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September 23, 2019

Regular meeting of the City Council of the City of Two Harbors, Minnesota, held on Monday, September 23, 2019, at 6:00 p.m.

The meeting was called to order by President Glaser.

Members present, Councilors: Woodruff, Redden, Rennwald, Swanson, Jussila, Erickson, Glaser. 7.

Others present: Administrator Walker
Finance Director, Pietila
City Clerk, Nordean
City Attorney, Overom.

Clerk Nordean requested the following additions to the agenda: New Business 4. Authorizing compensation for Councilor Redden to attend meetings of the Negotiating Committee; Consent Agenda 19. Authorizing the Administrator to attend the American Planning Conference at Breezy Point; and 20. Accepting the proposal of McCoy Construction for the purchase of a John Deere Grader with trade-in and extended warranty for an amount of \$269,500.

Motion by Erickson and Jussila approving the agenda with the changes as proposed. Carried.

Motion by Woodruff and Redden Adjourning the regular meeting and calling to order a public hearing for the purpose of considering the consent to transfer control of Ordinance No. 68, Second Series, Cable Communication System Franchise Agreement dated September 10, 2013 from Pinpoint Minnesota, LLC to Zito West Holding, LLC.

President Glaser asked if there was anyone present who wished to address the hearing. There was no one present wishing to address the hearing.

Mayor Swanson reported that he has received numerous complaints about diminished channel offerings. He also expressed his concern about economic development fees which were intended to be collected as a result of the initial broadband project; taxpayer money paid to construct the system and the public access channel not in working order.

Communications:

Clerk Nordean reported that there were no communications received regarding the matters to be addressed at the public hearing.

Motion by Swanson and Erickson tabling action on the proposed resolutions Authorizing the Mayor and City Clerk to execute and deliver a Consent to Zito West Holding acquiring all of the ownership interests of Pinpoint Minnesota, LLC with respect to that

certain franchise agreement for cable services and Authorizing the Mayor and City Clerk to execute and deliver a consent to Zito West Holding Acquiring all of the ownership interests of Poinpoint Minnesota, LLC, with respect to that certain pole attachment license agreement and referring the matter to the Attorney and the Utilities Committee. Carried.

Motion by Swanson and Jussila Adjourning public hearing and reconvening regular City Council meeting. Carried.

Appearances:

Finance Director, Pietila, was present and provided the recommendations of the Finance Committee for the proposed 2020 tax levy for the City of Two Harbors, which includes a nine percent increase.

HRA:

President Glaser reported on the recent HRA meeting where they discussed personnel policies, the completion of the elevator project and reviewed their by-laws.

Finance Committee:

Vice President Erickson reported on recent meetings of the Finance and Budget Committee where they have been working on the preliminary levy, budget and issues related to contract negotiations.

Recreation Board:

Vice President Erickson reported on a recent meeting of the Recreation Board noting that recreational ice skating schedules will be out soon, they received a thank-you from the girls softball program, which receives financial support from the City's recreation fund, and also reported that City crews will be working to spread lime on the ball fields before winter.

Negotiations Committee:

Vice President Erickson reported that the Negotiations Committee has been meeting in preparation for upcoming negotiations.

Public Affairs Committee:

Councilor Woodruff reported that the group discussed the Agate Bay Public Water Access Agreement with the DNR, noting that they are working on an amended form of the agreement to provide for additional trash removal on weekends and holidays.

Trees & Trails Commission:

Councilor Rennwald reported that the group met on September 19 and discussed old growth trees in relation to the proposed bandshell project, solar lighting along the Lighthouse Point trail, with some samples to be placed over the winter. She also reported on some counts that have been ongoing to determine the number of bikes that are using the trail system.

Edna G. Commission:

Councilor Woodruff reported on the September 18 meeting of the Edna G. Commission, where they discussed a proposal to allow certain types of events on the tug including weddings and graduation photograph sessions. The group also discussed the future of the tug in response to the completion of the report by Stantec/AMI.

Motion by Redden and Jussila that the following consent agenda items:

1. Approving minutes from the September 9, 2019 City Council meeting.
2. **RESOLUTION NO. 9-314-19 ALLOWING CLAIMS AGAINST THE CITY OF TWO HARBORS TO BE PAID ON SEPTEMBER 24, 2019, IN THE AMOUNT OF \$2,471,541.11.**
3. Approving payroll for the first half of September, 2019, in the amount of \$195,398.91.
4. A letter from Will Keyes, Business Manager, IBEW, Local 31, providing notice of their intention to re-open the current labor agreement for the purpose of collective bargaining.
5. **RESOLUTION NO. 9-315-19 ACCEPTING THE RECOMMENDATION OF THE UTILITIES COMMITTEE TO ACCEPT THE PROPOSAL OF BOLTON & MENK TO PROVIDE ENGINEERING SERVICES FOR THE DESIGN OF A WASTEWATER MONITORING STATION FOR AN AMOUNT OF \$34,500.**
6. **RESOLUTION NO. 9-316-19 AUTHORIZING PAYMENT TO AMERICAN ENGINEERING TESTING FOR MATERIALS TESTING FOR THE 2019 STREET IMPROVEMENT PROJECT FOR AN AMOUNT OF \$7,574.23.**
7. **RESOLUTION NO. 9-317-19 AUTHORIZING AN APPLICATION TO THE DULUTH SUPERIOR AREA COMMUNITY FOUNDATION FOR A RUDBERG GRANT IN THE AMOUNT OF \$2,000 FOR THE PURCHASE OF MATERIALS FOR THE JUVENILE AND TEEN AREAS OF THE LIBRARY.**
8. **RESOLUTION NO. 9-318-19 AUTHORIZING AN APPLICATION TO THE ARROWHEAD REGIONAL ARTS COUNCIL FOR AN ARTS LEARNING PROJECT PROGRAM GRANT FOR AN AMOUNT OF UP TO \$5,000 FOR PROGRAMMING FUNDS FOR THE LIBRARY.**
9. **RESOLUTION NO. 9-319-19 AUTHORIZING AN ORGANIZATIONAL ENDOWMENT FUND BETWEEN THE TWO HARBORS PUBLIC LIBRARY AND THE DULUTH SUPERIOR AREA COMMUNITY FOUNDATION FOR CHARITABLE AND EDUCATIONAL PURPOSES.**
10. **RESOLUTION NO. 9-320-19 AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF SILVER BAY, CITY OF BEAVER BAY AND THE ENTITY THAT PROVIDES FIRE DEPARTMENT SERVICE FOR FINLAND.**
11. **RESOLUTION NO. 9-321-19 AUTHORIZING THE RENEWAL OF THE AGREEMENT WITH FURTHER TO PROVIDE ADMINISTRATION OF MEDICAL SPENDING ACCOUNTS FOR THE CITY.**

