



Hermantown City Council Meeting – December 20, 2021

Because of attendance considerations at the regular meeting location due to the health pandemic, Hermantown's upcoming, City Council Meeting will be conducted both remotely and with in-person access to Council Chambers.

The City Council meeting will utilize the platform "Zoom," which allows the public to view and/or hear the meeting from their phone or computer. Interested parties can also choose to attend the City Council Meeting in person at City Hall. Current Minnesota Department of Health guidelines regarding the health pandemic will be observed during this meeting.

The 6:30 p.m. City Council Meeting will be available at:

<https://us02web.zoom.us/j/87417834695?pwd=MEhLbIZIMkVpUU83UklCYlYyGjUUT09>

and/or by calling the number (312) 626-6799 and utilizing the meeting ID number of 874-1783-4695 and the passcode of 415010.

Public comment may be possible, but difficult, during the meeting, but any public comments, questions, or concerns can be e-mailed to Community Engagement Manager, Joe Wicklund, at jwicklund@hermantownmn.com up to 3:30 p.m. the day of the meeting with the e-mail title "City Council Meeting." It is important to note that all comments regarding this meeting are public data.

A few important tips regarding the Zoom platform:

- If your computer does not support audio, you can still watch the meeting on your computer and call in on your phone to hear the meeting
- It is a challenging situation for all of us, so grace and understanding are appreciated

The 4:30 p.m. Pre-Agenda Meeting will be available in-person only at City Hall. Public comment is not a factor in the pre-agenda meeting, but the meeting is open and members of the public are invited and welcome to attend to this meeting. Attendees of the Pre-Agenda Meeting should expect to follow the current social distancing and mask guidelines.



AGENDA

Pre-Agenda Meeting Monday, December 20, 2021 at 4:30 p.m. Council Chambers City Hall - Hermantown Governmental Services Building

Pre-agenda: The Pre-agenda meeting is a work session between the City Council and City staff to review the upcoming City Council meeting and future meetings. The agenda is the same document as the upcoming City Council meeting, but does not follow the same format as the City Council meeting. It is a time for the City Council and City staff to have discussions about the agenda items, and asking and answering questions. Traditionally it is not a time for public comment on the agenda items, as the public can listen to the conversation and ask questions or provide input at the upcoming City Council meeting.

City Council Continuation Meeting December 20, 2021 at 6:30 p.m. Council Chambers City Hall - Hermantown Governmental Services Building

Invitation to participate:

The Hermantown City Council welcomes your thoughts, input and opinions to this meeting. The agenda for this meeting contains a brief description of each item to be considered, and the City Council encourages your participation. If you wish to speak on an item contained in the agenda, you will be allowed to address the Council when a motion is on the floor. If you wish to speak on a matter that does not appear on the agenda, you may do so during the public comment period regularly scheduled and set for the beginning of the meeting.

When addressing the City Council, please state your name and address for the record. Please address the City Council as a whole through the Mayor. Comments to individual Council Members or staff are not permitted. Speakers will be limited to three (3) minutes.

Order of discussion

- 1. Reading of the resolution title by Mayor**
- 2. Motion/Second**
- 3. Staff Explanation**
- 4. Initial Discussion by City Council**
- 5. Mayor invites public to speak to the motion (3 minute rule)**
- 6. Follow up staff explanation and/or discussion by City Council**
- 7. Call of the vote**

**CITY OF HERMANTOWN
AGENDA**

**Pre-Agenda Meeting Monday, December 20, 2021 at 4:30 p.m.
Council Chambers
Hermantown Governmental Services Building**

**City Council Continuation Meeting December 20, 2021 at 6:30 p.m.
Council Chambers
Hermantown Governmental Services Building**

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **ANNOUNCEMENTS** *(Council Members may make announcements as needed.)*
5. **PUBLIC HEARING** – *(Only when necessary. The rule adopted three minutes per person if necessary. Any action required after the public hearing will be taken immediately following the closing of the public hearing.)*
6. **COMMUNICATIONS**
 - A. **21-211** Shannon Sweeny
TO: John Mulder
RE: Planning and Zoning Commission Resignation
7. **PRESENTATIONS** *(Department Heads may give reports if necessary.)*
 - A. RE: Discussion on Water Usage at Essentia Wellness Center
John Mulder, City Administrator (Pre-Agenda Only)
8. **PUBLIC DISCUSSION** *(This is the time for individuals to address the Council about any item not on the agenda. The time limit is three minutes per person.)*
9. **CONSENT AGENDA** *(All items on the Consent Agenda are items which are considered routine by the City Council and will be approved by one motion via voice vote. There will be no discussion of these items unless a Council Member or citizen so requests, in which event the item will be removed from the Consent Agenda and considered at the end of the Consent Agenda.)*
 - A. **Minutes** - Approval or correction of December 6, 2021 City Council Minutes
 - B. **Accounts Payable** – Approve general city warrants from December 1, 2021 through December 15, 2021 in the amount of \$552,915.31

- C.** Motion to approve/deny the following Tobacco License Renewal Applications effective January 1, 2022 through December 31, 2022 contingent upon complete applications being received:

Adolph Store	3710 Midway Rd.
Stokkes Liquor	3706 Midway Rd.
Chalet Lounge	4833 Miller Trunk Hwy
Pure Pleasure/Dima Corp	5193 Miller Trunk Hwy
Holiday Stationstores LLC #190	4795 Miller Trunk Hwy
I Mart Stores	4221 Haines Rd.
Kwik Trip, Inc. #220	4978 Miller Trunk Hwy
Kwik Trip, Inc. #216	4805 Miller Trunk Hwy
Kwik Trip, Inc. #572	4145 Haines Rd.
Korner Store	4704 Hermantown Rd.
Midway Calumet	5691 Hwy 2
Fleet Farm	4165 Loberg Ave.
Fleet Farm Fuel	4181 Loberg Ave.
Speedway #4602	5601 Miller Trunk Hwy
Walmart Stores, Inc.	4740 Loberg Ave.
Lake Effect Vapor	4120 Richard Ave.

- D.** Motion to approve/deny Massage Establishment License Renewal Applications for the following effective January 1, 2022 through December 31, 2022:

Cookie Kilian Manual Therapy & Massage	4891 Miller Trunk Hwy
Divine Intentions LLC	4897 Miller Trunk Hwy
The Well Co.	4897 Miller Trunk Hwy

- E.** Motion to approve/deny Massage Therapist License Renewal Applications for the following effective January 1, 2022 through December 31, 2022 contingent upon complete applications being received:

Cookie Killian	Killian, Cookie
Divine Intentions	Pecchia, Racheal
The Well Co.	Dehnhoff, Josephine
The Well Co.	Easterday, Mary
The Well Co.	Eastvold, Amanda
The Well Co.	Finifrock, Hannah
The Well Co.	Greyhawk, Chelsie
The Well Co.	Hammond, Miala
The Well Co.	Harder, Megan
The Well Co.	Kedrowski, Abigale
The Well Co.	Nace, Megan
The Well Co.	Roseth, Melanie
The Well Co.	Schmitz, Tyler

(motion, roll call)

10. MOTIONS

11. ORDINANCES

- A. **2021-10** An Ordinance Amending Hermantown Code Of Ordinances By Amending Section 850.5, Particular Speed Limits Designated

(second reading)

12. RESOLUTIONS *(Roll call will be taken only on items required by law and items requiring 4/5's votes, all others can be done by voice vote.)*

- A. **2021-165** Resolution Reestablishing Unchanged Precincts And Polling Places For The City Of Hermantown

(motion, roll call)

- B. **2021-166** Resolution Receiving Preliminary Engineering Feasibility Report And Calling Public Hearing For Local Road Improvements To Portions Of Richard Avenue And Lindgren Road

(motion, roll call)

- C. **2021-167** Resolution Authorizing And Directing Mayor And City Clerk To Execute Addendum To Engineering Contract For Road Improvement District No. 538 (Richard Avenue, Lindgren Road, Eeve Drive & A Frontage Road)

(motion, roll call)

- D. **2021-168** Resolution Authorizing The City Of Hermantown To Sponsor A Grant Funding Request Associated With The Construction Of An Accessible Trail From Okerstrom/Portland Roads To Morris Thomas Road And The Keene Creek Trail Segment

(motion, roll call)

- E. **2021-169** Resolution Authorizing And Directing The Preparation And Issuance Of Preliminary Acquisition Notices And Offer Of Just Compensation In Connection With The Project Known As The Ugstad Road And Arrowhead Road Improvements

(motion, roll call)

13. RECESS

DATE: 2021

TO: City Council Members

FROM: John Mulder, City Administrator

RE: Correspondence

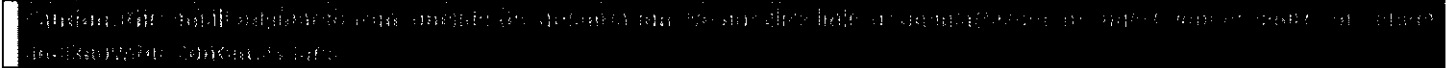
In your packet is a correspondence summary log. This briefly summarizes and assigns a log number for written correspondence received at City Hall. You are provided with the summary so that you may request a full copy of any correspondence article of interest to you. I have copied only the correspondence that we believe to be of special interest.

JM

12/1/2021	21-205	John Mulder, City Administrator	Wallace Kucza, 5147 Lavaque Junct.	Assessment Objection	12/1/2021
12/3/2021	21-206	Theresa Sunde, Mediacom	John Mulder, City Administrator	Mediacom Adjustments	11/23/2021
12/7/2021	21-207	Anne Peterson, 5080 Maple Grove Rd.	Michael Koppy & City Council	Opposition to Arbors Development	12/6/2021
12/7/2021	21-208	Kathleen Wild-Olson, 4190 Lavaque Rd.	Michael Koppy & City Council	Opposition to Arbors Development	12/6/2021
12/7/2021	21-209	Della & Gary Jenny, 4235 Lavaque Rd.	Michael Koppy & City Council	Opposition to Arbors Development	12/6/2021
12/7/2021	21-210	Connie Bloom, 5167 Lavaque Jct. Rd.	Michael Koppy & City Council	Opposition to Arbors Development	12/6/2021
12/13/2021	21-211	Shannon Sweeney	John Mulder, City Administrator	Resignation from the Planning & Zoning Commission	12/13/2021
12/15/2021	21-212	Stacy Melcher, St. Louis County	City of Hermantown	11/4/2021 Tax Forfeited Parcels	12/13/2021

CH-John Mulder

From: Shannon Sweeney <shannon@tinymagicconsulting.com>
Sent: Monday, December 13, 2021 1:31 PM
To: CH-Eric Johnson; CH-John Mulder; BUCKLEY SIMMONS; beth cmrasells; Valerie Ouellette; ckolquist@skylinelanes.com; samclark2012@gmail.com; joseph peterson; CH-John Geissler
Subject: Planning and Zoning Commission



Good afternoon,

This letter is to inform you that I am resigning from my position with the Planning and Zoning Commission. I have appreciated the opportunity to serve with all of you.

Have a happy holiday season,

Shannon Sweeney Jorgenson

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

MEETING CONDUCTED IN PERSON & VIA ZOOM

Pledge of Allegiance

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

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

ABSENT:

VISITORS: 28

ANNOUNCEMENTS

PUBLIC HEARINGS – Truth in Taxation

Notice of Proposed Total Budget and Property Taxes

The Hermantown city council will hold a public hearing on the budget and on the amount of property taxes it is proposing to collect to pay for the cost of services the city will provide in 2022.

EXPENDITURES: The General Fund budget amounts below compare the city's 2021 General Fund budget with the amount the city proposes to spend in 2022.

<u>2021 Adopted Budget</u>	<u>Proposed 2022 Budget</u>	<u>Change from 2021 - 2022</u>
\$6,288,201	\$6,732,986	7.07%

TAXES: The property tax amounts below compare that portion of the current budget levied in property taxes in the city of Hermantown for 2021 with the property taxes the city proposes to collect in 2022.

<u>2021 Property Taxes</u>	<u>Proposed 2022 Property Taxes</u>	<u>Change from 2021 - 2022</u>
\$6,502,851	\$7,114,641	9.41%

LOCAL TAX RATE COMPARISON: The following compares the city's current local tax rate to the city's proposed tax rate for 2022.

<u>2021 Tax Rate</u>	<u>2022 Proposed Tax Rate</u>	<u>Change from 2021-2022</u>
--------------------------	-----------------------------------	----------------------------------

43.55%

46.66%

7.14%

Attend the Public Hearing

All Hermantown residents are invited to attend the public hearing of the city council to express their opinions on the budget and on the proposed amount of 2022 property taxes. The hearing will be held on:

**Monday, December 6, at 6:30 p.m.
Hermantown City Hall
5105 Maple Grove Road
Hermantown**

If the discussion of the budget cannot be completed, a time and place for continuing the discussion will be announced at the hearing. You are also invited to send your written comments to:

**City of Hermantown, Mayor's Office,
5105 Maple Grove Road, Hermantown, MN 55811**

No one spoke at the public hearing.

