

The Minutes of the Regular Meeting Of the Hibbing City Council August 11, 2010

TIME AND PLACE: A regular meeting of the Hibbing City Council was held Wednesday, August 11, 2010 at 6:00 p.m. in the Hibbing City Council Chamber.

ATTENDANCE: Present were Mayor Richard M. Wolff, Clerk Patrick L. Garrity, Councilor Patty Shafer, Councilor Jack Lund, Councilor Frank Bigelow, Councilor Darby Sater, Councilor Tim Harkonen. Also present were Police Chief Duane Gielen, Finance Director Sherri A. Renskers, City Engineer John Suihkonen, City Administrator Brian Redshaw, City Attorney Richard Sellman, and Administrative\Council Assistant Sharon Ross

CALL TO ORDER: Mayor Wolff called the meeting to order at 6:02 p.m.

ADDs/DELETES: Mayor Wolff read into the record the revisions to the original agenda.

- PULL:** Minutes of the special meeting of July 15, 2010
- ADD:** Accounts Payable dated 07/30/2010
- ADD:** Accounts Payable dated 08/06/2010
- ADD:** Accounts Payable dated 08/10/2010
- ADD/REVISE:** Consent Agenda Items #15 - #19
- ADD:** Citizen's Appeal
- ADD:** City Engineer's Office, Item "e": Hibbing Public Utilities Restoration
- ADD:** Hibbing Public Utilities Commission, Item "a": P.U.C. PFA General Obligation Water Revenue Note
- ADD:** City Attorney's Office, Ordinance and Resolution regarding Realife
- ADD:** Accounts Payable dated 08/11/2010

I. CANVASSING COMMITTEE: Council to Canvass the Votes of the 2010 Primary Election held on August 10, 2010

1. CITY COUNCIL – OFFICE OF MAYOR

- a) Richard M. Wolff 1,305 votes
- b) Rick Cannata 1,512 votes
- c) Lee Langer 195 votes

2. CITY COUNCIL – OFFICE OF CLERK-TREASURER

- a) Patrick L. Garrity 1,434 votes
- b) Jeff Young 627 votes
- c) Tim Kaminski 556 votes
- d) Barry Collins 367 votes

3. Adopt Resolution Canvassing the Votes From the Primary Election

Mayor Wolff supported by Councilor Bigelow moved to adopt **RESOLUTION NO. 10-08-01 CANVASSING THE VOTES FROM THE PRIMARY ELECTION** (Resolution herein incorporated and on file in the Council Office)

Discussion: Councilor Shafer noted that the public should be informed that it wasn't the Clerk's Office that was to blame for the lack of ballots during the Primary Election. Mrs. Renskers stated that the number of ballots is determined by the statutory count as done by the County Auditor's office. The procedure was followed for the instance of running out of ballots and she has contacted the County Auditor's Office regarding this concern. Mrs. Renskers also pointed out that the City had an approximate 35% turnout of voters which is high for a primary election.

Clerk Garrity wanted to point out that the ladies and gentlemen that worked the election work very hard. He stated there was an excellent voter turnout and the Council should send a thank you to the workers that endured the heat and humidity at the precincts and then to stay here through all hours of the night. Clerk Garrity also noted that the City is in the need of more voting machines because Absentee Ballots can't be counted until the precincts close out at 8:00 p.m. when other voting machines can be used. Clerk Garrity stated that the Finance/Clerk's Office will look for more machines for the General Election. He also noted that there is so much work going into this and everybody's vote counted, the totals all came out and it all worked. The Election Judges need to be commended. Clerk Garrity vowed to have a better process by the General Election.

Councilor Lund pointed out that the City of Hibbing was not the only city with problems of the cross over voting and that the election judges did give good instructions to not cross over vote.