12. Authorizing the sale of a 2006 Chevrolet Impala which was forfeited in 2017 for controlled substance crimes.
13. Authorizing the sale of a 1995 Ford Crew Cab pickup-truck, which was forfeited in 2018 for controlled substance crimes.
14. **RESOLUTION NO. 9-322-19 APPROVING AN ON-SALE AND SUNDAY ON-SALE LIQUOR LICENSE FOR THE TWO HARBORS CURLING CLUB, PENDING THE APPROVAL OF THE CHIEF OF POLICE.**
15. **RESOLUTION NO. 9-323-19 APPROVING THE RENEWAL OF THE BREWER OFF-SALE LICENSE FOR CASTLE DANGER BREWING, PENDING CHANGES IN LEGISLATION.**
16. **RESOLUTION NO. 9-324-19 RATIFYING THE APPOINTMENT OF PATRICIA D. NORDEAN AS CITY CLERK OF THE CITY OF TWO HARBORS.**
17. **RESOLUTION NO. 9-325-19 APPOINTING MARIAH BLETTNER TO THE POSITION OF ASSISTANT FINANCE DIRECTOR.**
18. **RESOLUTION NO. 9-326-19 APPOINTING TARA WITTLIEF TO THE POSITION OF CEMETERY CARETAKER.**
19. Authorizing the administrator to attend the American Planning Conference at Breezy Point.
20. **RESOLUTION NO. 9-327-19 ACCEPTING THE PROPOSAL OF MCCOY CONSTRUCTION FOR THE PURCHASE OF A JOHN DEERE GRADAER MODEL 672 GP WITH TRADE IN AND EXTENDED WARRANTY FOR AN AMOUNT OF \$269,500.**

Be adopted as read. Carried by a unanimous yea vote of all members present on roll call.

New Business:

Motion by Erickson and Swanson that **RESOLUTION NO. 9-328-19 ADOPTING THE PROPOSED PROPERTY TAX LEVY FOR TAXES PAYABLE IN THE YEAR 2020 FOR THE CITY OF TWO HARBORS** be adopted as read. Carried by a unanimous yea vote of all members present on roll call.

Motion by Erickson and Jussila Approving the request of Councilors Rennwald and Redden to attend the Coalition of Greater MN Cities Fall Conference in Alexandria. Carried.

Motion by Jussila and Rennwald that **RESOLUTION NO. 9-329-19 DECLINING THE REQUEST OF CRAIG GUZZO, DUPLSCO INVESTMENTS, LLC, TO PURCHASE PROPERTY TO EXTEND EIGHTH AVENUE** be adopted as read. Carried by a unanimous yea vote of all members present on roll call.

Motion by Rennwald and Jussila that **RESOLUTION NO. 9-330-19 AUTHORIZING COMPENSATION FOR COUNCILOR REDDEN TO ATTEND MEETINGS OF THE NEGOTIATIONS COMMITTEE** be adopted as read. Carried by the following vote: Yeas: Woodruff, Rennwald, Swanson, Jussila, Erickson, Glaser. 6. Abstain: Redden. 1.

Announcements:

Mayor Swanson reported that he had been contacted by a local resident who conveyed appreciation for members of the Police Department who had done an amazing job in providing support to their grieving family during a recent call. Swanson expressed thanks to the Police Department staff members who were involved. He also expressed appreciation to Todd Ronning for his work with a recent tree planting project, to Jerry Carlson for weed whipping the boulevard before Labor Day and Andy Aug, for his work to organize the City Deer Hunt. Swanson also reported on the Lake Bank's event held on September 11 at the Fire Hall, where they honored first responders. He expressed thanks to the North Shore Rotary group for their work to install a fish station at Agate Bay, the Habitat for Humanity, Stanley LaBounty and all the volunteers who participated in the recent Age In Place Projects throughout the community. He noted that September 30 is the last day to purchase growlers at Castle Danger Brewing, and they continue to work to get legislation passed to allow them to continue to sell beyond the current established limits.

Swanson reported that he is looking for committee members, so anyone who is interested in serving on a City committee or commission should contact him or City Hall. He expressed appreciation to staff, especially Joni Brandt, for their work in organizing the MN Power Electrical Charging Station Open House, as well as the Senate and house bonding committee visits. He also suggested reading the article about our City in the latest edition of Northern Wilds Magazine.

Motion by Jussila and Woodruff that the meeting adjourn. Carried.

Robin M. Glaser, President, City Council

Patricia D. Nordean, City Clerk