Public Hearing closed at 6:42 p.m.

2021-150 Resolution Adopting The Final 2021 Property Tax Levy Collectible In 2022 In The Amount Of \$7,114,641

Motion made by Councilor Geissler, seconded by Councilor Hauschild to adopt Resolution 2021-150 Resolution Adopting The Final 2021 Property Tax Levy Collectible In 2022 In The Amount Of \$7,114,641. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-151 Resolution Adopting The Final 2022 City General Fund Budget In The Amount Of \$6,732,986 And Overall Budget Of \$19,958,157.

Motion made by Councilor Peterson, seconded by Councilor Nelson to adopt 2021-151 Resolution Adopting The Final 2022 City General Fund Budget In The Amount Of \$6,732,986 And Overall Budget Of \$19,958,157. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

COMMUNICATIONS

PRESENTATIONS

PUBLIC DISCUSSION

CONSENT AGENDA

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

- A. **Minutes** - Approval or correction of November 15, 2021 City Council Continuation Minutes and the November 29, 2021 Work Session.

- B. **Accounts Payable** – Approve general city warrants from November 16, 2021 through November 30, 2021 in the amount of \$434,137.54

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

MOTIONS

ORDINANCES

- A. **2021-10** An Ordinance Amending Hermantown Code Of Ordinances By Amending Section 850.5, Particular Speed Limits Designated

First reading only – No action taken

RESOLUTIONS

- 2021-152** Resolution Approving Preliminary Planned Unit Development For The Arbors At Maple Grove Development

Motion made by Councilor Nelson, seconded by Councilor Hauschild to adopt Resolution 2021-152 Resolution Approving Preliminary Planned Unit Development For The Arbors At Maple Grove Development. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

Eric Johnson, Community Development Director presented the staff report on the proposed project.

The following people spoke in opposition to the project due to their feelings about density, traffic, utilities, emergency response, and lighting.

Mike Koppy	5124 Beaver Creek Road
Jared Hinks	4128 Lavaque
Steven Noldin	5104 Beaver Creek Road
Patricia Kellar	4993 Maple Grover Road
Randi LePage	4071 Lavaque
Matthew Butorac	4089 Lavaque
Mary Butorac	4089 Lavaque

- 2021-153** Resolution Approving A Special Use Permit For Parking As A Primary Use At 4918 Lightning Drive

Motion made by Councilor Geissler, seconded by Councilor Nelson to adopt Resolution 2021-153 Resolution Approving A Special Use Permit For Parking As A Primary Use At 4918 Lightning Drive. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

- 2021-154** Resolution Approving A Special Use Permit For A Contractor's Shop And Storage Yard/Lawn And Garden Material Supplies At 5350 And 5396 Miller Trunk Highway

Motion made by Councilor Peterson, seconded by Councilor Hauschild to adopt 2021-154 Resolution Approving A Special Use Permit For A Contractor's Shop And Storage Yard/Lawn And Garden Material

Supplies At 5350 And 5396 Miller Trunk Highway. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-155 Resolution Approving A Grant Agreement Between The Minnesota Department Of Natural Resources And The City Of Hermantown And Authorizing And Directing The Mayor And City Clerk To Execute And Deliver Such Grant Agreement On Behalf Of The City Of Hermantown

Motion made by Councilor Peterson, seconded by Councilor Hauschild to adopt 2021-155 Resolution Approving A Grant Agreement Between The Minnesota Department Of Natural Resources And The City Of Hermantown And Authorizing And Directing The Mayor And City Clerk To Execute And Deliver Such Grant Agreement On Behalf Of The City Of Hermantown. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-156 Resolution Authorizing And Directing Mayor And City Clerk To Execute And Deliver A Subgrant Agreement With Hermantown Night Riders Snowmobile Club

Motion made by Councilor Nelson, seconded by Councilor Peterson to adopt 2021-156 Resolution Authorizing And Directing Mayor And City Clerk To Execute And Deliver A Subgrant Agreement With Hermantown Night Riders Snowmobile Club. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-157 Resolution Approving Final Compensating Change Order And Final Pay Request For Road Improvement District No. 537 (Lavaque Junction Road) To Ulland Brothers, Inc. In The Amount Of \$150,000.79

Motion made by Councilor Geissler, seconded by Councilor Nelson to adopt 2021-157 Resolution Approving Final Compensating Change Order And Final Pay Request For Road Improvement District No. 537 (Lavaque Junction Road) To Ulland Brothers, Inc. In The Amount Of \$150,000.79. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-158 Resolution Approving Final Plans And Specifications And Ordering Advertisement For Bids For Reconditioning Of Highway 53 Water Tower Water Improvement District No. 318 Resolution

Motion made by Councilor Peterson, seconded by Councilor Hauschild to adopt 2021-158 Resolution Approving Final Plans And Specifications And Ordering Advertisement For Bids For Reconditioning Of Highway 53 Water Tower Water Improvement District No. 318 Resolution. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-159 Resolution Authorizing And Directing Mayor And City Clerk To Execute And Deliver Agreement With Troy's Towing D/B/A USA Towing & Recovery For Wrecker Service And Vehicle Storage For The City Of Hermantown Police Department

Motion made by Councilor Nelson, seconded by Councilor Peterson to adopt 2021-159 Resolution Authorizing And Directing Mayor And City Clerk To Execute And Deliver Agreement With Troy's Towing D/B/A USA Towing & Recovery For Wrecker Service And Vehicle Storage For The City Of Hermantown Police Department. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-160 Resolution Approving The 2022 Toward Zero Deaths Enforcement Grant Agreement

City Council Continuation Meeting

December 6, 2021

Page | 5

Motion made by Councilor Peterson, seconded by Councilor Nelson to adopt 2021-160 Resolution Approving The 2022 Toward Zero Deaths Enforcement Grant Agreement. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-161 Resolution Authorizing And Directing The Mayor And City Clerk To Execute And Deliver The State Of Minnesota Joint Powers Agreement With The City Of Hermantown On Behalf Of Its City Attorney And Police Department

Motion made by Councilor Hauschild, seconded by Councilor Geissler to adopt 2021-161 Resolution Authorizing And Directing The Mayor And City Clerk To Execute And Deliver The State Of Minnesota Joint Powers Agreement With The City Of Hermantown On Behalf Of Its City Attorney And Police Department. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-162 Resolution Authorizing And Directing The Mayor And City Clerk To Execute And Deliver The Court Data Services Subscriber Amendment With The City Of Hermantown On Behalf Of Its Police Department

Motion made by Councilor Peterson, seconded by Councilor Nelson to adopt 2021-162 Resolution Authorizing And Directing The Mayor And City Clerk To Execute And Deliver The Court Data Services Subscriber Amendment With The City Of Hermantown On Behalf Of Its Police Department. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-163 Resolution Approving Tentative Agreements And Authorizing And Directing Mayor And City Clerk To Execute And Deliver Agreements With AFSCME Local 66 For The Period Of January 1, 2022 Through December 31, 2024

Motion made by Councilor Geissler, seconded by Councilor Nelson to adopt 2021-163 Resolution Approving Tentative Agreements And Authorizing And Directing Mayor And City Clerk To Execute And Deliver Agreements With AFSCME Local 66 For The Period Of January 1, 2022 Through December 31, 2024. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

2021-164 Resolution Of The City Of Hermantown Accepting Supplemental Distribution Of The American Rescue Plan Act Funds

Motion made by Councilor Peterson, seconded by Councilor Hauschild to adopt 2021-164 Resolution Of The City Of Hermantown Accepting Supplemental Distribution Of The American Rescue Plan Act Funds. Roll Call: Councilors Geissler, Hauschild, Nelson, Peterson, Mayor Boucher, aye. Motion carried.

Motion made by Councilor Geissler, seconded by Councilor Hauschild to recess the meeting at 7:48 p.m. Motion carried.

Mayor

ATTEST:

Clerk

CITY OF HERMANTOWN

CHECKS #68194-68263
12/01/2021-12/15/2021

PAYROLL CHECKS

Electronic Checks - #70003-70042 \$74,134.20

LIABILITY CHECKS

Electronic Checks - #69998-70002 \$56,945.49

Check - #68194 \$908.63

PAYROLL EXPENSE TOTAL \$131,988.32

ACCOUNTS PAYABLE

Check - #68195-68263 \$277,008.04

Check - #21114 \$111,146.68

Electronic Payments #-99827-99831 \$32,772.27

ACCOUNTS PAYABLE TOTAL \$420,926.99

TOTAL \$552,915.31

12/15/2021

Page 1

Fun d	Account	Department	Vendor Name	Description	Amount	Check #
101	415300	Administration & Finance	FIRST BANKCARD	Oct First Bank Card Heinbuch	139.90	-99831
101	421100	Police Administration	FIRST BANKCARD	Oct First Bank Card Dwyer	5.76	-99831
101	421100	Police Administration	FIRST BANKCARD	Oct First Bank Card Ross	849.87	-99831
101	421100	Police Administration	FIRST BANKCARD	Oct First Bank Card Dwyer	38.85	-99831
101	421100	Police Administration	FIRST BANKCARD	Oct First Bank Card Dwyer	203.24	-99831
101	419901	City Hall & Police Building Maintenance	FIRST BANKCARD	Oct First Bank Card Orme	163.92	-99831
101	421100	Police Administration	FIRST BANKCARD	Oct First Bank Card Esterbrook	531.78	-99831
251	421801	DARE & Police Liaison Fund	FIRST BANKCARD	Oct First Bank Card Johnson	315.00	-99831
101	421100	Police Administration	FIRST BANKCARD	Oct First Bank Card Johnson	125.00	-99831
101	421100	Police Administration	FIRST BANKCARD	Oct First Bank Card Johnson	14.35	-99831
101	431100	Street Department	FIRST BANKCARD	Oct First Bank Card Bjonskaas	79.96	-99831
101	421100	Police Administration	FIRST BANKCARD	Oct First Bank Card Crace	375.00	-99831
101	492100	Unallocated - COVID CARES Act	FIRST BANKCARD	Oct First Bank Card Heinbuch	91.80	-99831
101	421100	Police Administration	FIRST BANKCARD	Oct First Bank Card Crace	965.86	-99831
601	494300	Water Distribution	FIRST BANKCARD	Oct First Bank Card Bjonskaas	13.91	-99831
101	421100	Police Administration	FIRST BANKCARD	Oct First Bank Card Leibel	48.99	-99831
101	421100	Police Administration	FIRST BANKCARD	Oct First Bank Card Gottschald	375.00	-99831
602	494900	Sewer Administration and General	FIRST BANKCARD	Oct First Bank Card Orme	3.25	-99831
602	494900	Sewer Administration and General	FIRST BANKCARD	Oct First Bank Card Orme	13.52	-99831
602	494900	Sewer Administration and General	FIRST BANKCARD	Oct First Bank Card Orme	68.07	-99831
101	422901	Firehall #1 Maple Grove Road	FIRST BANKCARD	Oct First Bank Card Orme	98.51	-99831
275	452200	Community Building	FIRST BANKCARD	Oct First Bank Card Orme	1,358.26	-99831
101	415300	Administration & Finance	FIRST BANKCARD	Oct First Bank Card Orme	9.74	-99831
101	422901	Firehall #1 Maple Grove Road	FIRST BANKCARD	Oct First Bank Card Orme	40.98	-99831
275	452200	Community Building	FIRST BANKCARD	Oct First Bank Card Orme	645.46	-99831
601	494400	Water Administration and General	FIRST BANKCARD	Oct First Bank Card Orme	3.25	-99831
101	431100	Street Department	FIRST BANKCARD	Oct First Bank Card Orme	113.45	-99831
601	494400	Water Administration and General	FIRST BANKCARD	Oct First Bank Card Orme	9.02	-99831
101	431100	Street Department	FIRST BANKCARD	Oct First Bank Card Orme	22.54	-99831
601	494300	Water Distribution	FIRST BANKCARD	Oct First Bank Card Senst	48.84	-99831
101	431100	Street Department	FIRST BANKCARD	Oct First Bank Card Senst	151.89	-99831
601	494400	Water Administration and General	FIRST BANKCARD	Oct First Bank Card Orme	45.38	-99831
601	494300	Water Distribution	FIRST BANKCARD	Oct First Bank Card Senst	79.48	-99831
101	419901	City Hall & Police Building Maintenance	FIRST BANKCARD	Oct First Bank Card Orme	394.04	-99831
101	415300	Administration & Finance	EMPOWER RETIREMENT	Bonnie Engseth Sick Time HCSP	23,315.53	-99830
101	414100	Elections	EMPOWER RETIREMENT	Bonnie Engseth Sick Time HCSP	744.11	-99830
230	465100	HEDA	EMPOWER RETIREMENT	Bonnie Engseth Sick Time HCSP	744.11	-99830
101	217450	Employee Flexplan	FURTHER ELECTRONIC PAYMENTS	Claim Reimbursement - Electron	185.00	-99829