Mayor Wolff noted there was a motion on the floor and upon no further discussion, Motion CARRIED

II. PRESENTATION:

1. Coalition of Greater MN Cities Annual Update - Tim Flaherty

Tim Flaherty, Executive Director of the Coalition of Greater Minnesota Cities was present to give the Council an Annual Update. He mentioned that Mayor Wolff is the CGMC First Vice President and will be elected President at next week's conference. Mr. Flaherty noted the importance that all cities have a strong voice in the legislature. He gave a quick review on what happened at the last legislative session.

Councilor Lund requested a listing of the cities in the Coalition's membership. Councilor Lund also noted how critical local government aid is to Hibbing and asked Mr. Flaherty for the Coalition's support regarding LGA.

Clerk Garrity brought forward his concern on LGA cuts and if the Coalition would review the employee relation fee. This fee is to provide information on salary settlements and benefits changes. Mr. Flaherty stated that this fee could be revisited at the membership meeting next week. Clerk Garrity noted that Hibbing's concern is with LGA and that the City will need to make massive cuts.

Councilor Shafer asked if all of the Board of Directors are elected officials or if are there unelected officials on the Coalition membership directory. Mr. Flaherty responded that the bylaws require that the President, Vice-President, and Secretary to be elected officials. The officer elections will be held August 20th and taking office immediately serving a full year. He

noted that if something happened where a mayor was defeated in an election then there would be a Coalition membership meeting.

Mayor Wolff thanked Mr. Flaherty for the Coalition's involvement and their willingness to go to the legislature and that the City owes him a thank you for the day to day basis of lobbying.

III. APPROVE MINUTES:

- ~~The minutes of the special meeting of the Hibbing City Council of July 15, 2010~~ Pulled
- Councilor Lund, supported by Councilor Harkonen moved to approve the minutes of the regular meeting of the Hibbing City Council of July 21, 2010. Motion CARRIED

IV. CONSENT AGENDA:

Councilor Lund, supported by Councilor Bigelow moved to approve the Consent Agenda Items #1 through # 19, minus Items #2, #3, and #7 as pulled for discussion.

Additional Note of Discussion: Clerk Garrity asked for clarification on the items of boards and commissions resignations as he noted that the Council had received a resignation from Gary Oie of the Planning Commission and wondered why it wasn't on the agenda. Mayor Wolff responded that Mr. Oie had recently rescinded his resignation. Upon no further discussion, Motion CARRIED

1. Approve Accounts Payable dated:
 - 07/28/2010, checks #135503 - #135587, in the amount of \$419,623.09
 - 07/28/2010, checks #135588 - #135609, in the amount of \$1,198,908.70
 - 07/30/2010, checks # 135610- #135611, in the amount of \$2,170.00
 - 08/06/2010, checks # 135614 - #134722, in the amount of \$408,584.08
 - 08/10/2010, check #135723, in the amount of \$14,832.85
 - 08/11/2010, check #135724, in the amount of \$8,750.00
2. Approve City Payroll for Pay period ending 07/16/2010, checks #152065 and 152072 - #152089, in the amount of \$368,090.45. See following Discussion on Item #3.
3. Approve City Payroll for Pay period ending 07/30/2010, checks #152090 - #152206, in the amount of \$343,579.51.

Discussion: Councilor Shafer asked to pull Items #2 and 3 for discussion. She stated that in May the Council had made a motion to hire part-time seasonal employees for the Park and Recreation Department but according to the pay records there has been a part-time employee stationed at the Wastewater Treatment Plant working 30 and 40 hours per week. She also noted that in the past, the Parks and Recreation Department would cut the grass and would send a bill to the City. According to the pay records there is an employee out there that has 80 regular hours and 10 hours overtime. Councilor Shafer stated that she is not against the Park and Recreation Department cutting the grass there, but if the wages are being unfairly charged it causes the public's rates to go up. Councilor Shafer asked Mr. Redshaw if he approves the overtime and he stated that he does.

