

CITY OF HERMANTOWN  
CITY COUNCIL MEETING  
November 2, 2009  
6:30 p.m.

**Pledge of Allegiance**

**ROLL CALL:** Councilors Geissler, Koski, Stauber, Tafs, Mayor Boucher; John Mulder, City Administrator; Arlene Tucker, Finance Director; Steve Overom, City Attorney; Mike Anderson, Chief of Police; Dean Sharpe, City Superintendent

**ABSENT:** Debbie Lund, City Clerk

**VISITORS:** 2

**MINUTES**

Motion made by Councilor Stauber, seconded by Councilor Geissler to approve the October 19, 2009 City Council Continuation Meeting Minutes. Motion carried.

**PUBLIC DISCUSSION SUMMARY**

Shaine Stokke, 4319 Decker Road, Duluth – I am here tonight because I thought there was a public hearing. Thank you John Geissler for calling this morning I had over 30 people lined up for tonight. I don't know how the system works but I would have appreciated more notice of the change in time. I have a lot of time involved in this and I really want this and I wish I would have had a little more of a notice.

Mayor Boucher stated we apologize and the problem was we weren't able to get the notice published in time to have a hearing tonight legally so we had to wait another two weeks. If anyone would have come to speak on this issue tonight we would welcome their comments.

Pete Kilroy, 133 Chambersberg Drive, Duluth – I am here to reiterate the fact that there is no pull tabs on the agenda tonight. I just wanted to read the letter from the Hermantown Hockey Association from Joe Biondi, the President of the Hockey Association. Mr. Kilroy read the letter into the record.

**COUNCIL MEMBERS REPORT**

Councilor Geissler – I would like to remind everyone to vote tomorrow on the school referendum.

Councilor Koski – No report

Councilor Stauber – No report

Councilor Tafs – No report

Mayor Boucher – I would like to echo Councilor Geissler's sentiments, please vote.

### **CITY ADMINISTRATOR REPORT**

John Mulder, City Administrator – I would like to remind you that we will have a HEDA Meeting on November 16<sup>th</sup> at 6:00 p.m. with the topic being the Naval Reserve Center.

### **DEPARTMENT HEADS REPORT**

Debbie Lund, City Clerk – Absent

Arlene Tucker, Finance Director – No report

Mike Anderson, Chief of Police – No report

Dean Sharpe, City Superintendent – No report

### **COMMUNICATIONS**

Communications 2009-434 through and including 2009-462 were read and placed on file.

Communication 2009-438 from John Klaers, City Planner/Zoning Director to Chairman Archaibeau & Planning Commissioners regarding City of Duluth Rezoning Application

Communication 2009-454 from WLSSD to John Mulder, City Administrator regarding 2010 Budget

Communication 2009-456 from Dean Moore, Hermantown Little League Board Member to Debbie Lund, City Clerk regarding Modification of City Code which relates to City Parks

Communication 2009-460 from John Klaers, City Planner/Zoning Director to Howard Jacobson, City of Duluth regarding Rezoning Application/Superior Fuels

Communication 2009-462 from Stephanie Zamorski, BRAC to John Klaers regarding NRC Duluth – Public Sale

## **ACCOUNTS PAYABLE**

Vouchers 42096 through and including 42203 in the amount of \$292,719.84 were read.

Motion made by Councilor Koski, seconded by Councilor Stauber to approve general city warrants from October 17, 2009 through October 31, 2009 in the amount of \$292,719.84. Roll Call: Councilors Geissler, Koski, Stauber, Tafs, Mayor Boucher, aye. Motion carried.

## **ORDINANCES**

### **2009-10**      An Ordinance Amending Section 430 Of The Hermantown City Code Regarding Gambling

The First Reading was held on Ordinance 2009-10, An Ordinance Amending Section 430 Of The Hermantown City Code Regarding Gambling.

## **RESOLUTIONS**

### **2009-96**      Resolution Providing For The Sale Of \$5,655,000 General Obligation Bonds, Series 2009

Motion made by Councilor Stauber, seconded by Councilor Geissler to adopt Resolution 2009-96, Resolution Providing For The Sale Of \$5,655,000 General Obligation Bonds, Series 2009. Roll Call: Councilors Geissler, Koski, Stauber, Tafs, Mayor Boucher, aye. Motion carried.

### **2009-97**      Resolution For Denial Of City Of Duluth Rezoning Application

Motion made by Councilor Geissler, seconded by Councilor Tafs to adopt Resolution 2009-97, Resolution For Denial Of City Of Duluth Rezoning Application. Roll Call: Councilors Geissler, Koski, Stauber, Tafs, Mayor Boucher, aye. Motion carried.

### **2009-98**      Resolution Calling A Public Hearing On Easement Vacation

Motion made by Councilor Tafs, seconded by Councilor Geissler to adopt Resolution 2009-98, Resolution Calling A Public Hearing On Easement Vacation with public hearing scheduled for Monday, December 7, 2009. Roll Call: Councilors Geissler, Koski, Stauber, Tafs, Mayor Boucher, aye. Motion carried.

**2009-99**      Resolution Approving Development Agreement With The City Of Hermantown (“City”) And Owen Lyons (“Developer”) Authorizing And Directing The Mayor And City Clerk To Execute And Deliver Such Development Agreement On Behalf Of The City Of Hermantown

Motion made by Councilor Stauber, seconded by Councilor Koski to adopt Resolution 2009-99, Resolution Approving Development Agreement With The City Of Hermantown (“City”) And Owen Lyons (“Developer”) Authorizing And Directing The Mayor And City Clerk To Execute And Deliver Such Development Agreement On Behalf Of The City Of Hermantown. Roll Call: Councilors Geissler, Koski, Stauber, Tafs, Mayor Boucher, aye. Motion carried.

**2009-100**      Resolution Approving Agreement With Forest Ridge Estates, LLC And The City Of Hermantown With Respect To The Stormwater Maintenance Agreement And Authorizing And Directing The Mayor And City Clerk To Execute And Deliver Such Agreement On Behalf Of The City Of Hermantown

Motion made by Councilor Tafs, seconded by Councilor Stauber to table Resolution 2009-100, Resolution Approving Agreement With Forest Ridge Estates, LLC And The City Of Hermantown With Respect To The Stormwater Maintenance Agreement And Authorizing And Directing The Mayor And City Clerk To Execute And Deliver Such Agreement On Behalf Of The City Of Hermantown for two (2) weeks. Roll Call: Councilors Geissler, Koski, Stauber, Tafs, Mayor Boucher, aye. Motion carried.

**CITY ATTORNEY REPORT**

Steve Overom, City Attorney – No report

Mayor Boucher announced the schedule of meetings for November.

Mayor Boucher thanked Nathan Gustavsson for running the video equipment.

Motion made Councilor Stauber, seconded by Councilor Geissler to recess the meeting at 6:51 p.m. Motion carried.

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Mayor

ATTEST:

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Clerk