12/15/2021

Page 2

Fun d	Account	Department	Vendor Name	Description	Amount	Check #
101	431100	Street Department	FURTHER ELECTRONIC PAYMENTS	Monthly Participant Fee Dec	4.00	-99828
101	421100	Police Administration	FURTHER ELECTRONIC PAYMENTS	Monthly Participant Fee Dec	33.90	-99828
101	419901	City Hall & Police Building Maintenance	FURTHER ELECTRONIC PAYMENTS	Monthly Participant Fee Dec	0.80	-99828
101	419100	Community Development	FURTHER ELECTRONIC PAYMENTS	Monthly Participant Fee Dec	0.80	-99828
101	415300	Administration & Finance	FURTHER ELECTRONIC PAYMENTS	Monthly Participant Fee Dec	11.10	-99828
601	494400	Water Administration and General	FURTHER ELECTRONIC PAYMENTS	Monthly Participant Fee Dec	3.62	-99828
602	494900	Sewer Administration and General	FURTHER ELECTRONIC PAYMENTS	Monthly Participant Fee Dec	5.43	-99828
101	217450	Employee Flexplan	FURTHER ELECTRONIC PAYMENTS	Claim Reimbursement - Electron	280.00	-99827
240	432510	Trunk Sewer Construction	UTILITY SYSTEMS OF AMERICA, INC.	Trunk Sewer Spur- Mungler Spur	111,146.68	21114
101	134000	Retiree Insurance/Telephone Reimb.	MN LIFE	Life Ins Inactives - Vatne	5.31	68195
101	431100	Street Department	A & S TRUCK AND TRAILER REPAIR	Brake Repair H-4	160.00	68196
602	494500	Sewer Maintenance	ACME TOOLS	Tools-water&sewer breaks/repai	138.47	68197
601	494300	Water Distribution	ACME TOOLS	Tools-water&sewer breaks/repai	138.47	68197
601	494300	Water Distribution	ACME TOOLS	Shovel/Drill Bit	168.98	68197
101	431100	Street Department	ACME TOOLS	Shovel/Drill Bit	168.98	68197
101	415300	Administration & Finance	AT&T MOBILITY	Cell Phones/Tablets PW	100.69	68198
101	431100	Street Department	AT&T MOBILITY	Cell Phones/Tablets PW	157.34	68198
601	494400	Water Administration and General	AT&T MOBILITY	Cell Phones/Tablets PW	163.63	68198
101	419901	City Hall & Police Building Maintenance	AT&T MOBILITY	Cell Phones/Tablets PW	44.05	68198
602	494900	Sewer Administration and General	AT&T MOBILITY	Cell Phones/Tablets PW	163.63	68198
101	421100	Police Administration	AT&T MOBILITY	Cell Phones PD	1,422.78	68198
101	421100	Police Administration	ATLAS BUSINESS SOLUTIONS INC	Software License	432.00	68199
101	214000	Security Deposits Payable	BEACON SPORTS BAR & GRILL	Permit Deposit Refund	250.00	68200
601	220100	Refund Payable	BERGUM, MIKE	Overpayment Refund	21.84	68201
101	214000	Security Deposits Payable	BILLMAN CONSTRUCTION INC	DW Refund 4261&4263 Heartwood	250.00	68202
101	214000	Security Deposits Payable	BILLMAN CONSTRUCTION INC	DW Refund 4250 Lindahl	250.00	68202
101	214000	Security Deposits Payable	BILLMAN CONSTRUCTION INC	DW Refund 4253 Heartwood	250.00	68202
240	433200	Water Tower	BOLTON & MENK, INC.	Hwy 53 Water Tower Recon	1,575.00	68203
101	362430	Refund & Reimbursement	BRAMSTEDT, JASON	Erosion Control Refund	500.00	68204
101	421100	Police Administration	BRAY & REED LTD.	Prosecution Services October	4,500.00	68205
101	421100	Police Administration	BRAY & REED LTD.	Prosecution Services September	4,500.00	68205
601	494300	Water Distribution	CAPITAL ONE TRADE CREDIT	Impact Sockets for Water Main	125.94	68206
602	494500	Sewer Maintenance	CENTRAL PENSION FUND	Training Per Contract	42.67	68207
601	494300	Water Distribution	CENTRAL PENSION FUND	Training Per Contract	42.67	68207
101	431100	Street Department	CENTRAL PENSION FUND	Training Per Contract	42.66	68207
101	422903	Firehall #3 Midway Road	CENTURYLINK	Internet FH #3 11-22 thru 12/2	79.98	68208
101	422902	Firehall #2 Morris Thomas Road	CENTURYLINK	Internet FH #2 11-28 thru 12-2	79.98	68208
101	214000	Security Deposits Payable	CHALET LOUNGE OF HERMANTOWN, INC.	Permit Refund	250.00	68209

12/15/2021

Page 3

Fun d	Account	Department	Vendor Name	Description	Amount	Check #
101	431100	Street Department	CINTAS CORPORATION	Uniforms	26.66	68210
101	431901	City Garage	CINTAS CORPORATION	Supplies	15.00	68210
101	431901	City Garage	CINTAS CORPORATION	Mats at PW	7.00	68210
101	419901	City Hall & Police Building Maintenance	CINTAS CORPORATION	Mats at CH	8.88	68210
101	431100	Street Department	CINTAS CORPORATION	Uniforms	68.26	68210
101	431100	Street Department	CINTAS CORPORATION	Uniforms	10.80	68210
101	431901	City Garage	CINTAS CORPORATION	Mats at PW	25.48	68210
101	431901	City Garage	CINTAS CORPORATION	Supplies	30.00	68210
101	431100	Street Department	CINTAS CORPORATION	Uniforms	10.80	68210
101	419901	City Hall & Police Building Maintenance	CINTAS CORPORATION	Mats at FD/PD	30.72	68210
101	421100	Police Administration	CITY OF SUPERIOR	21-84113, ICAC Dwyer	450.00	68211
101	421100	Police Administration	CITY OF SUPERIOR	21-135500, ICAC Dwyer	400.00	68211
230	465100	HEDA	CREATIVE ARCADE	Website Monthly Maintenance	250.03	68212
101	419901	City Hall & Police Building Maintenance	DOORCO, INC.	Door Repair FH1	995.95	68213
101	452200	Community Building	DOORCO, INC.	Door Repair Old City Hall	78.50	68213
101	421100	Police Administration	DSC COMMUNICATIONS	Radio Repair	75.00	68214
601	220100	Refund Payable	DZIUUK, THAD	Overpayment Refund	10.91	68215
101	421100	Police Administration	EMERGENCY AUTOMOTIVE TECHNOLOGIES INC	Squad 12 K9 removal	2,160.00	68216
461	431150	Street Improvements	EXPRESS INVESTORS OF DULUTH, LLC	2nd half TIF payment 2021	5,430.09	68217
461	431150	Street Improvements	EXPRESS INVESTORS OF DULUTH, LLC	2nd half TIF payment 2021	33,295.21	68217
101	413100	Mayor	GALLERY COLLECTION	Christmas Cards 10571048	174.85	68218
601	494400	Water Administration and General	GOPHER STATE ONE-CALL INC	Nov Locates	68.67	68219
602	494900	Sewer Administration and General	GOPHER STATE ONE-CALL INC	Nov Locates	45.78	68219
101	421100	Police Administration	GREAT LAKES MOBIL LUBE EXPRESS	Oil Change Squad 18	57.76	68220
101	421100	Police Administration	GREAT LAKES MOBIL LUBE EXPRESS	Oil Change Squad 15	56.91	68220
101	415300	Administration & Finance	GREATAMERICA FINANCIAL SERVICES	Copier Lease/Konica Dec	96.00	68221
101	419901	City Hall & Police Building Maintenance	HARTEL'S/DBJ DISPOSAL CO LLC	Garbage Recycling November	388.53	68222
101	419901	City Hall & Police Building Maintenance	HEINBUCH, GREG	Safety Clothes	89.98	68223
230	465100	HEDA	HERMANTOWN AREA CHAMBER OF COMMERCE	Annual Meeting Silver Sponsor	500.00	68224
101	421100	Police Administration	HOLIDAY COMPANIES	Nov Car Washes	10.00	68225
101	431100	Street Department	INTER CITY OIL CO INC	Fuel	2,529.87	68226
601	220100	Refund Payable	JOHNSON, LARRY OR KAREN	Overpayment Refund	6.72	68227
101	214000	Security Deposits Payable	K & W BUILDERS	DWDeposit Refund 51XX Hermanto	250.00	68228
101	421100	Police Administration	KWIK TRIP EXTENDED NETWORK	Gas PD	3,455.48	68229
602	494500	Sewer Maintenance	KWIK TRIP EXTENDED NETWORK	Gas Utility 40%	162.92	68229
601	494300	Water Distribution	KWIK TRIP EXTENDED NETWORK	Gas Utility 60%	244.37	68229
101	421100	Police Administration	KWIK TRIP EXTENDED NETWORK	Car Wash PD	315.98	68229
101	419901	City Hall & Police Building Maintenance	KWIK TRIP EXTENDED NETWORK	Gas Building	255.28	68229

12/15/2021

Page 4

Fun d	Account	Department	Vendor Name	Description	Amount	Check #
101	431100	Street Department	KWIK TRIP EXTENDED NETWORK	Car Wash PW	19.00	68229
101	431100	Street Department	KWIK TRIP EXTENDED NETWORK	Gas Street	310.24	68229
603	441100	Storm Water	LHB INC	Hermantown Bridge 7724 Assessm	2,658.50	68230
101	431100	Street Department	LINDE GAS & EQUIPMENT INC.	CylRent/SafeEnvfee 10/21-11/21	47.83	68231
601	220100	Refund Payable	MANOS, DAVID OR DONNA	Overpayment Refund	1.19	68232
101	431100	Street Department	MCCOY CONSTRUCTION & FORESTRY, INC	Fuel Filter 135	33.84	68233
101	431100	Street Department	MCCOY CONSTRUCTION & FORESTRY, INC	Fuel Filter 135	34.11	68233
101	214000	Security Deposits Payable	MCKENZIES BAR & GRILL	Permit Deposit Refund	250.00	68234
101	431100	Street Department	MENARD INC	Parts for trailer switch box	24.17	68235
101	419901	City Hall & Police Building Maintenance	MENARD INC	Supplies	65.94	68235
101	452100	Parks	MENARD INC	Cable/Sleeves for Trail Gate P	15.67	68235
101	431901	City Garage	MENARD INC	Parts for Shop Lights	24.51	68235
101	452100	Parks	MENARD INC	Drill Bits for Trail Gates	58.72	68235
101	431901	City Garage	MENARD INC	Air Hose Fittings	41.44	68235
101	421100	Police Administration	MENARD INC	Screws for LLM 40	19.20	68235
602	494500	Sewer Maintenance	MENARD INC	Storage Totes	64.89	68235
101	431901	City Garage	MENARD INC	Furnace Filter	115.66	68235
101	419901	City Hall & Police Building Maintenance	MENARD INC	Batteries/Clock	31.62	68235
101	421100	Police Administration	MENARD INC	Shelving Leg	89.99	68235
101	431100	Street Department	MID-STATE TRUCK SERVICE INC.	CB Antenna for H-O	17.76	68236
601	494300	Water Distribution	MILLER MALL CAR WASH INC	Safety Boots	50.00	68237
101	431100	Street Department	MILLER MALL CAR WASH INC	Safety Boots	100.00	68237
602	494500	Sewer Maintenance	MILLER MALL CAR WASH INC	Safety Boots	50.00	68237
461	431150	Street Improvements	MILLS PROPERTIES, INC.	2nd Half City Tax Abatement	12,541.55	68238
461	431150	Street Improvements	MILLS PROPERTIES, INC.	2nd Half City Tax Abatement	54,516.52	68238
601	220110	Water Test Fee Payable	MN DEPARTMENT OF HEALTH	Water Supply Serv Connect fee	5,729.94	68239
101	452200	Community Building	MN ENERGY RESOURCES CORP	Natural Gas old CH	335.11	68240
602	494900	Sewer Administration and General	MN ENERGY RESOURCES CORP	Natural Gas Lightning Dr	161.53	68240
101	431901	City Garage	MN ENERGY RESOURCES CORP	Natural Gas old CH	37.24	68240
601	494400	Water Administration and General	MN ENERGY RESOURCES CORP	Natural Gas Lightning Dr	258.45	68240
101	431901	City Garage	MN ENERGY RESOURCES CORP	Natural Gas Lightning Dr	226.15	68240
602	494500	Sewer Maintenance	MN PUMP WORKS	E/One Blue Grommet-test head	39.10	68241
402	431150	Street Improvements	MSA PROFESSIONAL SERVICES, INC.	Ugstad Rd Reconditioning MSA P	33,232.76	68242
101	431100	Street Department	NAPA AUTO PARTS	Hydraulic Fluid H-4	125.28	68243
101	431100	Street Department	NAPA AUTO PARTS	Mower Parts/Tape for Trail Gat	122.61	68243
101	431100	Street Department	NAPA AUTO PARTS	Fuel Cap H-26	8.99	68243
101	431100	Street Department	NAPA AUTO PARTS	Grease Cartridges	299.70	68243
101	431100	Street Department	NAPA AUTO PARTS	Motor Oil	59.97	68243