Councilor Shafer requested the Finance department to review the payroll regarding this issue and if the hours were not charged correctly to reverse the charges and charge them to the correct department. Councilor Shafer, supported by Councilor Lund approved City Payroll for Pay period ending 07/16/2010, checks #152065 and 152072 - #152089, in the amount of \$368,090.45 and City Payroll for Pay period ending 07/30/2010, checks #152090 - #152206, in the amount of \$343,579.51 and for the Council to receive a report to be submitted by the Finance Department/Clerk's Office regarding the accuracy of the charges related to the lawn maintenance at the Wastewater Treatment Plant. Motion CARRIED

4. Approve the Special Event Permit Application of the Hibbing/Chisholm Special Olympics Program for the Mosquito Run Motorcycle Ride to Support Special Olympics on August 21, 2010.
5. Approve the Commercial Photographer's License Application of Rick's Pics Photography of 3132 Third Avenue West, Hibbing.
6. Approve the Peddler/Transient Merchant Application of 2-D Gold Brokers to operate as a transient merchant at an event to be held at the Hibbing Park Hotel on October 1 & 2, 2010 pending proof of County license.
7. Authorize a conditional offer of employment to Shane Werneke to the position of Patrol Officer with the Hibbing Police Department pending the results of an employment physical and psychological examination.

Discussion: Councilor Lund pulled this item to clarify the status of the Hibbing Police Department staffing. Chief Gielen replied that this officer would be the 29th on staff but the department will be appointing one officer to the Drug Task Force bringing the staffing back down to 28. Clerk Garrity stated the City still has a year and a half to get out of this financial hole and money still needs to be cut. Chief Gielen noted the narcotics officer's wages will be reimbursed up to \$62,000, but requests direction if the Council would like the department to be staffed with one less. Mayor Wolff stated that the directive for cuts was targeted toward overtime and the Council did authorize up to 29 staff. Currently the department is at 82% of usage on the budgeted overtime. By hiring an administrative assistant within the department it will cause another vacancy. Chief Gielen has been researching outside transcription services. In the month of July if the department was to pay an outside transcription service it would have cost \$2,200 for the month. Councilor Lund, supported by Councilor Bigelow moved to authorize the conditional offer of employment to Shane Werneke to the position of Patrol Officer with the Hibbing Police Department pending the results of an employment physical and psychological examination. Motion CARRIED

8. Authorize the appointment of Lynn Korhonen to the position of Administrative Assistant with the Hibbing Police Department.
9. Authorize the Human Resources Director to proceed with the Request for Proposals process for the City of Hibbing Post-65 Health Insurance Plan.
10. Approve the request of the Memorial Building Manager to sell disposable/unsalvageable property.
11. Accept the resignation of Dan Marich from the Planning Commission effective immediately.
12. Accept the resignation of John Peterson from the Planning Commission effective immediately.

13. Accept the resignation of John Peterson from the Gambling Commission effective immediately.
14. Set the Special Joint Meeting of the Hibbing and Chisholm City Councils and the Airport Authority for Monday, August 16, 2010 at 6:00 p.m. in the Airport Conference Room to consider the 2011 Budget and Levy of the Chisholm-Hibbing Airport Authority
15. Set a meeting of the Committee of the Whole for discussions on the Animal Impoundment Service Contract to directly follow the Joint Council Meeting on Monday, August 16, 2010.
16. Set a Closed Session of the City Council for discussions on labor negotiation strategies for Tuesday, August 24, 2010 at 6:00 p.m. followed by a Closed Session for discussions on the City Administrator's Performance Review.
17. Set a Special Meeting of the City Council for Tuesday, August 24, 2010 following the closed sessions for discussion regarding the City Administrator's Employment Agreement.
18. Set the next regular meeting for the City Council for Wednesday, September 1, 2010 at 6:00 p.m. in the City Hall Council Chamber.
19. Accept the resignation of Donna Simonson from the Hibbing Parks & Recreation Board effective immediately.

