

**CITY OF HERMANTOWN
CITY COUNCIL MEETING**

Monday, April 17, 2023
6:30 PM Central

MEETING CONDUCTED IN PERSON & VIA ZOOM

Mayor Wayne Boucher: Present
Councilor John Geissler: Present
Councilor Andy Hjelle: Present
Councilor Ellie Jones: Present
Councilor Brian LeBlanc: Present

CITY STAFF: John Mulder, City Administrator; Jackie Dolentz, City Clerk; Eric Johnson; Community Development Director; Joe Wicklund, Communications & Community Engagement Director; David Bolf, City Engineer; Gunnar Johnson, City Attorney

VISITORS: 10

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **ANNOUNCEMENTS**

Congratulations to the Hermantown Talons Robotic Team on their trip to World Championships in Houston, TX!

5. **PUBLIC HEARING**

A. Public Hearing: Road Improvement District No. 541 (Hermantown Road and Old Midway Road)

The Public Hearing held Monday, April 17, 2023 regarding Road Improvement District No. 541 has been recorded but not transcribed. The following three residents spoke regarding this project:

Dennis Lofald, 5464 Hermantown Road, spoke about his concerns regarding the road once completed (speeding traffic and keeping pedestrians and bicycle riders safe, ditch drainage) and inquired if the bridge being replace would actually be a 'bridge' or a culvert (it will be a bridge).

Susan Anderson, 3959 Old Midway Road, expressed her concerns regarding the quality of road repairs that were made after the 2012 flood and to keep the road project as simple as possible. She is also concerned about the speed of vehicles after the road is completed.

Alan Van Loon, 5426 Hermantown Road, inquired about how the assessments would be determined (per parcel depending on location, what if someone owns more than one parcel

but not on the Road). He also inquired if high speed internet would be added during construction (it is coming).

Public Hearing closed at 6:54 p.m.

B. 2023-43 Resolution Ordering Improvement And Directing Preparation Of Final Plans And Specifications For 2024 Road Improvement District No. 541 (Hermantown Road And Old Midway Road)

(motion, roll call)

Motion to approve 2023-43 Resolution Ordering Improvement And Directing Preparation Of Final Plans And Specifications For 2024 Road Improvement District No. 541 (Hermantown Road And Old Midway Road). Motion, made by Councilor John Geissler and seconded by Councilor Brian LeBlanc, Carried.

Councilor Andy Hjelle: Yea
Councilor Brian LeBlanc: Yea
Councilor Ellie Jones: Yea
Councilor John Geissler: Yea
Mayor Wayne Boucher: Yea
Yea: 5, Nay: 0

6. **COMMUNICATIONS**

A. Correspondence 23-46 through 23-56 placed on file

B. 23-50

From: Theresa Sunde, Mediacom
To: John Mulder, City Administrator
Re: Expansion of Broadband Services

7. **PRESENTATIONS**

8. **PUBLIC DISCUSSION**

9. **MOTIONS**

10. **CONSENT AGENDA**

A. **Minutes** - Approval or correction of April 3, 2023 City Council Continuation Minutes

B. **Accounts Payable** - Approve general city warrants from April 1, 2023 through April 15, 2023 in the amount of \$437,305.90

Motion to the approve the Consent Agenda. This motion, made by Councilor Andy Hjelle and seconded by Councilor Ellie Jones, Carried.

Councilor Andy Hjelle: Yea
Councilor Brian LeBlanc: Yea
Councilor Ellie Jones: Yea

Councilor John Geissler: Yea
Mayor Wayne Boucher: Yea
Yea: 5, Nay: 0

11. **ORDINANCES**

12. **RESOLUTIONS**

A. 2023-44 Resolution Authorizing And Directing Mayor And City Clerk To Execute And Deliver An Agreement For Engineering Services With A Total Not To Exceed Contract Amount Of \$339,140 For 2024 Road Improvement District No. 541 (Hermantown Road And Old Midway Road) With Northland Consulting Engineers

(motion, roll call)

Motion to approve 2023-44 Resolution Authorizing And Directing Mayor And City Clerk To Execute And Deliver An Agreement For Engineering Services With A Total Not To Exceed Contract Amount Of \$339,140 For 2024 Road Improvement District No. 541 (Hermantown Road And Old Midway Road) With Northland Consulting Engineers. This motion, made by Councilor Brian LeBlanc and seconded by Councilor Ellie Jones, Carried.