12/15/2021

Page 5

Fun d	Account	Department	Vendor Name	Description	Amount	Check #
101	452100	Parks	NAPA AUTO PARTS	Mower Parts/Tape for Trail Gat	177.99	68243
101	415300	Administration & Finance	NORTHERN BUSINESS PRODUCTS	Deskpad/Post-It/Pad	36.82	68244
101	421100	Police Administration	NORTHERN BUSINESS PRODUCTS	Ink	173.41	68244
101	421100	Police Administration	NORTHERN BUSINESS PRODUCTS	Ink	24.49	68244
602	494500	Sewer Maintenance	NORTHERN DOOR & HARDWARE INC	Keys for Lift Station	5.00	68245
101	431100	Street Department	NORTHERN ENGINE & SUPPLY INC	Hose & Lights for H-4	300.90	68246
101	431901	City Garage	NORTHERN STATES SUPPLY INC	Hole Reamer	120.08	68247
101	431100	Street Department	NORTHERN STATES SUPPLY INC	Nuts & Bolts	81.64	68247
101	431130	City Engineer	NORTHLAND CONSULTING ENGINEERS L.L.P.	Pre-Agenda/City Council/Four S	975.00	68248
603	441100	Storm Water	NORTHLAND CONSULTING ENGINEERS L.L.P.	PO 2312 Bridge Inspections	40.00	68248
402	431150	Street Improvements	NORTHLAND CONSULTING ENGINEERS L.L.P.	Ugstad Rd - SP 202-101-014	1,365.00	68248
475	431150	Street Improvements	NORTHLAND CONSULTING ENGINEERS L.L.P.	Richard Lindgren - SAP 202-080	11,742.00	68248
240	432510	Trunk Sewer Construction	NORTHLAND CONSULTING ENGINEERS L.L.P.	Hermantown Trunk Sewer Spur Se	2,730.00	68248
101	419100	Community Development	NORTHLAND CONSULTING ENGINEERS L.L.P.	PO 2320 Accurate Auto	130.00	68248
240	433200	Water Tower	NORTHLAND CONSULTING ENGINEERS L.L.P.	Water Tower RFP	1,235.00	68248
230	465100	HEDA	NORTHLAND CONSULTING ENGINEERS L.L.P.	Highway 53 Business Park	6,656.00	68248
412	419100	Community Development	NORTHLAND CONSULTING ENGINEERS L.L.P.	Keene Creek Trail	390.00	68248
601	220100	Refund Payable	O'HARA, BRADY	Overpayment Refund	86.55	68249
101	214000	Security Deposits Payable	OLSEN, DOUG	DW Deposit Refund 5326 Splitra	250.00	68250
101	421100	Police Administration	SAM'S CLUB DIRECT	Supplies	63.98	68251
101	419901	City Hall & Police Building Maintenance	SAM'S CLUB DIRECT	Supplies	116.51	68251
101	431901	City Garage	SAM'S CLUB DIRECT	Supplies	73.40	68251
601	494300	Water Distribution	SENST, PAUL	Duplicate Title for Blue	20.50	68252
602	494500	Sewer Maintenance	SJE-RHOMBUS, INC.	SCADA Field Service	1,050.00	68253
601	494300	Water Distribution	SJE-RHOMBUS, INC.	SCADA Field Service	1,050.00	68253
101	214000	Security Deposits Payable	SKORCO, INC.	Deposit Refund 5064 Silver Lea	250.00	68254
402	431150	Street Improvements	ST LOUIS COUNTY AUDITOR	Sundby & Swan Lake Road PR 4	21,320.65	68255
101	419901	City Hall & Police Building Maintenance	TELCOLOGIX	December Maintenance	237.85	68256
101	452200	Community Building	TELCOLOGIX	December Maintenance	10.05	68256
101	431100	Street Department	TELCOLOGIX	December Maintenance	16.75	68256
101	422901	Firehall #1 Maple Grove Road	TELCOLOGIX	December Maintenance	70.35	68256
101	415300	Administration & Finance	TOSHIBA FINANCIAL SERVICES	Copier Lease Toshiba	145.57	68257
101	421100	Police Administration	TROY'S BP AMOCO INC	Battery Squad 15	194.95	68258
101	421100	Police Administration	TROY'S BP AMOCO INC	Tires Squad 17	600.64	68258
601	494400	Water Administration and General	VALLI INFORMATION SYSTEMS, INC	Nov Bill Print	509.24	68259
602	494900	Sewer Administration and General	VALLI INFORMATION SYSTEMS, INC	Nov Bill Print	509.25	68259
603	441100	Storm Water	VALLI INFORMATION SYSTEMS, INC	Nov Bill Print	509.25	68259
101	415300	Administration & Finance	VAN IWAARDEN ASSOCIATES INC	GASB 75 Actuarial Eval	1,330.00	68260

12/15/2021

Page 6

Fun d	Account	Department	Vendor Name	Description	Amount	Check #
601	494400	Water Administration and General	VAN IWAARDEN ASSOCIATES INC	GASB 75 Actuarial Eval	285.00	68260
602	494900	Sewer Administration and General	VAN IWAARDEN ASSOCIATES INC	GASB 75 Actuarial Eval	285.00	68260
101	431100	Street Department	VEIT & COMPANY INC	Debris Disposal	438.00	68261
101	431100	Street Department	VIKING INDUSTRIAL CENTER	Safety Winter GLoves	442.58	68262
602	494500	Sewer Maintenance	WLSSD	Wastewater Charges	41,026.00	68263
Totals:					195 records printed	420,926.99

Ordinance No. 2021-10

The City Council of the City of Hermantown does ordain:

**AN ORDINANCE AMENDING HERMANTOWN
CODE OF ORDINANCES BY AMENDING SECTION 850.5,
PARTICULAR SPEED LIMITS DESIGNATED**

Section 1. Purpose and Intent. The purpose and intent of this Ordinance is to establish a 30 mile per hour speed limit zone on Sundby Road and a 40 mile per hour speed limit zone on Swan Lake Road, both of which are City streets and are shown on Exhibit A attached hereto.

Section 2. Addition to Chapter 8. Chapter 8, Traffic Regulations, of the City of Hermantown Code of Ordinances is hereby amended by amending Section 850.5, Particular Speed Limits Designated, to read as shown on Exhibit B attached hereto.

Section 3. Amendment to be Inserted in Code. After the amendment made by this ordinance becomes effective, it shall be inserted in the appropriate place in the Hermantown City Code.

Section 4. Effective Date. The provisions of this Ordinance shall be effective after adoption and immediately upon publication once in the official newspaper of the City of Hermantown.

Dated: _____

Mayor

Attest:

City Clerk

Adopted: _____

Published: _____

Effective Date: _____

EXHIBIT A

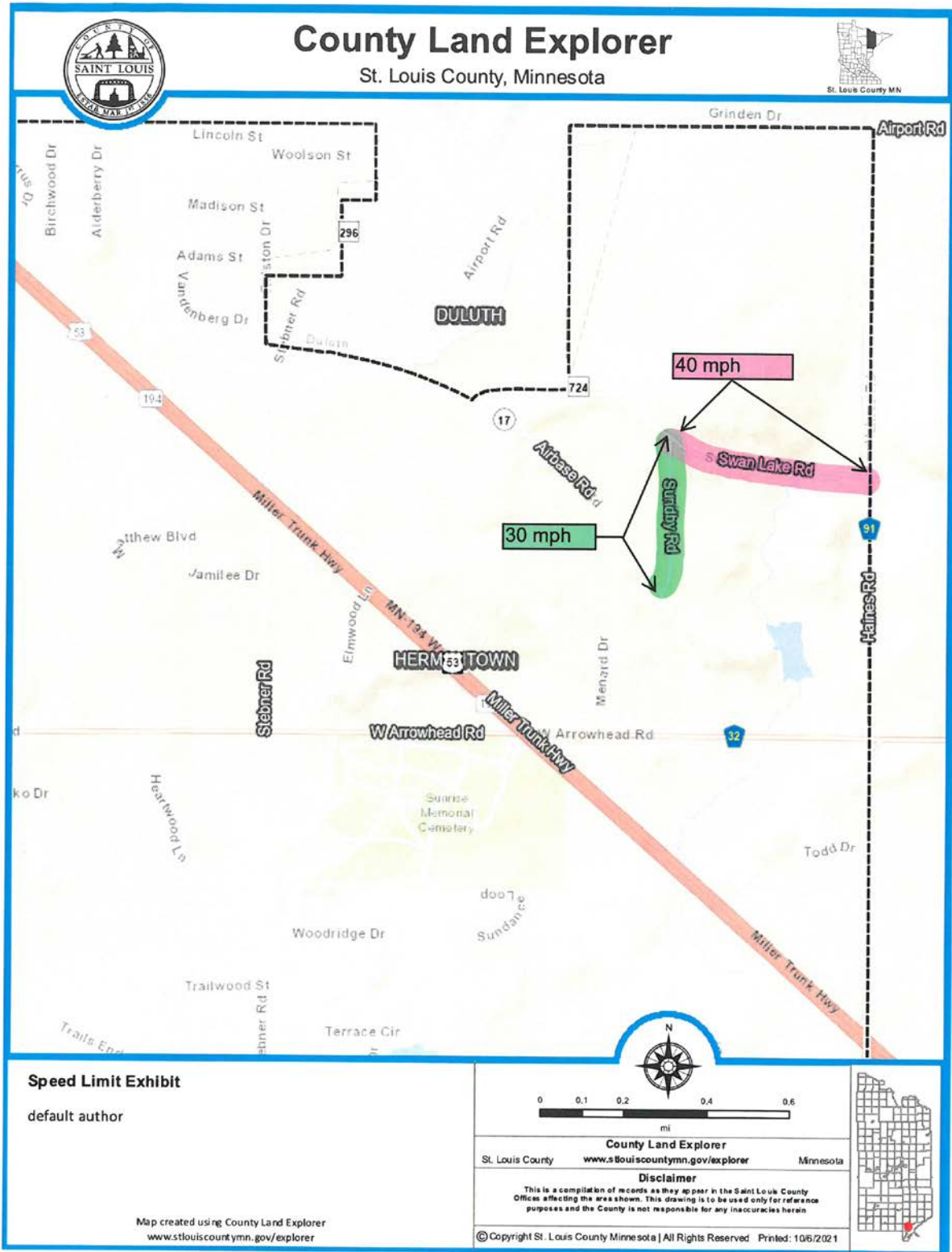


EXHIBIT B

850.5 Particular Speed Limits Designated. No person shall operate any motor vehicle at speeds in excess on the following speed limits on the roads in the City of Hermantown, to wit:

850.5.1 Twenty-five (25) miles per hour speed zone:

850.5.1.1 Lavaque Junction Road beginning at Lavaque Road intersection and ending at Ugstad Road intersection.

850.5.2 Thirty (30) miles per hour speed zone:

850.5.2.1 Sundby Road from Swan Lake Road to Airbase Road.

850.5.3 Forty (40) miles per hour speed zone:

850.5.3.1 Swan Lake Road from Sundby Road to Haines Road.

Deleted language is struck out and added language is underlined.

Resolution No. 2021-165

**RESOLUTION REESTABLISHING UNCHANGED
PRECINCTS AND POLLING PLACES FOR THE
CITY OF HERMANTOWN**

WHEREAS, the precinct boundaries of the City of Hermantown which consists of the territory of the City of Hermantown remain unchanged following state legislative redistricting; and

WHEREAS, the City of Hermantown reestablishes these precincts with those boundaries as required by Minnesota Statutes 204B.14, subdivision 3(c); and

WHEREAS, the polling places for the City of Hermantown remain at the following:

Governmental Services Building, 5105 Maple Grove Road;
Salem Lutheran Church, 4715 Hermantown Road
Grace Lutheran Church, 5454 Miller Trunk Highway

the City of Hermantown hereby reestablishes these locations as the designated polling places for these precincts in accordance with Minnesota Statutes 204B.16.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hermantown, Minnesota:

1. The City of Hermantown has no precinct changes.

Councilor ____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such resolution was seconded by Councilor ____, and upon a vote being taken thereon, the following voted in favor thereof:

Councilors

and the following voted in opposition thereto:

WHEREUPON, such resolution was declared duly passed and adopted December 20, 2021.