V. PUBLIC FORUM

- Nick Hill: Hibbing Recycling Center - Not present

VI. CITIZEN APPEAL: Variance Appeal of Conrad Peterzen

Pat Green, Building Official, noted that a public hearing was held for a variance appeal to the parking ordinance on July 26, 2010. The parking ordinance was revised in 2007 for changes in the highway district but during the revision a footnote that had noted an exception that waived the off-street parking requirements had been mistakenly deleted. From 2007 to now, there have been businesses that should have been affected by this ordinance. Mr. Peterzen is requesting to move into the JC Video building at 2524 First Avenue to open a bar/restaurant. Mr. Peterzen's variance was denied by the Board of Adjustments and Appeals and tonight he is appealing that decision and to request the waiving of the off-street parking requirement. Mr. Green noted that this error in the ordinance doesn't just cover this particular bar/restaurant, but downtown will never be able to have a new business as the ordinance currently stands. A text amendment committee is reviewing the ordinance and will request to have the footnote placed back in.

Clerk Garrity asked if there been any discussion with the new business that they would attempt to buy a different building with current parking availability.

Vince Santermo will be managing the business and he approached the Council stating that there is no available lot to be purchased for parking near that property. He also submitted a letter to the Council defining hardships and his concerns regarding the variance denial.

Councilor Harkonen noted that if the City ordinance stays as is then absolutely no new businesses would be allowed to come into Hibbing. Councilor Harkonen, supported by Mayor Wolff made motion to approve the Appeal of the Denial of Variance Petition #BA10-11 to waive 100% of the parking requirement.

Discussion: Councilor Bigelow asked when the demolition of the Stardust will be complete. Mr. Santermo stated that the weather has delayed the progress and they hope to be done soon. There being no further discussion, Motion CARRIED

VII. BIDS AND QUOTES:

1. City Engineer's Office – John P. Suihkonen, City Engineer

a. **Winter Grader Rental**

On August 4, 2010 two bids were received for the winter grader rental for the winter season from November 1, 2010 through March 31, 2011.

Councilor Bigelow, supported by Councilor Harkonen moved to award the bid for the Winter Grader Rental to Ziegler in the amount of \$4,500 per month/per grader, for a total cost of three graders for a rental period of November 1, 2010 to March 31, 2011 in the amount of \$67,500.00

VIII. DEPARTMENT AND COMMITTEE REPORTS:

1. City Engineer's Office – John P. Suihkonen, City Engineer

a) **Barr Engineering Presentation: Home Acres Storm Water Study, 40th Street to 41st Street**

John Lind of Barr Engineering presented their findings after the completion of the initial study done on the Home Acres Watershed and gave their recommendations. The next step is to prepare a design agreement and to meet with MNDOT for funding options. Moving forward with agreement with Barr Engineering construction process would be in 2012, 2013 and 2014. Councilor Lund asked how much land would need to be acquired. Mr. Suihkonen stated that easements and land acquisition would also be reimbursed through state aid. The process would be to identify, do appraisals, and to present to property owners. Councilor Bigelow asked how deep the pond in the design was going to be. Mr. Lind replied that it would conceptually be three to four feet deep and would be designed to include budgetary numbers for landscaping to soften the look and it is not designed as a safety hazard. The pond would hold water in a rainfall event and would drain off over time. Councilor Lund requested that fencing be placed around the pond to prevent drowning. Councilor Lund also requested keeping the residents informed to involve them in communications and the progress of the project. Neighborhood meetings have been held since the beginning of the project and will continue.

