

CITY OF HERMANTOWN
CITY COUNCIL MEETING
September 7, 2021
6:30 p.m.

MEETING CONDUCTED IN PERSON & VIA ZOOM

Pledge of Allegiance

ROLL CALL: Councilors Geissler, Hauschild, Nelson, Mayor Boucher

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

ABSENT: Councilor Peterson

VISITORS: 3

ANNOUNCEMENTS

PUBLIC HEARING

COMMUNICATIONS

Communications 21-143 through and including 21-156 were read and placed on file.

Communication 21-143 from Jim Crace, Chief of Police to City Council & City Administrator regarding Alcohol Compliance Checks – Final Report

Communication 21-144 from Jim Crace, Chief of Police to City Council & City Administrator regarding Alcohol Compliance Checks – Finding of Fact/Disposition Report – Stokke’s Liquor Store. 3706 Midway Rd.

Communication 21-145 from Jim Crace, Chief of Police to City Council & City Administrator regarding Alcohol Compliance Checks – Finding of Fact/Disposition Report – Sam’s Club, 4743 Maple Grove Rd.

Communication 21-146 from Jim Crace, Chief of Police to City Council & City Administrator regarding Alcohol Compliance Checks – Finding of Fact/Disposition Report – Maya Family Mexican Restaurant, 4702 Miller Trunk Hwy

Communication 21-147 from Jim Crace, Chief of Police to City Council & City Administrator regarding Tobacco Compliance Checks – Final Report

Communication 21-148 from Jim Crace, Chief of Police to City Council & City Administrator regarding Tobacco Compliance Checks – Finding of Fact/Disposition Report – Korner Store, 4704 Hermantown Road

Communication 21-149 from Jim Crace, Chief of Police to City Council & City Administrator regarding Alcohol Compliance Checks – Finding of Fact/Disposition Report – Speedway, 5601 Miller Trunk Hwy

Communication 21-156 from MN Employment & Economic Development to Wayne Boucher, Mayor regarding Monitoring of Grantee Performance - EWC

PRESENTATIONS

PUBLIC DISCUSSION

CONSENT AGENDA

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

- A. Approve August 16, 2021 City Council Continuation Minutes
- B. Approve general city warrants from August 16, 2021 through August 31, 2021 in the amount of \$442,211.65

Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

MOTIONS

ORDINANCES

2021-07 An Ordinance Amending Section 820 Of The Hermantown City Code By Amending The City Of Hermantown Snowmobile And ATV Map

Second Reading

Motion made by Councilor Geissler, seconded by Councilor Nelson to adopt Ordinance 2021-07, An Ordinance Amending Section 820 Of The Hermantown City Code By Amending The City Of Hermantown Snowmobile And ATV Map. Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-08 An Ordinance Amending Hermantown Zoning Code By Amending Chapter 11, Planned Unit Development

First Reading

RESOLUTIONS

2021-101 Resolution Awarding Contract For A Power Broom Attachment To Minnesota Equipment, Inc. In The Amount Of \$12,550.00 Plus Applicable Taxes And Fees

Motion made by Councilor Nelson, seconded by Councilor Hauschild to adopt Resolution 2021-101, Resolution Awarding Contract For A Power Broom Attachment To Minnesota Equipment, Inc. In The Amount Of \$12,550.00 Plus Applicable Taxes And Fees. Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-102 Resolution Authorizing And Directing The Mayor And City Clerk To Execute A Termination Of Special Use Permit Between The City And David Kolquist

Motion made by Councilor Hauschild, seconded by Councilor Geissler to adopt Resolution 2021-102, Resolution Authorizing And Directing The Mayor And City Clerk To Execute A Termination Of Special

Use Permit Between The City And David Kolquist. Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-103 Resolution Approving A Special Use Permit For The Construction Of A Two Family Home In A R-3 Residential Zoning District

Motion made by Councilor Geissler, seconded by Councilor Hauschild to adopt Resolution 2021-103, Resolution Approving A Special Use Permit For The Construction Of A Two Family Home In A R-3 Residential Zoning District. Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-104 Resolution Declaring Cost To Be Assessed And Ordering Preparation Of Assessment Roll For The Construction Of 2021 Road Improvement District No. 536 (Sundby Road & Swan Lake Road)

Motion made by Councilor Hauschild, seconded by Councilor Nelson to adopt Resolution 2021-104, Resolution Declaring Cost To Be Assessed And Ordering Preparation Of Assessment Roll For The Construction Of 2021 Road Improvement District No. 536 (Sundby Road & Swan Lake Road). Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-105 Resolution Receiving Proposed Assessment Roll For The Construction Of 2021 Road Improvement District No. 536 (Sundby Road & Swan Lake Road) And Ordering Hearing Thereon

