

**THE MINUTES OF THE REGULAR MEETING OF THE  
HIBBING CITY COUNCIL  
Wednesday July 5, 2023**

**TIME AND PLACE:** A Regular meeting of the Hibbing City Council was held on Wednesday, July 5, 2023 in the City Hall Council Chamber.

**CALL TO ORDER:** Mayor Pete Hyduke called the meeting to order at 5:00 p.m.

**ATTENDANCE:** Present at roll call Mayor Pete Hyduke, Councilor James Bayliss, Councilor Justin Fosso, Councilor Jay Hildenbrand, Councilor John Schweiberger and Councilor Chris Whitney. Also present were City Administrator Greg Pruszinske, City Clerk-Deputy Administrator Candie Seppala, City Attorney Andy Borland, City Engineer Jesse Story and Chief of Police Steve Estey. Councilor Jennifer Hoffman Saccoman and Treasurer-Finance Director Sheena Mulner were absent.

**ADDs/DELETEDs:**

- **ADD: DEPARTMENT AND COMMITTEE REPORTS #3b, #3c, #6a, #6b, & #6c**
- **DELETE: DEPARTMENT AND COMMITTEE REPORTS #4a**
- **ADD: CONSENT AGENDA #12**

**APPROVAL OF THE AGENDA:**

Councilor Fosso, supported by Councilor Whitney, moved to approve the Agenda.

Motion CARRIED

**APPROVAL OF MINUTES:**

Councilor Schweiberger, supported by Councilor Bayliss, moved to approve the minutes of the Regular Hibbing City Council Meeting of June 21, 2023.

Motion CARRIED

**CONSENT AGENDA:**

Councilor Schweiberger, supported by Councilor Bayliss, moved to approve the Consent Agenda #s 1-14.

Motion CARRIED

1. Approve Accounts Payable dated:
  - 06/28/2023, checks #174999-175000, in the amount of \$57,000.00
  - 06/30/2023, checks #175001-175102, in the amount of \$ 874,253.19

2. Approve City Payroll for the pay period ending:
  - 06/16/2023, checks #168754-168764 in the amount of \$578,817.97
3. Accept and place on file the Hibbing Police Department May, 2023 Activity Report
4. Authorize the promotion of Matthew Rice for the Paid On-Call Firefighter/Engineer with the Hibbing Fire Department effective July 6, 2023
5. Authorize the promotion of Scott Fisher for the Paid-On-Call Firefighter/Engineer with the Hibbing Fire Department effective July 6, 2023
6. Authorize the hire of Bryanna Hanson for the Full-Time Firefighter/EMT position with the Hibbing Fire Department pending successful completion of pre-employment conditions
7. Acknowledge the resignation of Temporary Library Aide, Corbin Giroux, effective July 5, 2023
8. Authorize the posting of a full-time Automated Truck Driver in the Public Works Department
9. Acknowledge the resignation of Driver/Paramedic, Derek Harren, from the Hibbing Fire Department effective August 25, 2023
10. Set the next Regular City Council Meeting for Wednesday, July 19, 2023 at 5:00 p.m. in the Hibbing City Hall Council Chamber
11. Set the next City Council Workshop Meeting for Wednesday, July 19, 2023 following the Regular City Council Meeting in the Hibbing City Hall Council Chamber
12. Authorize the Hibbing City Council to attend Movie Night at Manns Theater on Tuesday, July 11, 2023 to see the movie Sound of Freedom.

**Item approved at the June 21, 2023 City Council Meeting**

Set the Joint Airport Authority Meeting with the Chisholm Hibbing Airport Authority for Monday, August 21, 2023 at 6 p.m. in the conference room of the Administrative Office at the Range Regional Airport

**PUBLIC FORUM:**

**DEPARTMENT AND COMMITTEE REPORTS:****Offer RESOLUTION NO. 23-07-01 APPROVING THE GRANT AGREEMENT WITH THE DEPARTMENT OF JUSTICE FOR THE "NORTHERN & MIDDLE STATES RURAL LAW ENFORCEMENT & TECHNICAL ASSISTANCE GRANT PROGRAM" AND ACCEPTING GRANT FUNDS IN THE AMOUNT OF \$12,939 FROM THE DOJ TO BE USED FOR SQUAD UP-FITTING**

Chief of Police Steve Estey explained that these funds will be used for squad upfitting and they are from the DOJ Technical Assistance Grant.