Councilor Andy Hjelle: Yea
Councilor Brian LeBlanc: Yea
Councilor Ellie Jones: Yea
Councilor John Geissler: Yea
Mayor Wayne Boucher: Yea
Yea: 5, Nay: 0

B. 2023-45 Resolution Approving Authorization For Professional Services For Geotechnical Evaluation Services By EPC Engineering & Testing

(motion, roll call)

Motion to approve 2023-45 Resolution Approving Authorization For Professional Services For Geotechnical Evaluation Services By EPC Engineering & Testing. This motion, made by Councilor John Geissler and seconded by Councilor Andy Hjelle, Carried.

Councilor Andy Hjelle: Yea
Councilor Brian LeBlanc: Yea
Councilor Ellie Jones: Yea
Councilor John Geissler: Yea
Mayor Wayne Boucher: Yea
Yea: 5, Nay: 0

C. 2023-46 Resolution Creating A Prioritized Bridge Replacement List For The City Of Hermantown

(motion, roll call)

Motion to approve 2023-46 Resolution Creating A Prioritized Bridge Replacement List For The City Of Hermantown. This motion, made by Councilor Andy Hjelle and seconded by Councilor Ellie Jones, Carried.

Councilor Andy Hjelle: Yea
Councilor Brian LeBlanc: Yea
Councilor Ellie Jones: Yea
Councilor John Geissler: Yea
Mayor Wayne Boucher: Yea
Yea: 5, Nay: 0

D. 2023-47 Resolution Receiving Bids And Awarding Contract For Road Improvement District No. 538 (Richard Avenue, Lindgren Road, Stevie Drive & A Frontage Road & Sam's Way) In The Amount Of \$2,209,180

(motion, roll call)

Motion to approve 2023-47 Resolution Receiving Bids And Awarding Contract For Road Improvement District No. 538 (Richard Avenue, Lindgren Road, Stevie Drive & A Frontage Road & Sam's Way) In The Amount Of \$2,209,180. This motion, made by Councilor Andy Hjelle and seconded by Councilor Ellie Jones, Carried.

Councilor Andy Hjelle: Yea
Councilor Brian LeBlanc: Yea
Councilor Ellie Jones: Yea
Councilor John Geissler: Yea
Mayor Wayne Boucher: Yea
Yea: 5, Nay: 0

E. 2023-48 Resolution Authorizing And Directing Mayor And City Clerk To Execute And Deliver An Agreement For Materials Testing Services For Road Improvement District No. 538 (Richard Avenue, Lindgren Road, Stevie Drive & A Frontage Road & Sam's Way)

(motion, roll call)

Motion to approve 2023-48 Resolution Authorizing And Directing Mayor And City Clerk To Execute And Deliver An Agreement For Materials Testing Services For Road Improvement District No. 538 (Richard Avenue, Lindgren Road, Stevie Drive & A Frontage Road & Sam's Way). This motion, made by Councilor Brian LeBlanc and seconded by Councilor John Geissler, Carried.

Councilor Andy Hjelle: Yea
Councilor Brian LeBlanc: Yea
Councilor Ellie Jones: Yea
Councilor John Geissler: Yea
Mayor Wayne Boucher: Yea
Yea: 5, Nay: 0

F. 2023-49 Resolution Requesting Advance Funding For The City Of Hermantown From Municipal State Aid Funds For S.A. P. 202-101-014 And S.A.P. 202-104-012 In The Amount Of \$1,480,000.00

(motion, roll call)

Motion to approve 2023-49 Resolution Requesting Advance Funding For The City Of Hermantown From Municipal State Aid Funds For S.A. P. 202-101-014 And S.A.P. 202-104-012 In The Amount Of \$1,480,000.00. This motion, made by Councilor Andy Hjelle and seconded by Councilor Ellie Jones, Carried.

