

CITY OF HERMANTOWN
CITY COUNCIL MEETING
November 4, 2019
6:30 p.m.

Pledge of Allegiance

ROLL CALL: Councilors Geissler, Nelson, Peterson, Schmidt, Mayor Boucher

CITY STAFF: John Mulder, City Administrator; Bonnie Engseth, City Clerk; Kevin Orme, Finance Director; Eric Johnson, Community Development Director; Joe Wicklund, Communications Manager; David Bolf, City Engineer; Steve Overom, City Attorney

ABSENT:

VISITORS: 4

ANNOUNCEMENTS

Mayor Boucher asked for a moment of silence in recognition of our former City Clerk Debbie Lund.

PUBLIC HEARING – Fee Schedule

**NOTICE OF PUBLIC HEARING ON
2020 FEE SCHEDULE – INCREASE OF LIQUOR LICENSES**

NOTICE IS HEREBY GIVEN, that the City Council of the City of Hermantown will meet in the council chambers of Governmental Services Building, 5105 Maple Grove Road, Hermantown, Minnesota, at 6:30 p.m. on Monday, November 4, 2019 to consider the 2020 Fee Schedule – Increase of Liquor License Fees effective January 1, 2020.

Such persons as desire to be heard with reference to the proposed fee increases will be heard at this meeting. Written or oral comments are encouraged and will be considered at this hearing.

Authorized by the City Council.

Bonnie Engseth, Clerk

2019-14 An Ordinance Amending Hermantown Code Of Ordinances – Section 270 – Fee Schedule

First Reading

No persons were in attendance for the public hearing.

PUBLIC HEARING - Ugstad Road Lift Station

**NOTICE OF HEARING ON ASSESSMENTS FOR THE
CONSTRUCTION OF THE UGSTAD ROAD LIFT STATION SANITARY SEWER
IMPROVEMENT DISTRICT NO. 449**

NOTICE IS HEREBY GIVEN that the City Council will meet at 6:30 p.m. on Monday, November 4, 2019 at the Governmental Services Building, 5105 Maple Grove Road, Hermantown, Minnesota to consider the proposed assessment for the construction of the Ugstad Road Lift Station Sanitary Sewer Improvement District No. 449 ("Project").

The area proposed to be assessed for such improvements are the parcels of land determined by the City to be benefited by said improvements based on benefits received.

The proposed assessment roll is on file for public inspection at the office of the City Clerk in the Governmental Services Building, 5105 Maple Grove Road, Hermantown, Minnesota. The amount of the proposed assessment for the entire Project is \$260,000.00.

Written or oral objections by any property owner to the proposed assessment will be considered at the

hearing. If a property owner at or prior to the hearing files a written objection to the assessment, the City Council shall consider such objection at an adjourned meeting upon such further notice to such objecting property owner as it deems advisable.

An owner may appeal an assessment to the District Court of St. Louis County pursuant to Minnesota Statutes, Section 429.081 by serving notice of the appeal upon the Mayor or Clerk of the City within thirty (30) days after the adoption of the assessment roll and filing such notice with the District Court within ten (10) days after service upon the Mayor or Clerk. No such appeal may be taken as to the amount of any assessment unless a written objection signed by the affected property owner is filed with the City Clerk prior to the assessment hearing or presented to the presiding officer at the assessment hearing.

Under Sections 435.193 to 435.195 of the Minnesota Statutes, the City Council may, in its discretion, defer the payment of a special assessment for any homestead property owned by a person sixty-five (65) years of age or older or a person who is retired due to permanent disability or a person in the military ordered into active military service for whom it would be a hardship to make the payments.

When deferment of the special assessment has been granted and is terminated for any reason provided in that law, all amounts accumulated plus applicable interest become due.

Any assessed property owner meeting the requirements of such law and City of Hermantown Resolution No. 2010-99 may, on a form obtained from the City Clerk, apply for such deferral of payment of a special assessment.

Authorized by the City Council.

Bonnie Engseth, Clerk

Mark Billman, 4471 Ugstad Rd. – He stated he talked to Mr. Mulder regarding negotiating payment of availability charges if and when development occurs on his property and was satisfied with the answer.

Public Hearing recessed at 6:37 p.m.

2019-179 Resolution Adopting Availability Charges For Ugstad Road Lift Station Sanitary Sewer Improvement District No. 449

Motion made by Councilor Peterson, seconded by Councilor Geissler to adopt Resolution 2019-179, Resolution Adopting Availability Charges For Ugstad Road Lift Station Sanitary Sewer Improvement

District No. 449. Roll Call: Councilors Geissler, Nelson, Peterson, Schmidt, Mayor Boucher, aye. Motion carried.

COMMUNICATIONS

Communications 2019-214 through and including 2019-225 were read and placed on file.