Councilor Frank Bigelow, supported by Mayor Richard M. Wolff moved to concur with City Engineer John P. Suihkonen to authorize moving forward on a design agreement with Barr Engineering for the Home Acres Watershed Area Drainage System. Motion CARRIED

b) MPCA Grant Application, Total Maximum Daily Load (TMDL)

Through the request to be included on the MPCA Project Priority List and Intended Use Plan the City was allowed project points for TMDL studies and are eligible to apply for grant funds to study issues revolving around Low Level Mercury removal. Grant applications are on a 50/50 matching grant. A grant application has been submitted based on a \$500,000 demonstration scale dual media filtration project which is tentatively scheduled after the completion of the South Wastewater Treatment Plant Maintenance Project and would run for 12 months.

Councilor Lund, supported by Councilor Bigelow moved to adopt **RESOLUTION NO. 10-08-07 AUTHORIZING MINNESOTA PUBLIC FACILITIES AUTHORITY GRANT APPLICATION.** (Resolution herein incorporated and on file in the Council Office) Motion CARRIED

c) South Wastewater Treatment Plant Sludge Pump Revisions

The original project at the SWTP included work on a pump replacement. S.E.H. was asked to review an alternate design at the SWTP that would reconstruct the pumping facility to a flooded suction rather than a run dry situation. Cost estimates have been received from S.E.H. for two options: to remodel the existing facility and also to build a new pumping facility. The cost estimate to rehabilitate the facility is \$178,504.00 and the estimate for a new structure is \$168,345.00. Mr. Suihkonen's recommendation is for a new facility and is asking the Council for authorization for S.E.H. to move forward with the design of the facility. The current building could be used for other purposes rather than demolishing it.

Mayor Wolff, supported by Councilor Bigelow moved to authorize S.E.H. to move forward with a design process for a new pumping facility at the South Wastewater Treatment Plant. Motion CARRIED

d) Mesabi Pines Amendment & Planning Commission Recommendation

Mr. Suihkonen reviewed the Amendment to the Final Development Plan of Mesabi Pines by JP Development, LLC. The requested amendment on Mesabi Pines is to change to single family dwellings. He sees no adverse affects to the plan of use of the City infrastructure.

Councilor Harkonen, supported by Clerk Garrity moved to concur with City Engineer John P. Suihkonen and the recommendation of the Planning Commission to approve the requested Amendment to the Final Development Plan of Mesabi Pines to include Single Family Homes in the development. Motion CARRIED

e) Hibbing Public Utilities Restoration

Calls from residents regarding the HPU restoration have been received by Engineering and Public Works and the list of priorities for projects on the restoration list is increasing. The main reason for the increase has been the HPU contracting out some of their repairs and completing others themselves. The Public Works Department continues to work short staffed. The recommendations of the Engineering and Public Works Department include the

following: to continue as have been and ask for public patience, to authorize overtime for the Public Works Department dedicated to HPU repairs, or to authorize additional funds to the sidewalk contractor to restore some of the required concrete work on curbs, gutters, and sidewalks.

Councilor Lund mentioned that he too has received calls and he believes it is important to take some action as the back log list will continue to increase. Councilor Lund recommends either option #2 (Public Works overtime) or #3 (additional funds to the concrete contractor) as the repairs need to be done as it is a safety hazard and needs to be done before the winter. Mr. Suihkonen stated that the best advantage would be item #2 to authorize overtime and to move the Public Works Department crews to 12 hour days and stage projects in separate crews to complete the project. Mr. Suihkonen will provide the Council with a project update in one month. Councilor Shafer stated that she would rather see the City crews get the option. Councilor Harkonen asked if the project using the overtime would go through Labor Day or through the end of the month. Mr. Hyduke replied the Public Works Department is doing well in their fuel budget and could supplement the overtime required for completion.

