building in order to build 18.96' from the south property line.
 2. Approve the request of a 20.11' variance from the required 50' front yard setback to the east end of the building in order to build 29.89' from the south property line.
 3. Approve the request of a 10' variance to the required 50' front yard setback to the west end of the building in order to build 40' from west property line.
 - B. Habitat For Humanity – 223 3rd Street South
 1. Approve the request of a 7' variance from the required 20' front yard setback in order to build 13' from the (front) south property line.
 - C. Iron Trail Motors – 1301 17th Street South
 1. Approve the request of a 10' variance from the required 30' front yard setback in order to build 20' from the south property line

Motions carried and Resolutions adopted unanimously.

Mayor Peterson recommended the appointment of Pete Bertolas to the Iron Range Tourism Board of Directors for the balance of a three year term that will expire on December 31, 2012.

Moved by Ralston and supported to appoint Peter Bertolas to the Iron Range Tourism Board of Directors to represent the City of Virginia for the term ending December 31, 2012. Motion carried.

Moved by Baribeau and supported to adopt Resolution No. 10063, approving Change Order No. 1 to decrease the contract with Mesabi Bituminous, Inc., by the amount of \$61.00, for C.P. 5-09, Alley Reconstruction Project (former Horace Mann Site). Resolution adopted unanimously.

Moved by Russo and supported to reappoint Michael Zadra to the Police Civil Service Commission for a three year term ending May 1, 2013. Motion carried.

Mayor Peterson reported on the Finance Committee meeting held as a Committee-of-the-Whole on April 6, 2010.

Mayor Peterson reviewed the letter from Max Gray Construction that further explained the change in their contract for the additional work caused by cadmium that was present in the paint at the Miners Memorial Building. Mayor Peterson stated the architect has not provided an answer on why the cadmium removal was not included in the original bid specifications and recommended that Change Order No. 1 be tabled until further information is received from architect.

Moved by Russo and supported to table Change Order No. 1, to increase the contract of Max Gray Construction by the amount of \$33,033.00 for C.P. 7-09, Miner's Rehabilitation Project until further information is received from the architect. Motion carried.

Moved by Sipola and supported to adopt Resolution No. 10064, approving the Fire Protection Agreement with Arcelor Mittal Minorca Mine, Inc., for a two year period, commencing January 1, 2010. Resolution adopted unanimously.

Moved by Russo and supported to send a letter to Senator Tomassoni and Representative Rukavina expressing interest in the possible funding that may be available through proposed legislation to replace the zamboni. Motion carried.

Moved by Sipola and supported to authorize the Park/Recreation Director to purchase digital carbon monoxide reading devices for the Miners Memorial Building. Motion carried.

Moved by Ralston and supported to adopt Resolution No. 10065, accepting the proposal from Arrowhead Fireworks Company, Inc., in the amount of \$7,500, for the 2010 Fourth of July fireworks display. Resolution adopted unanimously.

Councillor Ralston recommended that the Park/Recreation Department consider the possibility of moving the Fourth of July parade from Olcott Park to Chestnut Street.

Moved by Littlewolf and supported to include \$106,000 in the 2011 budget for the operation of the greenhouse, commit to funding the greenhouse for the foreseeable future and authorize the City Operations Director to convey the financial information to the Iron Range Resources for the grant. Motion carried.

Moved by Russo and supported to adopt Resolution No. 10066, accepting the quote from Benchmark Engineering, Inc., in the amount of \$2,660, for design services for the overlay of 16th Street North, from 4th Avenue to 6th Avenue, with construction phase services to be provided on an hourly basis, in accordance with their 2010 hourly rate schedule. Resolution adopted unanimously.

Moved by Russo and supported to approve an expenditure of \$5,000 for the purchase of a new computer for Channel 5. Motion carried.

City Attorney Butorac stated there are two parcels in Nelsons Addition that need to be conveyed to Menard, Inc., which were included in the original Development Agreement.

Moved by Russo and supported to approve the conveyance of Outlot A and Outlot B, Nelson's Addition to Virginia, to Menard, Inc., with the final resolution adopted at the April 27th City Council meeting. Motion carried.

Kyle Hopstad, Interim CEO for the Virginia Regional Medical Center, stated he has received a commitment from two physicians from Orthopaedic Associates to perform surgical procedures at the VRMC, contingent upon the renovation and construction of additional operating rooms. Mr. Hopstad requested support from the City Council for the Iron Range Resources grant application for the construction project. Mayor Peterson read a letter that had been drafted in support of the efforts of the Virginia Regional Medical Center to renovate and construct additional operating rooms to be used by the physicians from Orthopaedic Associates of Duluth.

Moved by Baribeau and supported to approve a letter supporting the renovation and construction of additional operating rooms at the Virginia Regional Medical Center and in support of their funding request to the Iron Range Resources. Motion carried.

Councillor Littlewolf stated the Virginia Sustainability Task Force is sponsoring an Earth Fest event from 9:00 A.M. to 5:00 P.M. on April 17 and 18, 2010, at the Mt. Iron Community Center.

Moved by Russo and supported to authorize City staff to attend the League of Minnesota Cities Safety and Loss Workshop in Biwabik on April 14, 2010. Motion carried.

Mayor Peterson reported on the following items:

- Received a letter from Doug Ellis, President, Iron Range Exhibitor's, thanking the City Council and staff for assistance in the 2010 Iron Range Home Sport & Travel Show. Mr. Ellis reported that the show had the greatest attendance to date, with over 8,600 people and 130 exhibitors attending the show.
- Received a letter from the Laurentian Chamber of Commerce stating the Mineview in the Sky will be open their season on Saturday, May 8th.
- Local Board of Appeal and Equalization will be held from 10:00 A.M. until 12:00 Noon on Tuesday, April 20, 2010.
- Set a Finance Committee meeting as a Committee-of-the-Whole at 8:30 A.M. on Tuesday, April 20, 2010.
- 2010 League of Minnesota Cities Annual Conference will be held June 23-25, 2010, in St. Cloud. Information will be distributed to the City Council and discussed at the next City Council meeting.

See 2010 Resolution Book for Resolution Nos. 10062 – 10066 and Finance Resolution No. 10-007.

Meeting adjourned at 7:10 P.M., with the next regular meeting scheduled for Tuesday, April 27, 2010, in the Council Chambers, City Hall.

(CORPORATE SEAL)

STEVE PETERSON
Mayor

LOIS ROSKOSKI
City Clerk