Councilor Whitney, supported by Councilor Hildenbrand, moved to offer RESOLUTION NO. 23-07-01 APPROVING THE GRANT AGREEMENT WITH THE DEPARTMENT OF JUSTICE FOR THE "NORTHERN & MIDDLE STATES RURAL LAW ENFORCEMENT & TECHNICAL ASSISTANCE GRANT PROGRAM" AND ACCEPTING GRANT FUNDS IN THE AMOUNT OF \$12,939 FROM THE DOJ TO BE USED FOR SQUAD UP-FITTING.

Motion CARRIED

**Offer RESOLUTION NO. 23-07-02 APPLYING FOR THE MN HISTORICAL SOCIETY GRANT IN THE AMOUNT OF \$9,485 FOR REPLACING THE NON-FUNCTIONING MICROFILM READER/SCANNER/PRINTER**

Library Manager Laura Koeneman explained that this machine is used to access all the local history at the library that is on microfilm.

Councilor Fosso, supported by Councilor Bayliss, moved to offer RESOLUTION NO. 23-07-02 APPLYING FOR THE MN HISTORICAL SOCIETY GRANT IN THE AMOUNT OF \$9,485 FOR REPLACING THE NON-FUNCTIONING MICROFILM READER/SCANNER/PRINTER.

Motion CARRIED

**ORDINANCE NO. \_\_\_\_\_, 2ND SERIES  
AN ORDINANCE OF THE CITY OF HIBBING, MINNESOTA, AMENDING HIBBING CITY CODE CHAPTER 6 ENTITLED "OTHER BUSINESS REGULATION AND LICENSING", BY ADDING A NEW SECTION 6.36 ENTITLED 'MORATORIUM ON THE SALE OF THC AND HEMP DERIVED THC (TETRAHYDROCANNABINOLS) IN THE CITY OF HIBBING, MINNESOTA' AND, BY ADOPTING BY REFERENCE, HIBBING CITY CODE CHAPTER 1 AND SECTION 6.99 WHICH, AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS.**

City Attorney Andy Borland went over the ordinance and explained that a draft ordinance for this was discussed at a previous workshop. City Attorney Borland stated that the ordinance does not have to be approved now, but if the City is going to approve the ordinance it should be approved at the next City Council meeting, so that it goes into effect before the new law takes effect on August 1, 2023.

Councilor Bayliss, supported by Councilor Fosso, moved to table ORDINANCE NO. \_\_\_\_, 2ND SERIES

AN ORDINANCE OF THE CITY OF HIBBING, MINNESOTA, AMENDING HIBBING CITY CODE CHAPTER 6 ENTITLED "OTHER BUSINESS REGULATION AND LICENSING", BY ADDING A NEW SECTION 6.36 ENTITLED 'MORATORIUM ON THE SALE OF THC AND HEMP DERIVED THC (TETRAHYDROCANNABINOLS) IN THE CITY OF HIBBING, MINNESOTA' AND, BY ADOPTING BY REFERENCE, HIBBING CITY CODE CHAPTER 1 AND SECTION 6.99 WHICH, AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS.

Motion CARRIED

**Offer RESOLUTION NO. 23-07-03 ORDERING THE REMOVAL OF HAZARDOUS BUILDINGS LOCATED UPON LOTS 4 AND 5, BLOCK 7, FAIRVIEW, HAVING A STREET ADDRESS OF 2324 6<sup>TH</sup> AVENUE EAST, HIBBING, MN**

City Attorney Borland explained that Building Official Pat Green notified him that this property he deemed was dilapidated and hazardous.

Councilor Fosso, supported by Councilor Whitney, moved to offer RESOLUTION NO. 23-07-03 ORDERING THE REMOVAL OF HAZARDOUS BUILDINGS LOCATED UPON LOTS 4 AND 5, BLOCK 7, FAIRVIEW, HAVING A STREET ADDRESS OF 2324 6<sup>TH</sup> AVENUE EAST, HIBBING, MN.