Communication 2019-214 from Nathan Madill, HYSA President to Eric Johnson, Comm. Dev. Dir. regarding Thank You to the Park Board.

Communication 2019-221 from Mark McShane to Mayor & City Council regarding Essentia Wellness Center

Communication 2019-223 from Utility Commission to City Council regarding Sewer Rate Increase

Communication 2019-225 from John Mulder, City Administrator to City Council regarding Performance Measures

PRESENTATIONS

PUBLIC DISCUSSION

CONSENT AGENDA

Motion made by Councilor Nelson, seconded by Councilor Schmidt to approve the Consent Agenda which includes the following items:

- A. Approve October 21, 2019 City Council Continuation Minutes
- B. Approve general city warrants from October 16, 2019 through October 31, 2019 in the amount of \$2,623,477.45

Roll Call: Councilors Geissler, Nelson, Peterson, Schmidt, Mayor Boucher, aye. Motion carried.

MOTIONS

Motion made by Councilor Schmidt, seconded by Councilor Geissler to appoint Valerie Ouellette to the Planning & Zoning Commission for a three-year term. Roll Call: Councilors Geissler, Nelson, Peterson, Schmidt, Mayor Boucher, aye. Motion carried.

ORDINANCES

2019-15 An Ordinance Amending Sections 200, 520, 525, 530 & 535 Of The Hermantown Zoning Regulations

First Reading

RESOLUTIONS

2019-180 Resolution Approving Pay Request Number 16 For The Essentia Wellness Center To McGough Construction Co. LLC In The Amount Of \$865,382

Motion made by Councilor Peterson, seconded by Councilor Nelson to adopt Resolution 2019-180, Resolution Approving Pay Request Number 15 For The Essentia Wellness Center To McGough Construction Co. LLC In The Amount Of \$865,382. Roll Call: Councilors Geissler, Nelson, Peterson, Schmidt, Mayor Boucher, aye. Motion carried.

2019-181 Resolution Closing Fund 413 (Firehalls) And Approving The Transfer Of Remaining Funds To Fund 323 (2018A Bonds)

Motion made by Councilor Nelson, seconded by Councilor Geissler to adopt Resolution 2019-181, Resolution Closing Fund 413 (Firehalls) And Approving The Transfer Of Remaining Funds to Fund 323 (2018A Bonds). Roll Call: Councilors Geissler, Nelson, Peterson, Schmidt, Mayor Boucher, aye. Motion carried.

2019-182 Resolution Approving The Transfer of Remaining Funds From Fund 235 (Park Dedication Fund) To Fund 414 (Rose Road Softball Field) And Closing Fund 414

Motion made by Councilor Peterson, seconded by Councilor Schmidt to adopt Resolution 2019-182, Resolution Approving The Transfer Of Remaining Funds From Fund 235 (Park Dedication Fund) To Fund 414 (Rose Road Softball Field) And Closing Fund 414. Roll Call: Councilors Geissler, Nelson, Peterson, Schmidt, Mayor Boucher. Motion carried.

2019-183 Resolution Authorizing And Directing Mayor And City Clerk To Execute And Deliver Agreement For The Use Of The City Of Hermantown Athletic Fields With Independent School District No. 700

Motion made by Councilor Geissler, seconded by Councilor Peterson to adopt Resolution 2019-183, Resolution Authorizing And Directing Mayor And City Clerk To Execute And Deliver Agreement For The Use Of The City Of Hermantown Athletic Fields With Independent School District No. 700. Roll Call: Councilors Geissler, Nelson, Peterson, Schmidt, Mayor Boucher, aye. Motion carried.

2019-184 Resolution Receiving Preliminary Feasibility Report And Calling For Public Hearing For Lindahl Road Bridge Removal

Motion made by Councilor Nelson, seconded by Councilor Schmidt to adopt Resolution 2019-184, Resolution Receiving Preliminary Feasibility Report And Calling For Public Hearing For Lindahl Road Bridge Removal. Roll Call: Councilors Geissler, Nelson, Peterson, Schmidt, Mayor Boucher, aye. Motion carried.

2019-185 Resolution Approving Change Order No. 1 And Pay Request No. 1 For Okerstrom Road Culverts Improvement Project No. 533 To Dirt Inc.

Motion made by Councilor Geissler, seconded by Councilor Nelson to adopt Resolution 2019-185, Resolution Approving Change Order No. 1 And Pay Request No. 1 For Okerstrom Road Culverts Improvement Project No. 533 To Dirt Inc. Roll Call: Councilors Geissler, Nelson, Peterson, Schmidt, Mayor Boucher. Motion carried.

Motion made by Councilor Peterson, seconded by Councilor Nelson to recess the meeting at 6:52 p.m. Motion carried.

Mayor

ATTEST:

Clerk