Motion made by Councilor Nelson, seconded by Councilor Geissler to adopt Resolution 2021-105, Resolution Receiving Proposed Assessment Roll For The Construction Of 2021 Road Improvement District No. 536 (Sundby Road & Swan Lake Road) And Ordering Hearing Thereon. Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-106 Resolution Declaring Cost To Be Assessed And Ordering Preparation Of Assessment Roll For The Construction Of Road Improvement District No. 537 (Lavaque Junction Road)

Motion made by Councilor Geissler, seconded by Councilor Nelson to adopt Resolution 2021-106, Resolution Declaring Cost To Be Assessed And Ordering Preparation Of Assessment Roll For The Construction Of Road Improvement District No. 537 (Lavaque Junction Road). Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-107 Resolution Receiving Proposed Assessment Roll For The Construction Of Road Improvement District No. 537 (Lavaque Junction Road) And Ordering Hearing Thereon

Motion made by Councilor Hauschild, seconded by Councilor Nelson to adopt Resolution 2021-107, Resolution Receiving Proposed Assessment Roll For The Construction Of Road Improvement District No. 537 (Lavaque Junction Road) And Ordering Hearing Thereon. Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-108 Resolution Approving The Environmental Covenant And Easement

Motion made by Councilor Geissler, seconded by Councilor Hauschild to adopt Resolution 2021-108, Resolution Approving The Environmental Covenant And Easement. Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-109 Resolution Authorizing And Directing Mayor To Sign Capacity Allocation Permit Reissuance Between The City Of Hermantown And Western Lake Superior Sanitary District (“WLSSD”)

Motion made by Councilor Nelson, seconded by Councilor Geissler to adopt Resolution 2021-109, Resolution Authorizing And Directing Mayor To Sign Capacity Allocation Permit Reissuance Between The City Of Hermantown And Western Lake Superior Sanitary District (“WLSSD”). Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-110 Resolution Approving Pay Request Number 13 For Sewer Improvement District No. 448 To Utility Systems Of America, Inc. In The Amount Of \$36,235.38

Motion made by Councilor Hauschild, seconded by Councilor Geissler to adopt Resolution 2021-110, Resolution Approving Pay Request Number 13 For Sewer Improvement District No. 448 To Utility Systems Of America, Inc. In The Amount Of \$36,235.38. Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-111 Resolution Authorizing And Directing Mayor And City Clerk To Execute Addendum #2 To Engineering Contract For Road Improvement District No. 534 (Ugstad Road)

Motion made by Councilor Geissler, seconded by Councilor Nelson to adopt Resolution 2021-111, Resolution Authorizing And Directing Mayor And City Clerk To Execute Addendum #2 To Engineering Contract For Road Improvement District No. 534 (Ugstad Road). Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-112 Resolution Approving Pay Request Number 5 For Road Improvement District No. 537 (Lavaque Junction Road) To Ulland Brothers, Inc. In The Amount Of \$353,661.35

Motion made by Councilor Hauschild, seconded by Councilor Nelson to adopt Resolution 2021-112, Resolution Approving Pay Request Number 5 For Road Improvement District No. 537 (Lavaque Junction Road) To Ulland Brothers, Inc. In The Amount Of \$353,661.35. Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

2021-113 Resolution Accepting Quote From Northwoods Sodding, Inc. For Repairs On Rose Road Field 3 In The Amount Of \$30,650.00 Plus Water

Motion made by Councilor Nelson, seconded by Councilor Hauschild to adopt Resolution 2021-113, Resolution Accepting Quote From Northwoods Sodding, Inc. For Repairs On Rose Road Field 3 In The Amount Of \$30,650.00 Plus Water.

Laura Kleffman, 5186 Ugstad Rd. – She stated that she is glad this project is moving forward. She said that Girls Softball is growing and that it’s nice to have all the fields in one location.

Roll Call: Councilors Geissler, Hauschild, Nelson, Mayor Boucher, aye. Councilor Peterson, absent. Motion carried.

Motion made by Councilor Geissler, seconded by Councilor Nelson to close the regular meeting of the Hermantown City Council at 7:03 p.m. and go into a closed session pursuant to the following statute and stated reason: MN Statutes Section 13D.05 subd 3(b) per the attorney-client privilege for discussions with the City Attorney. Motion carried.

City Council Continuation Meeting

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Motion made by Councilor Hauschild, seconded by Councilor Nelson to re-convene into open session at 8:17 p.m. Motion carried.

Motion made by Councilor Nelson, seconded by Councilor Geissler to recess the meeting at 8:19 p.m. Motion carried.

Mayor

ATTEST:

Clerk