Motion CARRIED

**ORDINANCE NO. \_\_\_\_, 2<sup>ND</sup> SERIES**

**AN ORDINANCE OF THE CITY OF HIBBING, MINNESOTA, AMENDING HIBBING CITY CODE CHAPTER 2 ENTITLED "ADMINISTRATION AND GENERAL GOVERNMENT", BY AMENDING SECTION 2.17 ENTITLED "PLANNING COMMISSION AND ZONING BOARD" AND, BY ADOPTING BY REFERENCE, HIBBING CITY CODE CHAPTER 1 AND SECTION 2.99 WHICH, AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS**

City Attorney Borland explained that it was discussed at previous workshops to reduce the size of the Planning Commission from 7 members to 5 members because there is a struggle to get that number of members; the only change in the ordinance is the number of members from 7 members to 5 members.

Councilor Whitney, supported by Councilor Schweiberger, moved to approve ORDINANCE NO. \_\_\_\_, 2<sup>ND</sup> SERIES

AN ORDINANCE OF THE CITY OF HIBBING, MINNESOTA, AMENDING HIBBING CITY CODE CHAPTER 2 ENTITLED "ADMINISTRATION AND GENERAL GOVERNMENT", BY AMENDING SECTION 2.17 ENTITLED "PLANNING COMMISSION AND ZONING BOARD" AND, BY ADOPTING BY REFERENCE, HIBBING CITY CODE CHAPTER 1 AND SECTION 2.99 WHICH, AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS.

Motion CARRIED

**Offer RESOLUTION NO. 23-07-04 APPROVING THE PURCHASE OF REAL PROPERTY FROM MARK WALDO VOSBURG BY THE CHISHOLM-HIBBING AIRPORT AUTHORITY**

City Clerk-Deputy Administrator Candie Seppala explained that the Chisholm-Hibbing Airport Authority is requesting that both Chisholm City Council and Hibbing City Council approve a Resolution to support the purchase of real property per the State Statute. City Clerk-Deputy Administrator Seppala stated that the Council would be giving their blessing to purchase the Airway Property.

Councilor Fosso, supported by Councilor Bayliss, moved to offer RESOLUTION NO. 23-07-04 APPROVING THE PURCHASE OF REAL PROPERTY FROM MARK WALDO VOSBURG BY THE CHISHOLM-HIBBING AIRPORT AUTHORITY.

Motion CARRIED

**Authorize the City Administrator to sign the agreement between the City of Hibbing and St. Louis County for City Office Space and Lease Agreement**

City Administrator Greg Pruszinske explained that this agreement is for the County Assessor's Office in City Hall; the agreement is for 5 years with an option for an additional 5 years.

Councilor Schweiberger, supported by Councilor Whitney, moved to authorize the City Administrator to sign the agreement between the City of Hibbing and St. Louis County for City Office Space and Lease Agreement.

Discussion: Mayor Hydeke verified that the agreement is for 5 years with the option for an additional 5 years; City Administrator Pruszinske stated yes.

Motion CARRIED

**Authorize the City Administrator to sign the agreement between the City of Hibbing and St. Louis County for the Services Agreement for Non-Exempt Employee Clerical Services**

City Administrator Pruszinske explained that this agreement is for clerical services in the County Assessor's Office in City Hall; this has been discussed at previous workshops.

Councilor Fosso, supported by Councilor Hildenbrand, moved to authorize the City Administrator to sign the agreement between the City of Hibbing and St. Louis County the Services Agreement for Non-Exempt Employee Clerical Services.

Motion CARRIED

**City Administrator's Report**

City Administrator Pruszinske stated that it is budget season and workshops will begin to be set up for the City Council to start budgeting for 2024.

City Administrator Pruszinske spoke about the fountain at City Hall: they are looking into getting more information on the condition of the fountain.

**Authorize the Mayor and City Clerk to sign the Facility Use Agreement between the City of Hibbing and Iron Range Football League with a three-year period commencing January 1, 2023 and expiring December 31, 2025**

City Services Director Nick Arola explained that this agreement would be for the use of Vic Power Fields; there was no agreement in place previously.

Councilor Schweiberger, supported by Councilor Bayliss, moved to authorize the Mayor and City Clerk to sign the Facility Use Agreement between the City of Hibbing and Iron Range Football League with a three-year period commencing January 1, 2023 and expiring December 31, 2025.