Resolution No. 2021-166

RESOLUTION RECEIVING PRELIMINARY ENGINEERING FEASIBILITY REPORT AND CALLING PUBLIC HEARING FOR LOCAL ROAD IMPROVEMENTS TO PORTIONS OF RICHARD AVENUE AND LINDGREN ROAD

WHEREAS, pursuant to Resolution 2017-09H of the Hermantown Economic Development Authority (HEDA) adopted on May 11, 2017 a preliminary engineering report (“Report”) has been prepared by Northland Consulting Engineers, LLP with reference to the Road Improvement No. 538 (Richard Avenue & Lindgren Road (“Project”)) and this Report was received by HEDA on May 11, 2017; and

WHEREAS, the Report was reviewed and affirmed by NCE by a report dated November 30, 2021 (“2021 Report”); and this Report was received by the Council on December 20, 2021 and

WHEREAS, the City Council has been advised by Northland Consulting Engineers, LLP, the consulting engineer for such project in the Report that the Project is feasible; and

WHEREAS, the City Council believes that it is in the best interests of the City of Hermantown that further consideration be given to the construction of road improvements to 1,800 feet of street improvements on Richard Avenue and Lindgren Road in the Hermantown Marketplace; and

WHEREAS, Minnesota Statutes § 429.031 allows the City Council to take other steps prior to the holding a hearing on the Project; and

WHEREAS, Chapter 429 of the Minnesota Statutes provides that no such improvement shall be made until the City Council shall have a public hearing on such improvements following mailed notice and two publications thereof in the official newspaper stating the time and place of the hearing, the general nature of the improvement, the estimated costs thereof and the area proposed to be assessed in accordance with law.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hermantown, Minnesota, as follows:

1. The Council will consider the improvement of such sewer in accordance with the Report and the assessment abutting property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes, Chapter 429 at an estimated total cost of the improvement of \$2,138,607.80

2. A public hearing on the proposed improvements will be held Tuesday, January 18, 2022 at 6:30 p.m. in the Administrative Services Building, 5105 Maple Grove Road, Hermantown, Minnesota.

3. The notice of hearing attached hereto is approved and the City Clerk is hereby authorized and directed to cause such notice to be published twice in the official newspaper, once on December 30, 2021 and once on January 6, 2022.

4. The City Clerk is further authorized and directed to mail such notice to the owner of each parcel of land within the area proposed to be assessed as described in such notice no later than December 29, 2021. For purpose of giving such mailed notice, owners shall be those shown to be such on the records of the St. Louis County Auditor. As to properties not listed on the records of the St. Louis County Auditor, the City Clerk shall ascertain such ownership by any practicable means and give mailed notice to such owners.

5. The amounts payable pursuant to this resolution shall be charged to Fund No. 475-431150-530 Project 538

6. The City reasonably expects to finance the Project from an issue of tax-exempt bonds. In advance of issuance of the bonds, it will be necessary for the City to temporarily finance certain costs of the Project by using either working capital or cash reserves, which are needed for other purposes. The City reasonably expects to reimburse itself from the proceeds of the bonds within eighteen (18) months after the date the Project is paid from such working capital or cash reserves.

Councilor _____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such resolution was seconded by Councilor _____ and upon a vote being taken thereon the following voted in favor thereof:

and the following voted in opposition thereto:

WHEREUPON, such resolution was declared duly passed and adopted December 20, 2021.

**NOTICE OF PUBLIC HEARING ON
RICHARD AVENUE AND LINDGREN ROAD IMPROVEMENTS**

NOTICE IS HEREBY GIVEN, that the City Council of the City of Hermantown will meet in the council chambers of Administrative Services Building, 5105 Maple Grove Road, Hermantown, Minnesota, at 6:30 p.m. on Tuesday, January 18, 2022 to consider the construction of 1,800 feet of street improvements on Richard Avenue and Lindgren Road in the Hermantown Marketplace.

The City Council proposes to proceed in accordance with the provisions of Minnesota Statutes Chapter 429.011 to 429.111 of the Minnesota Statutes.

The area proposed to be assessed for such improvement is every piece and parcel of property benefited by such improvement, whether abutting thereon or not, based upon the benefits received by each piece and parcel.

The estimated cost of such improvement is \$\$2,138,607.80

A reasonable estimate of the impact of the assessment will be available at the hearing.

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

Authorized by the City Council.

Acting City Clerk
City of Hermantown

CITY OF HERMANTOWN

PRELIMINARY ENGINEERING REPORT

AND

FEASIBILITY STUDY

Originally Prepared: May 1, 2017
Updated: November 29, 2018
Updated: June 15, 2021
Updated: November 30, 2021

STREET IMPROVEMENT DISTRICT #538

(Richard Avenue, Lindgren Road, Eeve Drive, Sams Way, & Frontage Road)

NCE JOB NUMBER: 21-8005

RECOMMENDED:



Hermantown City Engineer

12/14/21

Date

TABLE OF CONTENTS

1. LEGAL BASIS FOR REPORT
2. REPORT
3. APPENDICIES
 - I. Exhibit 1.0 – Overall Map
 - II. Exhibit 2.0 – Typically Roadway Section
 - III. Exhibit 3.0 – Engineer’s Estimate of Cost

LEGAL BASIS FOR REPORT

This report is prepared pursuant to a Resolution approved by the Hermantown City Council calling for the preparation of a preliminary engineering report, pursuant to Minnesota Statutes Section 429.031.

This report is prepared in accordance with said Section 429.031. Specifically, this report hereby advises the City Council, in a preliminary way, as to whether the proposed improvement is necessary, cost-effective, and feasible and as to whether it should best be made as proposed or in connection with some other improvement.

This report also includes the estimated cost of the improvements as recommended.

The compensation paid to Northland Consulting Engineers, LLC. for preparing this report is based on the following factors:

1. The time and labor required.
2. The experience and knowledge of the preparer.
3. The complexity and novelty of the problems involved.
4. The extent of the responsibilities assumed.

The compensation paid to Northland Consulting Engineers, LLC. for preparing this report is not based on a percentage of the estimated cost of the improvement.

PURPOSE

The purpose of this report is to determine the necessity, cost effectiveness, and economic feasibility for the roadway and utility improvements to Richard Avenue, Lindgren Road, Eeve Drive, Sams Way, and frontage road.

DISCUSSION/BACKGROUND

In early 2017, it was brought to city staff's attention that there is interest in development along Richard Avenue and the south side of Lindgren Road. This interest initiated the need for a study to upgrade the existing roadways and utilities.

Through discussions with the City Administrator, Public Works Director, and Community Development Director, there is interest to upgrade the roadway and utilities along Richard Avenue and Lindgren Road. The purpose of the project is to provide roadways and utilities to future developments in the Hermantown Marketplace. The project would include the extension of Richard Avenue from Eeve Drive to Lindgren Road. Lindgren road would be reconstructed from Haines Road to Loberg Avenue. Richard Avenue from Maple Grove Road to Eeve Drive,

Evee Drive, and Sams Way would receive a 2-inch mill and overlay. Lastly a portion of frontage road along Haines Road would be reconditioned. Water main and storm sewer would be constructed for future development in the area.

LOCAL ROAD IMPROVEMENT PROGRAM (LRIP) FUNDING

In 2020 the city of Hermantown applied for Local Road Improvement Program (LRIP) project funding from the state of Minnesota. On June 1, 2021 the city was notified that the Richard Avenue and Lindgren Road project was selected for LRIP funds appropriated by the state legislature in 2020. The state of Minnesota has identified up to \$750,000 of available funding for this project. These funds will need to be used in either 2022 or 2023.

Eligible items include elements associated with roadway construction, including basic landscaping and turf establishment. Upgrades to plantings, amenities, and aesthetics are not eligible for LRIP funding. Engineering fees, right-of-way/easement acquisition, and utility work are not eligible for LRIP funding.

DESIGN

Segment 1 - Richard Avenue (Maple Grove Road to Evee Drive)

Richard Avenue is currently constructed from Maple Grove Road up to Evee Drive. The existing roadway is 32' wide with curb, gutter, and 4' sidewalk. The road would have a 2" mill and overlay. The sidewalk only exists on the east side of the roadway. The 4' sidewalk would be replaced with 5' walk that would extend on both sides.

Segment 2 - Richard Avenue (Evee Drive to Lindgren Road)

Richard Ave would be extended from Evee Drive to Lindgren Road. The road extension will be constructed within the right-of-way that is already in place. The new roadway section would be 32' wide with curb, gutter, and 5' sidewalk on both sides. The storm sewer in the existing road will be extended to serve the entire new section. The new storm sewer will be routed to the south and connect to the storm in Evee Drive. The existing water main along Richard Avenue extends to an easement approximately 200 feet north of Evee Drive. The watermain will extend from the utility easement up to Lindgren Road. The watermain extension will connect to a new watermain along Lindgren. The sanitary sewer along Richard Avenue will not be extended.

Segment 3 - Lindgren Road

Lindgren Road is a rural section. The eastern 400' of the roadway is bituminous that is in poor condition. This portion of road will be reconstructed to match the new 32' roadway section. The existing gravel portion of the road is 18' wide to the west of Richard Avenue. This section of roadway will need to be significantly widened. Widening the roadway will require right of way acquisition. Also, this section will impact overhead utilities and wetlands in this area. A recent wetland delineation was completed as part of a proposed development. However, wetland permitting will be necessary as part of the Lindgren Road portion of the project. Lindgren Road

is proposed to be 32 feet wide with curb, gutter, and 5' sidewalk on the south side. Storm sewer will be added to Lindgren Road. The storm sewer system will be designed to convey water to a low point near the wetlands by Loberg Avenue. The stormwater will pass through a treatment basin before discharging into the wetlands. A utility easement will need to be acquired for this treatment cell. A watermain will be extended from Loberg Avenue to Haines Road. The main currently ends just to the east of Loberg Avenue. This extension will include approximately 1,200 feet of 8" water main.

Section 4 - Eeve Drive

Eeve Drive is currently improved from Richard Avenue to Haines Road. The existing roadway is a 32' wide urban section with curb and gutter along with sidewalk on the south side. There is a set of catch basins and a connecting sewer pipe that have heaved. They need to be replaced. The sidewalk needs to be extended approximately 95' east to connect to the sidewalk on the west side of Haines Road. The bituminous surface of Eeve Drive is starting to deteriorate. It is recommended that a 2" mill and overlay be performed on Eeve Drive to add longevity to the road surface. This portion of work would not qualify for LRIP funding.

Section 5 - Sams Way

Sams Way provides access from Sam's Club to a variety of businesses. The existing roadway currently is a 32' wide urban section with curb and gutter. The bituminous surface is in poor to fair condition. A 2" mill and overlay with the addition of 5' walk on the north side is recommended.

Section 6 - Haines Road Frontage Road

Mid distance between Eeve Drive and Maple Grove Road, a small section of frontage road exists on the west side of Haines Road. This section of roadway is in disrepair and has poor drainage characteristics. This has been studied by both the city and St. Louis County. As part of this project the roadway will be fully re-constructed, and a proper drainage pattern will be established. The city of Hermantown would work with St. Louis County to determine the best corrective action plan.

Soils Investigation: TBD

Wetland Permitting: A wetland delineation has been completed and a notice of decision has been issued. The project will need to mitigate impacted wetlands that are above and beyond the allowed wetland de minimis exemption. Credits from the wetland roadway bank may be an option.

Right-of-Way and Easement Acquisition

One area of right-of-way acquisition will be required along Lindgren Road between Loberg Ave and Haines Road. The existing right-of-way at this location is 50 feet wide extending north from the northern boundary of parcels owned by Krenzen Properties. It is recommended that this right-of-way is increased from 50 feet to 66 feet wide. The new right of way would extend north from the northern boundary of parcels owned by Krenzen Properties. This would only require

right-of-way acquisition from Minnesota Power. Various construction, utility, or drainage easements may be required. The design process will determine where these easements would need to be.

CONCLUSION

Based on discussions with the City Administrator and Public Works Director, it is NCE's recommendation that the City Council approve each of the 6 project segments identified in this study. These improvements will complete the reconstruction of roadways in the Hermantown Market Place.

PROJECTED COSTS

See Exhibit 3 for a breakdown of the cost projections of the project.