Councilor Jack Lund, supported by Councilor Frank Bigelow moved to concur with City Engineer John P. Suihkonen to authorize the Public Works Department to schedule overtime dedicated to the Hibbing Public Utilities Restoration project and to monitor the department overtime during the project. Motion CARRIED

2. City Assessor's Office – Bruce Sandberg, City Assessor

a) **Resolution Authorizing the Property Tax Exemption of Real Estate Owned and Operated by Maple Hill Senior Citizen's Club, Inc.**

Mayor Wolff supported by Councilor Bigelow moved to adopt **RESOLUTION NO. 10-08-02 AUTHORIZING THE PROPERTY TAX EXEMPTION OF REAL ESTATE OWNED AND OPERATED BY MAPLE HILL SENIOR CITIZENS CLUB, INC.** (Resolution herein incorporated and on file in the Council Office.) Motion CARRIED

3. Hibbing Public Utilities Commission

a) **P.U.C. PFA General Obligation Water Revenue Note**

Jason Fisher, General Manager of the Hibbing Public Utilities Commission was present and reported to the Council that the resolution to authorize signatures on the agreement for the PFA General Obligation Water Revenue Note was approved by the PUC Commission last night and is asking for City Council approval.

Councilor Sater, supported by Councilor Harkonen moved to adopt **RESOLUTION NO. 10-08-03 ACCEPTING THE OFFER OF THE MN PUBLIC FACILITIES AUTHORITY TO PURCHASE OF \$948,350 GENERAL OBLIGATION WATER REVENUE NOTE OF 2010, PROVIDING FOR ITS ISSUANCE AND AUTHORIZATING EXECUTION OF A BOND PURCHASE AND PROJECT LOAN AGREEMENT.** (Resolution herein incorporated and on file in the Council Office) Motion CARRIED

A separate Resolution is also required on the PFA drinking water revolving fund. Mayor Wolff, supported by Councilor Bigelow moved to adopt **RESOLUTION NO. 10-08-04 APPLICATION TO MN PUBLIC FACILITIES AUTHORITY DRINKING WATER REVOLVING FUND.** (Resolution herein incorporated and on file in the Council Office) Motion CARRIED

4. City Attorney's Office – Richard Sellman, Attorney

a) **Resolution Authorizing the Transfer of Real Property**

This resolution is relative to the transfer of property on 19th Avenue to Jackie Kubena McCue. The abandoned lift station on the property needs to be demolished and since construction cannot occur until after that is completed, they have requested to change the date in the agreement to September 30 2012 for house construction completion. Councilor Shafer asked why there has to be a completion date included in the agreement because the City is not just giving them the property as they have to put quite a bit of their own money into this property to do this to remove the pump house and get the soil tested and filled in property.

Councilor Shafer, supported by Clerk Garrity moved to adopt **RESOLUTION NO 10-08-05 AUTHORIZING THE TRANSFER OF REAL PROPERTY** and to include the removal of the time limit. (Resolution herein incorporated and on file in the Council Office) Motion CARRIED

b) **Reimbursement Resolutions No. 10-04-06 for Special Appropriation**

This Resolution has been included in the agenda packet as an informational document that was acted upon in April 2010 regarding the purchase of a sewer truck that required a reimbursement resolution.

c) **Reimbursement Resolutions No. 10-07-06 for Special Appropriation**

This Resolution is also informational and was required regarding the sludge removal and improvements at the South Wastewater Treatment Plant.

d) **Resolution No. 10-07-07 Application to MN PFA Clean Water Revolving Fund**

This Resolution is also informational and here as a required resolution. Clerk Garrity had made the request for the resolutions to be included with the minutes.

e) **Ordinance No. 376, 2nd Series**

A public hearing was held at a Planning Commission meeting in July regarding Realife and zoning was approved for this project for residential housing units that will be located near the Iron Gate Mall.

Councilor Bigelow supported by Councilor Harkonen moved to adopt **ORDINANCE NO. 376, 2ND SERIES AMENDING THE HIBBING CITY CODE CHAPTER 11 ENTITLED "LAND USE REGULATION (ZONING) BY AMENDING PROVISIONS IN SECTION 11.57 ENTITLED SPECIAL PROVISION: SIGNS AND BY ADOPTING BY REFERENCE, HIBBING CITY CODE CHAPTER 1 AND SECTION 11.99 WHICH, AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS.** (Ordinance herein incorporated and on file in the Council Office) Motion CARRIED

f) **Resolution No. 10-08-06**

Also regarding Realife the Planning Commission made a resolution approving a preliminary development plan and plat and their recommendation for approval and to move forward.