Councilor Andy Hjelle: Yea
Councilor Brian LeBlanc: Yea
Councilor Ellie Jones: Yea
Councilor John Geissler: Yea
Mayor Wayne Boucher: Yea
Yea: 5, Nay: 0

G. 2023-50 Resolution Receiving Bids And Awarding Contract For A Second Water Connection To The City Of Duluth In The Amount Of \$42,400

(motion, roll call)

Motion to approve 2023-50 Resolution Receiving Bids And Awarding Contract For A Second Water Connection To The City Of Duluth In The Amount Of \$42,400. This motion, made by Councilor Brian LeBlanc and seconded by Councilor Andy Hjelle, Carried.

Councilor Andy Hjelle: Yea
Councilor Brian LeBlanc: Yea
Councilor Ellie Jones: Yea
Councilor John Geissler: Yea
Mayor Wayne Boucher: Yea
Yea: 5, Nay: 0

H. 2023-51 Resolution Approving A Grant Agreement Between The City Of Hermantown And The Twins Community Fund And Authorizing And Directing The Mayor And City Clerk To Execute And Deliver Such Grant Agreement

(motion, roll call)

Motion to approve 2023-51 Resolution Approving A Grant Agreement Between The City Of Hermantown And The Twins Community Fund And Authorizing And Directing The Mayor And City Clerk To Execute And Deliver Such Grant Agreement. This motion, made by Councilor John Geissler and seconded by Councilor Brian LeBlanc, Carried.

Councilor Andy Hjelle: Yea
Councilor Brian LeBlanc: Yea
Councilor Ellie Jones: Yea
Councilor John Geissler: Yea
Mayor Wayne Boucher: Yea
Yea: 5, Nay: 0

13. **CLOSED SESSION**

A. Motion to close the meeting of the Hermantown City Council pursuant to Minnesota Statutes § Section 13D.05 Subd. 3 (b) to consider confidential information under the attorney-client privilege in regard to the City of Hermantown's settlement negotiations of a

PERA health insurance claim. Following this closed session, the Hermantown City Council will re-convene in an open session.

(motion, roll call)

Motion at 7:20 p.m. to close the meeting of the Hermantown City Council pursuant to Minnesota Statutes § Section 13D.05 Subd. 3 (b) to consider confidential information under the attorney-client privilege in regard to the City of Hermantown's settlement negotiations of a PERA health insurance claim. Following this closed session, the Hermantown City Council will re-convene in an open session.

Councilor Andy Hjelle: Yea

Councilor Brian LeBlanc: Yea

Councilor Ellie Jones: Yea

Councilor John Geissler: Yea

Mayor Wayne Boucher: Yea

Yea: 5, Nay: 0

Motion to reconvene into open session at 7:43 p.m. made by Councilor Andy Hjelle, seconded by Councilor John Geissler, Carried.

Councilor Andy Hjelle: Yea

Councilor Brian LeBlanc: Yea

Councilor Ellie Jones: Yea

Councilor John Geissler: Yea

Mayor Wayne Boucher: Yea

Yea: 5, Nay: 0

B. 2023-52 Resolution Authorizing And Directing Mayor And City Clerk To Execute And Deliver A Settlement Agreement And Release Of Claims Between The City Of Hermantown And Lisa J. Volk

(motion, roll call)

Motion to approve 2023-52 Resolution Authorizing And Directing Mayor And City Clerk To Execute And Deliver A Settlement Agreement And Release Of Claims Between The City Of Hermantown And Lisa J. Volk. This motion, made by Councilor Brian LeBlanc and seconded by Councilor Ellie Jones, Carried.

Councilor Andy Hjelle: Yea

Councilor Brian LeBlanc: Yea

Councilor Ellie Jones: Yea

Councilor John Geissler: Yea

Mayor Wayne Boucher: Yea

Yea: 5, Nay: 0

14. **RECESS**

Motion to recess at 7:45 p.m. This motion, made by Councilor Ellie Jones and seconded by Councilor Andy Hjelle, Carried.

Councilor Andy Hjelle: Yea

Councilor Brian LeBlanc: Yea
Councilor Ellie Jones: Yea
Councilor John Geissler: Yea
Mayor Wayne Boucher: Yea
Yea: 5, Nay: 0

Mayor

ATTEST:

City Clerk