Estimated Construction Costs:

Segment #1 - Richard Avenue 2" Mill and Overlay	\$ 147,105.00
Segment #2 - Richard Avenue Extension	\$ 378,892.00
Segment #3 - Lindgren Road Reconstruction	\$ 929,297.00
Segment #4 - Eeve Drive 2" Mill and Overlay	\$ 61,994.00
Segment #5 - Sams Way 2" Mill and Overlay	\$ 13,014.00
Segment #6 - Frontage Road Reconstruction	\$ 41,704.00
Estimated Total Construction Costs	\$ 1,572,006.00
Design and Construction Engineering	\$ 235,800.90
Wetland Delineation and Permitting	\$ 25,000.00
Geotechnical Evaluation	\$ 10,000.00
Surveying	\$ 10,000.00
Right-of-way Acquisition	\$ 50,000.00
Construction Contingency (10%)	\$ 157,200.60
City Administrative Cost (5%)	\$ 78,600.30
Estimated Total Project Costs	\$ 2,138,607.80

Projected Project Funding for Construction & Soft Costs

Local Road Improvement Program	\$750,000.00
Storm Water Utility Fund	\$45,239.00
Water Utility Fund	\$217,200.00
Sanitary Sewer Utility Fund	\$3,000.00
Street Light Utility Fund	\$100,000.00
Assessments	\$440,000.00
General Levy	\$583,168.80
Estimated Total Project Costs	\$2,138,607.80

APPENDICES

Exhibit 1.0 - Overall Map

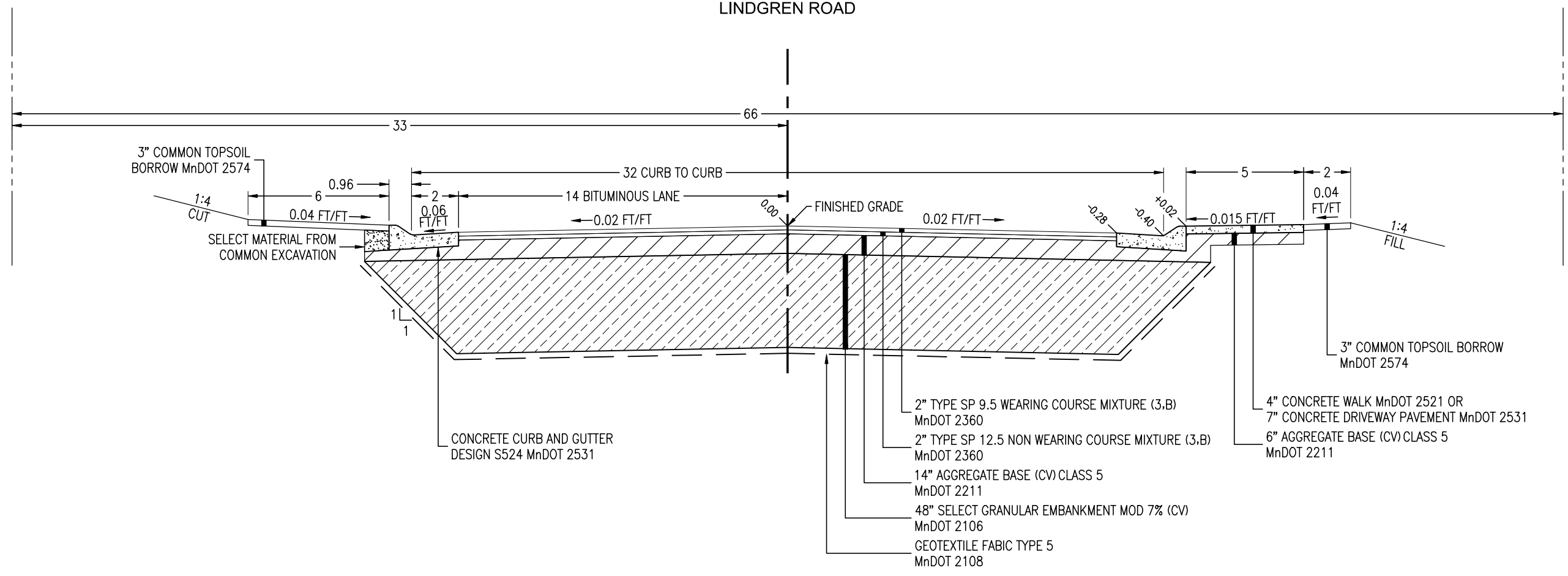


Exhibit 2.0 - Typically Roadway Section

TYPICAL SECTION OF
RICHARD AVE
&
LINDGREN ROAD

33' ROW

33' ROW



3" COMMON TOPSOIL
BORROW MnDOT 2574

1:4
CUT

SELECT MATERIAL FROM
COMMON EXCAVATION

CONCRETE CURB AND GUTTER
DESIGN S524 MnDOT 2531

- 2" TYPE SP 9.5 WEARING COURSE MIXTURE (3,B)
MnDOT 2360
- 2" TYPE SP 12.5 NON WEARING COURSE MIXTURE (3,B)
MnDOT 2360
- 14" AGGREGATE BASE (CV) CLASS 5
MnDOT 2211
- 48" SELECT GRANULAR EMBANKMENT MOD 7% (CV)
MnDOT 2106
- GEOTEXTILE FABIC TYPE 5
MnDOT 2108

3" COMMON TOPSOIL BORROW
MnDOT 2574

- 4" CONCRETE WALK MnDOT 2521 OR
7" CONCRETE DRIVEWAY PAVEMENT MnDOT 2531
- 6" AGGREGATE BASE (CV) CLASS 5
MnDOT 2211

V:\Projects\21-8006 - richard lindgren ssp 202-080-003\design engineering\DWG\1 - Title.dwg Nov 03, 2021 - 1:48pm jacob



I hereby certify that this plan was prepared by me or under my direct supervision, and that I am a duly licensed Professional Engineer under the laws of the State of Minnesota

PRELIMINARY
NOT FOR CONSTRUCTION

XX/XX/XX
David G. Bolf, PE Lic. No: 40926

Proj #: 21-8006
Date: 11/03/21
Drawn By: JDO
Checked By: CAE

revision

SAP 202-080-003

HERMANTOWN, MN

TYPICAL SECTION
Sheet Title
12 OF XX
Sheet Number

RICHARD AVE & LINDGREN RD RECONSTRUCTION

Exhibit 3.0 – Engineer’s Estimate of Cost



Engineer's Estimate

Date: 11/30/21

Item No.	Note No.	Spec. No.	Item Description	Unit of Measure	Unit Price	Non-Participating		Participating		Non-Participating		Total Estimated Quantities	Estimated Total Cost						
						Segment 1 Quantities	Segment 1 Est. Cost	Segment 2 Quantities	Segment 2 Est. Cost	Segment 3 Quantities	Segment 3 Est. Cost			Segment 4 Quantities	Segment 4 Est. Cost	Segment 5 Quantities	Segment 5 Est. Costs	Segment 6 Quantities	Segment 6 Est. Cost
1		2021.501	MOBILIZATION	LS	\$ 80,000	0.25	\$ 20,000.00	0.25	\$ 20,000.00	0.50	\$ 40,000.00		\$ -		\$ -		\$ -	1	\$ 80,000
2		2101.501	CLEARING AND GRUBBING	LS	\$ 10,000		\$ -	0.75	\$ 7,500.00	0.25	\$ 2,500.00		\$ -		\$ -		\$ -	1	\$ 10,000
3		2101.502	CLEARING	EACH	\$ 250		\$ -	30	\$ 7,500.00	10	\$ 2,500.00		\$ -		\$ -		\$ -	40	\$ 10,000
4		2101.502	GRUBBING	EACH	\$ 250		\$ -	30	\$ 7,500.00	10	\$ 2,500.00		\$ -		\$ -		\$ -	40	\$ 10,000
5		2104.502	REMOVE SIGN TYPE C	EACH	\$ 50		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -
6		2104.502	REMOVE MAIL BOX SUPPORT	EACH	\$ 50		\$ -		\$ -	1	\$ 50.00		\$ -		\$ -		\$ -	1	\$ 50
7		2104.502	REMOVE DRAINAGE STRUCTURE	EACH	\$ 1,500		\$ -		\$ -	1	\$ 1,500.00	3	\$ 4,500.00		\$ -		\$ -	4	\$ 6,000
8		2104.502	REMOVE MANHOLE (SANITARY)	EACH	\$ 2,000		\$ -		\$ -	1	\$ 2,000.00		\$ -		\$ -		\$ -	1	\$ 2,000
9		2104.503	REMOVE SEWER PIPE (STORM)	LF	\$ 130		\$ -		\$ -		\$ -	28	\$ 3,640.00		\$ -		\$ -	28	\$ 3,640
10		2104.503	SAWING BITUMINOUS PAVEMENT (FULL DEPTH)	LF	\$ 3		\$ -	28	\$ 84.00	150	\$ 450.00		\$ -		\$ -	134	\$ 402.00	312	\$ 936
11		2104.503	REMOVE CURB AND GUTTER	LF	\$ 7		\$ -		\$ -		\$ -	252	\$ 1,764.00		\$ -		\$ -	252	\$ 1,764
12		2104.504	REMOVE BITUMINOUS PAVEMENT	SY	\$ 6		\$ -		\$ -	590	\$ 3,540.00		\$ -		\$ -	402	\$ 2,412.00	992	\$ 5,952
13		2104.504	REMOVE CONCRETE WALK	SY	\$ 3	229	\$ 687.00		\$ -		\$ -	178	\$ 534.00		\$ -		\$ -	407	\$ 1,221
14		2106.507	EXCAVATION - COMMON	C Y	\$ 20		\$ -	3904	\$ 78,080.00	7647	\$ 152,940.00		\$ -		\$ -		\$ -	11551	\$ 231,020
15		2106.507	EXCAVATION - MUCK	C Y	\$ 15		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	0	\$ 0
16		2106.507	SELECT GRANULAR EMBANKMENT MOD 7% (CV)	C Y	\$ 30		\$ -		\$ -	2640	\$ 79,200.00		\$ -		\$ -	655	\$ 19,650.00	3295	\$ 98,850
17		2106.601	DEWATERING	LS	\$ 15,000		\$ -		\$ -	1	\$ 15,000.00		\$ -		\$ -		\$ -	1	\$ 15,000
18		2108.504	GEOTEXTILE FABRIC TYPE 5	SY	\$ 3		\$ -	2445	\$ 7,335.00	5733	\$ 17,199.00		\$ -		\$ -	605	\$ 1,815.00	8783	\$ 26,349
19		2211.507	AGGREGATE BASE (CV) CLASS 5	C Y	\$ 40		\$ -	632	\$ 25,280.00	1481	\$ 59,240.00		\$ -		\$ -	156	\$ 6,240.00	2269	\$ 90,760
20		2232.504	MILL BITUMINOUS SURFACE (2.0")	SY	\$ 5	2264	\$ 11,320.00		\$ -		\$ -	1693	\$ 8,465.00	880	\$ 4,400.00		\$ -	4837	\$ 24,185
21		2301.504	CONCRETE PAVEMENT 7.0"	SY	\$ 75		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	0	\$ -
22		2360.504	TYPE SP 9.5 WEARING COURSE MIXTURE	TON	\$ 80	286	\$ 22,880.00	197	\$ 15,760.00	505	\$ 40,400.00	188	\$ 15,040.00	102	\$ 8,160.00	42	\$ 3,360.00	1320	\$ 105,600
23		2360.504	TYPE SP 12.5 NON-WEARING COURSE MIXTURE	TON	\$ 75		\$ -	197	\$ 14,775.00	505	\$ 37,875.00		\$ -		\$ -	42	\$ 3,150.00	744	\$ 55,800
24		2501.502	* RC PIPE APRON	EACH	\$ 500		\$ -		\$ -	3	\$ 1,500.00		\$ -		\$ -		\$ -	3	\$ 1,500
25		2501.503	* RC PIPE CULVERT DESIGN 3006 CLASS III	LF	\$ 150		\$ -		\$ -	28	\$ 4,200.00		\$ -		\$ -		\$ -	28	\$ 4,200
26		2502.503	4" PERF PVC PIPE DRAIN	LF			\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	0	\$ -
27		2503.602	CONNECT TO EXISTING STORM SEWER	EACH	\$ 1,500		\$ -	1	\$ 1,500.00		\$ -		\$ -		\$ -		\$ -	1	\$ 1,500
28		2503.602	PLUG AND ABANDON PIPE SEWER	EACH	\$ 1,500		\$ -		\$ -	2	\$ 3,000.00		\$ -		\$ -		\$ -	2	\$ 3,000
29		2504.602	CONNECT TO EXISTING WATER MAIN	EACH	\$ 2,500		\$ -	1	\$ 2,500.00	2	\$ 5,000.00		\$ -		\$ -		\$ -	0	\$ 7,500
30		2504.602	*x * ELECTROFUSION TRANSITION SERVICE SADDLE AND CORPORATION STOP	EACH			\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	0	\$ -
31		2504.602	WATER TRACER BOX	EACH	\$ 150	1	\$ 150.00	1	\$ 150.00	3	\$ 450.00	1	\$ 150.00		\$ -		\$ -	6	\$ 900
32		2504.602	HYDRANT ASSEMBLY	EACH	\$ 7,000		\$ -	1	\$ 7,000.00	3	\$ 21,000.00		\$ -		\$ -		\$ -	4	\$ 28,000
33		2504.602	8" GATE VALVE AND BOX	EACH	\$ 2,500	1	\$ 2,500.00	1	\$ 2,500.00	3	\$ 7,500.00	1	\$ 2,500.00		\$ -		\$ -	6	\$ 15,000
34		2504.602	* CURB STOP AND BOX	EACH	\$ 350		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	0	\$ -
35		2504.603	* HDPE SDR 11 SERVICE PIPE	LF			\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	0	\$ -
36		2504.603	8" DIPS HDPE WATER MAIN SDR 11	LF	\$ 100		\$ -	422	\$ 42,200.00	1236	\$ 123,600.00		\$ -		\$ -		\$ -	1658	\$ 165,800
37		2506.502	ADJUST FRAME AND RING CASTING	EACH	\$ 500		\$ -	2	\$ 1,000.00	9	\$ 4,500.00	2	\$ 1,000.00		\$ -		\$ -	2	\$ 6,500
38		2506.502	MANHOLE FRAME SEAL (EXTERNAL)	EACH	\$ 500		\$ -	2	\$ 1,000.00	9	\$ 4,500.00	2	\$ 1,000.00		\$ -		\$ -	2	\$ 6,500
39		2506.502	CONSTRUCT DRAINAGE STRUCTURE DESIGN	EACH	\$ 1,500		\$ -	2	\$ 3,000.00	8	\$ 12,000.00	2	\$ 3,000.00		\$ -		\$ -	1	\$ 18,000
40		2506.502	CASTING ASSEMBLY	EACH	\$ 750		\$ -	2	\$ 1,500.00	8	\$ 6,000.00	2	\$ 1,500.00		\$ -		\$ -	19	\$ 9,000
41		2506.602	CONNECT INTO EXISTING DRAINAGE STRUCTURE	EACH	\$ 1,500		\$ -	1	\$ 1,500.00	1	\$ 1,500.00	1	\$ 1,500.00		\$ -		\$ -	2	\$ 4,500
42		2506.602	MODIFY DRAINAGE STRUCTURE	EACH	\$ 750		\$ -		\$ -	1	\$ 750.00		\$ -		\$ -		\$ -	1	\$ 750
43		2521.518	4" CONCRETE WALK	S F	\$ 10	5440	\$ 54,400.00	5817	\$ 58,170.00	5919	\$ 59,190.00		\$ -		\$ -		\$ -	8176	\$ 171,760
44		2521.518	6" CONCRETE WALK	S F	\$ 10		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	0	\$ -
45		2531.503	CONCRETE CURB AND GUTTER DESIGN S524	LF	\$ 25	140	\$ 3,500.00	1094	\$ 27,350.00	2547	\$ 63,675.00	252	\$ 6,300.00		\$ -	187	\$ 4,675.00	4220	\$ 105,500
46		2531.618	TRUNCATED DOMES	S F	\$ 50		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	0	\$ -
47		2540.602	MAIL BOX SUPPORT	EACH	\$ 120		\$ -		\$ -	1	\$ 120.00		\$ -		\$ -		\$ -	1	\$ 120
48		2545.602	INSTALL LIGHT POLE	EACH	\$ 5,000	4	\$ 20,000.00	4	\$ 20,000.00	10	\$ 50,000.00	2	\$ 10,000.00		\$ -		\$ -	20	\$ 100,000
49		2563.601	TRAFFIC CONTROL	LS	\$ 10,000	1	\$ 10,000.00		\$ -		\$ -		\$ -		\$ -		\$ -	1	\$ 10,000
50		2564.502	INSTALL SIGN PANEL TYPE C	EACH	\$ 40		\$ -	1	\$ 40.00	2	\$ 80.00		\$ -		\$ -		\$ -	0	\$ 120
51		2564.518	SIGN PANELS TYPE C	S F	\$ 30		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	0	\$ -
52		2573.501	EROSION CONTROL SUPERVISOR	LS	\$ 4,000		\$ -	1	\$ 4,000.00		\$ -		\$ -		\$ -		\$ -	1	\$ 4,000
53		2573.501	STABILIZED CONSTRUCTION EXIT	LS	\$ 500		\$ -	1	\$ 500.00	2	\$ 1,000.00		\$ -		\$ -		\$ -	3	\$ 1,500
54		2573.503	SILT FENCE, TYPE HI	LF	\$ 3		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	0	\$ -
55		2573.503	SEDIMENT CONTROL LOG TYPE WOOD FIBER	LF	\$ 3		\$ -		\$ -		\$ -		\$ -		\$ -		\$ -	0	\$ -
56		2573.502	STORM DRAIN INLET PROTECTION	EACH	\$ 17	4	\$ 68.00	4	\$ 68.00	4	\$ 68.00	3	\$ 51.00	2	\$ 34.00		\$ -	17	\$ 289
57		2575.501	TURF ESTABLISHMENT	LS	\$ 20,000		\$ -	0.5	\$ 10,000.00	0.5	\$ 10,000.00		\$ -		\$ -		\$ -	1	\$ 20,000
58		2575.601	EROSION CONTROL	LS	\$ 20,000		\$ -	0.5	\$ 10,000.00	0.5	\$ 10,000.00		\$ -		\$ -		\$ -	1	\$ 20,000
59		2582.503	4" SOLID LINE PAINT (WR)	LF	\$ 0.50	1600	\$ 800.00	1100	\$ 550.00	2580	\$ 1,290.00	1050	\$ 525.00	420	\$ 210.00		\$ -	5750	\$ 3,375
60		2582.503	4" DOUBLE SOLID LINE PAINT (WR)	LF	\$ 1	800	\$ 800.00	550	\$ 550.00	1240	\$ 1,240.00	525	\$ 525.00	210	\$ 210.00		\$ -	3325	\$ 3,325
61		2582.503	24" SOLID LINE PAINT (WR)	LF	\$ 10		\$ -		\$ -	24	\$ 240.00		\$ -		\$ -		\$ -	24	\$ 240
62			OVERHEAD ELECTRIC RELOCATION	LS	\$ 80,000		\$ -		\$ -	1	\$ 80,000.00		\$ -		\$ -		\$ -	1	\$ 80,000