Motion CARRIED

**Authorize the Mayor and City Clerk to sign the Facility Use Agreement between the City of Hibbing and Iron Range R/C Racing Club with a three-year period commencing May 1, 2023 and expiring on April 30, 2026**

City Services Director Arola explained that this agreement would be for the use of Wells Woodland Park; this would be an updated agreement with the Club.

Councilor Fosso, supported by Councilor Bayliss, moved to authorize the Mayor and City Clerk to sign the Facility Use Agreement between the City of Hibbing and Iron Range R/C Racing Club with a three-year period commencing May 1, 2023 and expiring on April 30, 2026.

Motion CARRIED

**Offer RESOLUTION NO. 23-07-05 AUTHORIZING THE CITY TO MAKE APPLICATION TO AND ACCEPT FUNDS FROM IRON RANGE RESOURCES AND REHABILITATION GRANT PROGRAM FOR THE CONSTRUCTION OF CAREY LAKE CAMPGROUND PROJECT**

City Services Director Arola explained that the previous grant that was applied for by HEDA and extended multiple times has expired as of June. City Services Arola Director stated that the scope of work has changed since the original grant application and the IRRRB has requested the City to reapply with the new scope of work and new requested grant amount.

Councilor Bayliss, supported by Councilor Hildenbrand, moved to offer RESOLUTION NO. 23-07-05 AUTHORIZING THE CITY TO MAKE APPLICATION TO AND ACCEPT FUNDS FROM

IRON RANGE RESOURCES AND REHABILITATION GRANT PROGRAM FOR THE CONSTRUCTION OF CAREY LAKE CAMPGROUND PROJECT.

Motion CARRIED

**BIDS AND QUOTES:**

**Approve the 2023 Sanitary Sewer Lining Project to Veit & Company in the amount of \$724,417.50**

City Engineer Jesse Story explained that since 2013 the City has been rehabilitating the sanitary sewers every year and with this year's project more than 107,000 feet have been rehabilitated. City Engineer Story went over the breakdown of the funding.

Councilor Schweiberger, supported by Councilor Fosso, moved to approve the 2023 Sanitary Sewer Lining Project to Veit & Company in the amount of \$724,417.50.

Discussion: Mayor Hyde asked City Engineer Story how many feet will be relined this year; City Engineer Story stated just over 13,000.

Motion CARRIED

**Approve the quote from SBS Inc. for the purchase of washed sand in the amount of \$39,600**

City Engineer Story explained that they received a quote from SBS Inc for washed sand to mix with salt for the 2023/2024 winter; this is a budgeted item.

Councilor Whitney, supported by Councilor Bayliss, moved to approve the quote from SBS Inc. for the purchase of washed sand in the amount of \$39,600.

Motion CARRIED

**Approve the proposal from Braun for testing services for the Rainey Road Bridge Project in the amount of \$3,150**

City Engineer Story explained that this testing is part of MnDot requirements; he is asking for Council approval.

Councilor Fosso, supported by Councilor Schweiberger, moved to approve the proposal from Braun for testing services for the Rainey Road Bridge Project in the amount of \$3,150.

Motion CARRIED

**Approve the proposal from LHB for construction management services for the Rainey Road Bridge Project in the amount of \$59,885**

City Engineer Story explained that this construction management is part of MnDot requirements; he is asking for Council approval.

Councilor Bayliss, supported by Councilor Fosso, moved to approve the proposal from LHB for construction management services for the Rainey Road Bridge Project in the amount of \$59,885.

Discussion: Mayor Hyduke asked City Engineer Story if there is an estimate for completion; City Engineer Story stated that they estimate about 6 weeks.

Motion CARRIED

**Approve the quote for exhaust repair parts for dump truck #66062 to Mid-State Truck Service in the amount of \$3,279.14**

City Engineer Story explained that dump truck #66062 needed the exhaust repaired; our mechanics will complete install.

Councilor Schweiberger, supported by Councilor Whitney, moved to approve the quote for exhaust repair parts for dump truck #66062 to Mid-State Truck Service in the amount of \$3,279.14.