Councilor Lund supported by Councilor Sater moved to adopt **RESOLUTION NO. 10-08-06 APPROVING THE PRELIMINARY DEVELOPMENT PLAN AND PRELIMINARY PLAT OF REALIFE, INC.** (Resolution herein incorporated and on file in the Council Office) Motion CARRIED

5. **City Administrator's Office – Brian Redshaw, Administrator**

a. **Request for Premise Permit at Wagon Wheel**

Application was made by Climb Theater to approve their request to operate pull tabs on site at the Wagon Wheel on Townline Road. The Gambling Commission considered the request and has denied it at this time. The reason for the denial is that we have not been able to determine if they are in compliance with our ordinance regarding the 75% local expenditure provision of the Hibbing Municipal Code. Documentation has been requested and they have not been received. City Administrator Redshaw also noted that the City has had difficulties with this organization in past years.

Clerk Garrity, supported by Councilor Lund moved to deny the request of Climb Theater to operate a pull tab operation at the Wagon Wheel until supporting documents have been received. Motion Carried.

b. **Attendance at Annual ICMA Conference in San Jose, California**

Mr. Redshaw has submitted a request for this year's annual conference. The Cost estimates include \$551 air flight with hotel at \$100. He noted that the actual cost will be less than last year. Mr. Redshaw pointed out that this is a contractual benefit and has included that page of his contract for the Council's review.

Councilor Shafer stated that this travel request shouldn't be approved until Mr. Redshaw's contract agreement has been decided upon as it expires August 31st. She also pointed out that even contract items should be reviewed for financial ability as every other department has been asked to take cuts. Mr. Redshaw stated that he has been allowed to go to the ICMA Conferences in 2006, 2007 and 2009 and this is an opportunity for development and is valuable to him. Councilor Lund stated that he had a discussion with Mr. Redshaw regarding this and feels if the Council approves this request, an oral report should come up to the Council in November because we are using tax payers money to fund this. The report should be done in an open forum at a Council meeting to find if it was worth the money to send the Administrator. Mayor Wolff stated that he believes that inservices and training are important, and also agrees that a report back to the Council is reasonable.

Mayor Wolff commented that he believes the Council should contractually honor this request.

Mayor Richard M. Wolff, supported by Councilor Tim Harkonen moved to authorize the City Administrator Brian Redshaw's attendance at the Annual ICMA Conference in San Jose, California, October 17 – 21, 2010 contingent upon Mr. Redshaw giving an oral report back to the Council and to the Public at a Council Meeting in November, 2010.

Discussion: Councilor Sater asked if Mr. Redshaw's contract expires August 31, 2010 and the conference is in October and the Council has a special meeting scheduled about Mr. Redshaw's contract, wouldn't the Council prefer to wait until after that meeting? Councilor Shafer asked Mr. Sellman if Mr. Redshaw's the contract is being worked on. Mr. Sellman replied that he will work with Mr. Redshaw within the next week to 10 days. Councilor Lund pointed out the longer the wait on the decision, the quicker the air fare rates will increase which would cause additional costs so this needs to be considered. Clerk Garrity noted that we have honored his contract the last few years, yet the economy is down and he feels that the City Administrator should show his departments that he is also trying to cut costs.

There being no further discussion the motion was carried on a 4:3 vote.

IX. ADJOURNMENT

There being no further business brought before the Council, Clerk Garrity, supported by Councilor Bigelow moved to adjourn the meeting at 8:10 p.m. Motion CARRIED

CITY OF HIBBING

Richard M. Wolff, Mayor

ATTEST: _____
Patrick L. Garrity, Clerk-Treasurer