Segment 1 Total	Segment 2 Total	Segment 3 Total	Segment 4 Total	Segment 5 Total	Segment 6 Total
\$ 147,105.00	\$ 378,892.00	\$ 929,297.00	\$ 61,994.00	\$ 13,014.00	\$ 41,704.00

NCE's Total Estimate
\$ 1,572,006.00

Project Funding:	LRIP	Storm Water	Water Utility	Sanitary Sewer	Street Lighting	Assessments	Levy
\$	750,000.00	45,239.00	217,200.00	3,000.00	100,000.00	440,000.00	583,168.80

Soft Costs:	Engineering	Geotechnical	Surveying	Right of Way Aquisition	Construction Contingency	City Administrative Cost	Wetlands
\$	235,800.90	10,000.00	10,000.00	50,000.00	157,200.60	78,600.30	25,000.00

Est. Total Project Cost
\$ 2,138,607.80

Resolution No. 2021-167

**RESOLUTION AUTHORIZING AND DIRECTING MAYOR AND CITY CLERK TO EXECUTE
ADDENDUM TO ENGINEERING CONTRACT FOR ROAD IMPROVEMENT DISTRICT NO.
538 (RICHARD AVENUE, LINDGREN ROAD, EVEE DRIVE & A FRONTAGE ROAD)**

WHEREAS, the City of Hermantown (“City” and “Owner”) entered into an Engineering Contract with Northland Consulting Engineers. (“Contractor”) on the August 2, 2021 for the engineering for Road Improvement District No. 538 (Richard Avenue, Lindgren Road, Eeve Drive & A Frontage Road) (“Project”); and

WHEREAS, the City of Hermantown and Contractor have identified issues with regard to the engineering of the “Project” and have developed what City and Contractor believes is a mutually acceptable solution to the issues which are set forth in the Addendum; and

WHEREAS, such changes to construction contract are described on Exhibit A, a copy of which is attached hereto; and

WHEREAS, the City Council has given due consideration to such Addendum to Engineering Contract.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hermantown, Minnesota, that the Mayor and City Clerk are hereby authorized and directed to execute and deliver on behalf of the City of Hermantown, Addendum to Engineering Contract for Road Improvement Project District No. 538 (Richard Avenue, Lindgren Road, Eeve Drive & A Frontage Road)

Councilor _____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such resolution was seconded by Councilor _____n and, upon a vote being taken thereon, the following voted in favor thereof:

and the following voted in opposition thereto:

WHEREUPON, such resolution was declared duly passed and adopted on December 20, 2021.

EXHIBIT A

Civil Engineering Fee Proposal



December 14, 2021

Proposal #: P0108

Project Title: Richard Lindgren
Project Location: Duluth, MN

Company: City of Hermantown
Client Contact: John Mulder
Full Address: 5105 Maple Grove Road

Client Email: jmulder@hermantownmn.com
Office Phone: 218.729.3601
Cell Phone:

Project Description

Provide design and construction engineering services for the the reconditioning of Eeve Drive, Sams Way, Kwik Trip Frontage Road and the south 1/2 of Richard Avenue.

Scope of Civil Engineering Services

1. Meetings and Communications.
2. Plan and Profile Sheets
3. ADA Upgrades
4. Repair Heaved Strom Sewer

Proposed Fee Calculation Table - Private Planset	Estimated Hours / Hourly Rates					Extended Cost
	Principal	PE	Tech.	Clerical	Other	
Design Engineering	\$160.00	\$140.00	\$85.00	\$60.00		
Plan and Profile Sheets	4	20	40			\$ 6,840.00
					Subtotal	\$ 6,840.00
Construction Engineering	\$160.00	\$140.00	\$85.00	\$60.00		Extended Cost
Construction Inspection - 2 weeks			40			\$ 3,400.00
					Subtotal	\$ 3,400.00

Total NCE Engineering Fees \$ 10,240.00

Assumptions

1. Compensation for Design Engineering services described above will be performed on a Lump-Sum-Fee basis based on the overall project description and scope of services listed above.
2. Additional Services may be required. Additional services will be performed only upon written approval by the client and billed on an hourly rate basis in accordance with NCE current rate schedule.
3. The scope and fee in this proposal are based on the Segments 1, 4, 5 & 6 in the feasibility study dated 11/30/21.
4. This proposal includes an estimate of construction engineering and construction inspection hours. Actual hours will be billed at the attached hourly rates.
5. If acceptable, this proposal along with the attached terms and conditions sheet will serve as our contract for the project.

We understand that this proposal including the attached terms and conditions will serve as our contract for this project.

Submitted By

 12/14/21

Signature _____ Date _____
 David Bolf, P.E.
 Principle Partner - Civil Department Manager
 Northland Consulting Engineers LLP

Accepted By

Signature _____ Date _____
 Printed Name _____
 Title _____
 Representing _____

Basis of Compensation - 2021



Fee Schedule

The compensation of Northland Consulting Engineers for professional services is based upon straight hourly rates as indicated below.

Classification	Hourly Rates
Partner Engineer	\$160.00
Registered Project Engineer (Civil / Structural)	\$140.00
Principal	\$160.00
Expert Witness / Testimony - PE	\$210.00
Engineer	\$120.00
Structural Engineer Technician	\$85.00
Civil / Structural Drafting	\$85.00
Secretary / Clerical	\$60.00

Reimbursable Expenses

Expenses connected with the work such as, but not limited to, travel, vehicle rental, equipment rental, meals, lodging will be charged at cost. Outside consultants, material testing and geotechnical services (if included in our scope) will be charged at cost plus 10 percent. Vehicle

Reproduction expenses will be charged as follows:

Copy or Scan (large format)	\$4.00 / sheet
Copy or Scan (up to 11x17)	\$0.25 / each

Effective 1/1/2022

Terms & Conditions

Northland Consulting Engineers, L.L.P. (NCE) shall perform the services outlined in this agreement for the stated fee arrangement.



Fee

The total fee, except stated lump sum, shall be understood to be an estimate, based upon Scope of Services, and shall not be exceeded by more than ten percent, without written approval of the Client. Where the fee arrangement is to be on an hourly basis, the rates shall be those that prevail at the time services are rendered.

Billings/Payments

Invoices will be submitted monthly for services and reimbursable expenses and are due when rendered. Invoices shall be considered past due if not paid within 30 days after the invoice date and the Engineer (NCE) may, without waiving any claim or right against Client, and without liability whatsoever to the Client, terminate the performance of the service. Retainers shall be credited on the final invoice. A service charge will be charged at 1.5% (or the legal rate) per month on the unpaid balance. In the event any portion of an account remains unpaid 90 days after billing, the Client shall pay cost of collection, including reasonable attorneys' fees.

Ownership Documents

All documents produced by the NCE under this agreement shall remain the property of the NCE and may not be used by the Client for any other endeavor without the consent of the NCE.

Hidden Conditions and Hazardous Materials

A structural condition is hidden if it is concealed by an existing finish or if it cannot be investigated by reasonable visual observation. If the Engineer (NCE) has reason to believe that a structurally deficient condition may exist, NCE shall notify the Client who shall authorize and pay for all costs associated with the investigation of such a condition and, if necessary, all costs necessary to correct said condition. If (1) the Client fails to authorize such investigation or correction after due notification, or (2) NCE has no reason to believe that such a condition exists, the Client is responsible for all risks associated with this condition, and NCE shall not be responsible for the existing condition nor any resulting damages to persons or property. NCE shall have no responsibility for the discovery, presence, handling, removal, disposal or exposure of persons to hazardous materials of any form.

Access to Site

Unless otherwise stated, NCE will have access to the site for activities necessary for the performance of the services. NCE will take precautions to minimize damage due to these activities, but has not included in the fee the cost of restoration of any resulting damage.

Indemnification

The Engineer (NCE) shall indemnify and hold harmless the Client and its personnel against any and all claims, damages, losses and expenses to the extent they are caused by the negligent acts, errors, or omissions of NCE or its employees in the performance of its services under this Agreement, subject to the Risk Allocation provisions. The Client shall indemnify and hold harmless NCE and all of its personnel from and against any and all claims, damages, losses and expenses arising out of or resulting from the performance of the services, provided that any such claims, damage, loss or expense is caused in whole or in part by the negligent act or omission and/or strict liability of the Client, anyone directly or indirectly employed by the Client (except NCE) or anyone for whose acts any of them may be liable. This indemnification shall include any claim, damage or loss due to the presence of hazardous materials.

Dispute Resolution

The Engineer and Client agree to negotiate any claim(s) or dispute(s) arising out of or related to the agreement between them in good faith prior to exercising any other provision of this Agreement. If a claim or dispute between NCE and Client cannot be settled within 30 days by good faith negotiations the SE and Client agree to submit it to mediation in accordance with the Construction Rules of the American Arbitration Association. If the claim or dispute cannot be settled by good faith negotiations or mediation then either party may exercise their rights under law. In no event shall a claim or dispute be made or sustained if it would be barred by the applicable statute of limitations.

Termination of Services

This agreement may be terminated upon 10 days written notice by either party should the other fail to perform his obligations hereunder. In the event of termination, the Client shall pay the NCE for all services rendered to the date of termination, all reimbursable expenses, and reasonable termination expenses.

TO: Mayor & City Council
FROM: Eric Johnson, Community
Development Director



DATE: December 10, 2021 **Meeting Date:** 12/20/21
SUBJECT: Application to the MNDOT for **Agenda Item: 12-D** **Resolution 2021-168**
Transportation Alternatives
Grant

REQUESTED ACTION

Approve a grant funding request to the Minnesota Department of Transportation (MNDOT) in order to construct a 0.80 mile, ADA accessible trail from Portland/Okerstrom Roads to Morris Thomas Road where it would intersect the Keene Creek Trail segment.

BACKGROUND

The City has been working on the Munger Trail Spur project during the past number of years in order to identify trail segments and potential funding sources. The City has made prior funding requests with a successful award from the Greater Minnesota Regional Parks and Trails Commission (GMRPTC) and from St. Louis County for a Community Development Block Grant (CDBG). This new application is to MNDOT for a Transportation Alternatives grant program in order to construct the 0.80 mile, ADA accessible trail from Portland/Okerstrom Roads to Morris Thomas Road where it would intersect the Keene Creek Trail segment.

The grant application is for the 2026 funding season and is for \$600,000. The grant requires a 20% City match in the amount of \$120,000 and is anticipated to utilize park dedication fees as a source of funds. The City match does not need to be spent until the 2026 funding year, assuming a successful award. If the City is awarded the grant, we would then be required to enter into an operations and maintenance agreement associated with this trail segment at the time of the grant award.

SOURCE OF FUNDS (if applicable)

Funds available through the Federal Highway Administration (FHWA) Transportation Alternatives Grant
Park Dedication Fund

ATTACHMENTS

Resolution No. 2021-168

RESOLUTION AUTHORIZING THE CITY OF HERMANTOWN TO SPONSOR A GRANT FUNDING REQUEST ASSOCIATED WITH THE CONSTRUCTION OF AN ACCESSIBLE TRAIL FROM OKERSTROM/PORTLAND ROADS TO MORRIS THOMAS ROAD AND THE KEENE CREEK TRAIL SEGMENT

BE IT RESOLVED by the city council of the City of Hermantown, Minnesota, as follows:

WHEREAS, the City of Hermantown has the legal authority to sponsor a grant funding request to Minnesota Department of Transportation for a Northeast Minnesota Transportation Alternatives Grant (STATE) for the Accessible Trail Project (PROJECT), in order to provide an accessible trail surface from Okerstrom/Portland Roads to Morris Thomas Road where it would intersect the Keene Creek Trail segment; and

WHEREAS, the City is fully aware of the information provided in the funding request, including any non-state match and any other long-term commitments as defined in the funding request as submitted; and

WHEREAS, that, if selected for funding by the STATE, the City shall act as a legal sponsor for the PROJECT as funded by the MN Department of Transportation and that the Community Development Director is hereby authorized to apply to the STATE for funding of this project on behalf of the City; and

WHEREAS, the City of Hermantown has not incurred any development costs; and

WHEREAS, that upon approval of its application by the STATE, the City may enter into an agreement with the STATE for the above referenced project, and that the City certifies that it will comply with all applicable laws and regulations as stated in the grant contract

NOW, THEREFORE BE IT RESOLVED that the City Administrator is hereby authorized to execute such agreements as are necessary to implement the project on behalf of the City of Hermantown.

Councilor _____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such resolution was seconded by Councilor _____ and, upon a vote being taken thereon, the following voted in favor thereof:

Councilors _____, Mayor Boucher, aye.

and the following voted in opposition thereto:

None

WHEREUPON, such resolution was declared duly passed and adopted December 20, 2021.

Resolution No. 2021-169

RESOLUTION AUTHORIZING AND DIRECTING THE PREPARATION AND ISSUANCE OF PRELIMINARY ACQUISITION NOTICES AND OFFER OF JUST COMPENSATION IN CONNECTION WITH THE PROJECT KNOWN AS THE UGSTAD ROAD AND ARROWHEAD ROAD IMPROVEMENTS

WHEREAS, in the interest of public health and safety, it is necessary for the City of Hermantown, Minnesota, to make improvements to portions of Ugstad Road and Arrowhead Road in the City of Hermantown (“Project”); and

WHEREAS, the City must acquire easements (“Easements”) in order to complete the Project; and

WHEREAS, the City is authorized to acquire the Easements pursuant to Minnesota Statutes Section 412.211; and

WHEREAS, Sanford Hoff, Certified General Appraiser, of F. I. Salter Company, Inc. (“Hoff”) has prepared minimum damage acquisition reports for each of the Easements; and

WHEREAS, the minimum damage acquisition reports indicate that the valuation problem presented by the Easements needed to be acquired is uncomplicated and the minimum damage acquisition amounts are all less than \$10,000.00; and

WHEREAS, the City Council of the City of Hermantown has considered this matter and believes that it is in the best interests of the City of Hermantown to acquire the Easements, to approve the minimum damage acquisition reports for the Easements prepared by Hoff and to accept the determination of the minimum damage valuation report and waiver valuation prepared by Hoff; and

WHEREAS, under applicable law, the City must provide a preliminary acquisition notice and offer of just compensation letter to property owners whose land is proposed to be acquired as a result of the Project; and

WHEREAS, the City Council of the City of Hermantown has considered this matter and believes that it is in the best interests of the City of Hermantown to authorize the City Administrator to issue the required preliminary acquisition notice and offer of just compensation letter.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Hermantown, Minnesota, as follows:

1. That the City Attorney is hereby authorized and directed to prepare preliminary acquisition notice and offer of just compensation letter to property owners of the property covered by the Easements.

2. The City Administrator is hereby authorized to execute and issue the preliminary acquisition notice and offer of just compensation letter on behalf of the City.

3. That the Easements be acquired by the City in order to complete the Project.

4. An appraisal is unnecessary because the valuation problem presented by the Easements is uncomplicated and the anticipated value of any of the Easements is less than \$10,000.00.

5. That just compensation be provided to the owners of the Easements.

6. Hoff has sufficient understanding of the local real estate market to be qualified to make the minimum damage acquisition reports and waiver valuations.

7. That the minimum damage acquisition reports prepared by Hoff for the Easements are hereby approved and shall constitute the waiver valuation for each Easement.

8. That the amount which the City Council believes to be just compensation for the property to be acquired from the owners of the Parcels is as set forth on the minimum damage acquisition reports.

9. That staff of the City of Hermantown is hereby authorized and directed to acquire the Parcels by direct negotiation in accordance with the provisions of applicable law.

Councilor _____ introduced the foregoing resolution and moved its adoption.

The motion for the adoption of such resolution was seconded by Councilor _____, and upon a vote being taken thereon, the following voted in favor thereof:

and the following voted in opposition thereto:

WHEREUPON, such resolution was declared duly passed and adopted December 20, 2021



800B West Railroad Street • Duluth, MN 55802
(218) 722-5556 • www.fisalter.com

December 2, 2021

Mr. Steve Overom
Attorney
Overom Law, PLLC
11 E. Superior Street Suite 543
Duluth, MN 55802

RE: Ugstad Road Improvement Project – Paul and Sara Fitzgerald, Parcel 395-0074-00060

Dear Mr. Overom:

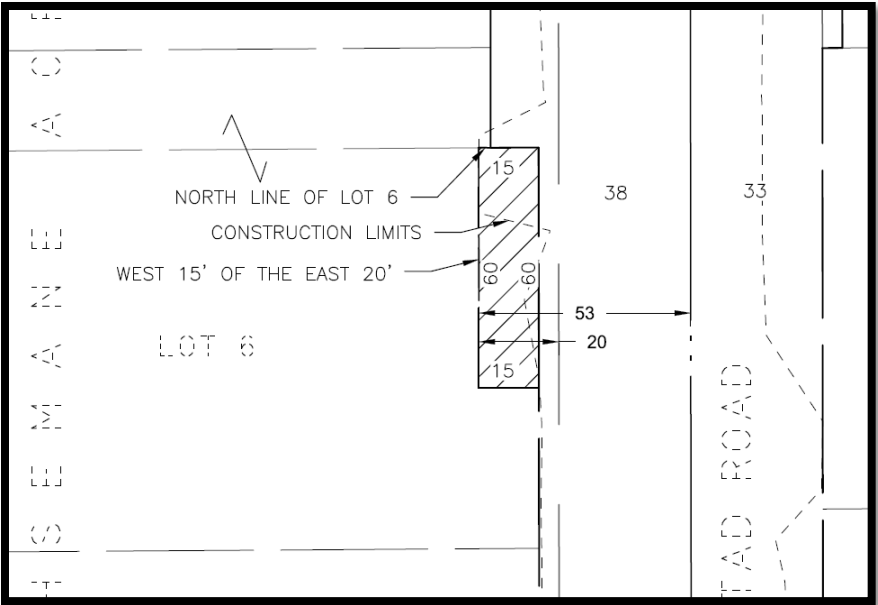
I have reviewed the map depicting the proposed temporary easement on the Fitzgerald property. I have concluded that the valuation problem presented by this proposed acquisition is uncomplicated and the anticipated value of the proposed taking is less than \$10,000.

The proposed taking includes a temporary easement comprising 900 square feet which extends until December 31st, 2024.

I recommend that a waiver valuation of \$1,385 be used for this acquisition.

Respectfully submitted,

Sanford C. Hoff
Certified General Real Property Appraiser
MN License #4001232





800B West Railroad Street • Duluth, MN 55802
(218) 722-5556 • www.fisalter.com

December 2, 2021

Mr. Steve Overom
Attorney
Overom Law, PLLC
11 E. Superior Street Suite 543
Duluth, MN 55802

RE: Ugstad Road Improvement Project – Gethsemane Covenant Church
Parcel 395-0010-02540

Dear Mr. Overom:

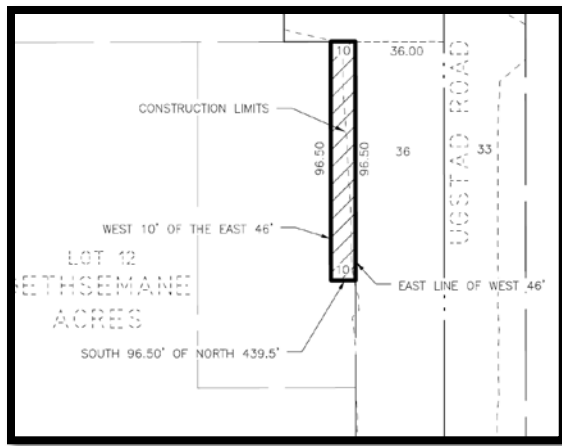
I have reviewed the map depicting the proposed fee taking on the Gethsemane Covenant Church property. I have concluded that the valuation problem presented by this proposed acquisition is uncomplicated and the anticipated value of the proposed taking is less than \$10,000.

The proposed acquisition is a fee taking with a land area of 965 square feet.

I recommend that a waiver valuation of \$4,825 be used for this acquisition.

Respectfully submitted,

Sanford C. Hoff
Certified General Real Property Appraiser
MN License #4001232





800B West Railroad Street • Duluth, MN 55802
(218) 722-5556 • www.fisalter.com

December 2, 2021

Mr. Steve Overom
Attorney
Overom Law, PLLC
11 E. Superior Street Suite 543
Duluth, MN 55802

RE: Ugstad Road Improvement Project – Robert Nelson Trust: Parcel 395-0074-00140

Dear Mr. Overom:

I have reviewed the map depicting the proposed temporary easement and fee taking on the Robert Nelson Trust property. I have concluded that the valuation problem presented by this proposed acquisition is uncomplicated and the anticipated value of the proposed taking is less than \$10,000.

The proposed taking includes a temporary easement comprising 1,061 square feet which extends until December 31st, 2024, and a permanent easement comprising 100 square feet.

I recommend that a waiver valuation of \$2,135 be used for this acquisition.

Respectfully submitted,

Sanford C. Hoff
Certified General Real Property Appraiser
MN License #4001232