Motion CARRIED

**Approve the estimate for 3 bituminous patches from SBS Blacktop Services, Inc in the amount of \$11,389**

City Engineer Story explained that himself, the Mayor and the City Administrator went and looked at two of these sites together; he is asking for Council approval.

Councilor Fosso, supported by Councilor Bayliss, moved to approve the estimate for 3 bituminous patches from SBS Blacktop Services, Inc in the amount of \$11,389.

Discussion: Councilor Bayliss asked City Engineer Story if there is anyway to get the contractors to do a better job or hold them accountable; City Engineer Story explained that one of the contractors has since gone bankrupt, and they are working more closely with the Public Utilities and their contractor for the work.

Motion CARRIED

**Approve the purchase of pump repair parts to Liberty Processing in the amount of \$4,712 plus shipping**

City Engineer Story explained that Waste Treatment Superintendent Dave Hurd needs these pump repair parts; they will complete the repairs themselves at the plant.



Councilor Whitney, supported by Councilor Bayliss, moved to approve the purchase of pump repair parts to Liberty Processing in the amount of \$4,712 plus shipping.

Motion CARRIED

**Approve the Professional Service Agreement with Commercial Aquatic Engineering to conduct an evaluation of the City Hall Fountain in the amount of \$3,000**

City Services Director Arola explained that this agreement is for one of the original installers of the fountain to come and evaluate the fountain and put some budget numbers together for repair or replacement parts.

Councilor Bayliss, supported by Councilor Hildenbrand, moved to approve the Professional Service Agreement with Commercial Aquatic Engineering to conduct an evaluation of the City Hall Fountain in the amount of \$3,000.

Discussion: Mayor Hydeke stated that it is good that City Services Director Arola was able to find one of the original installers of the fountain.

Motion CARRIED

**Approve the purchase of squad equipment/upfitting in the amount of \$16,214 to Enforcement Lighting**

Chief of Police Estey explained that \$12,939 of this will be paid by the DOJ grant that was approved by the Council earlier; he is looking for Council approval.

Councilor Bayliss, supported by Councilor Whitney, moved to approve the purchase of squad equipment/upfitting in the amount of \$16,214 to Enforcement Lighting.

Discussion: Councilor Whitney asked Chief of Police Estey if this was for one squad; Chief of Police Estey stated it is for two squads.

Motion CARRIED

**BOARDS AND COMMISSIONS:**

**LICENSES AND PERMITS:**

Councilor Fosso, supported by Councilor Hildenbrand, moved to approve 2023 Transient Merchant License of Melissa Sundvall – WOW Catering to sell food in Hibbing.

Motion CARRIED

Councilor Whitney, supported by Councilor Bayliss, moved to approve the Temporary Liquor License of Palmer's Tavern to dispense alcohol at the Wilson/Adams wedding at the Hibbing Memorial Building on Saturday, August 26, 2023.

Motion CARRIED

Councilor Schweiberger, supported by Councilor Bayliss, moved to approve the Special Event Permit Application of the City of Hibbing to hold the Hibbing Street Dance on Saturday, July 8, 2023 in Downtown Hibbing from 5:00 - 11:00 p.m.

Motion CARRIED

Councilor Fosso, supported by Councilor Whitney, moved to approve the Special Event Permit Application of the Mines & Pines Revisited Committee to hold the Mines & Pines Revisited in Bennett Park on Friday and Saturday, August 18 & 19, 2023.

Motion CARRIED

Councilor Schweiberger ABSTAINED

Councilor Bayliss, supported by Councilor Whitney, moved to approve the Special Event Permit Application of Mariah Wilson and Christian Adams to hold their wedding at the Hibbing Memorial Building on Saturday, August 26, 2023.

Motion CARRIED

Councilor Fosso, supported by Councilor Hildenbrand, moved to approve the Temporary Liquor License of Boom Town Brewery & Woodfire Grill to dispense alcohol in front of the Androy at the Hibbing Street Dance on Saturday, July 8, 2023.

Motion CARRIED

Discussion: There was a brief discussion between Councilors and City Staff regarding the Ordinance that was tabled earlier in the meeting.

**ADJOURNMENT:** There being no further business, the meeting was adjourned at 5:37 p.m. by Councilor Bayliss and supported by Councilor Schweiberger.

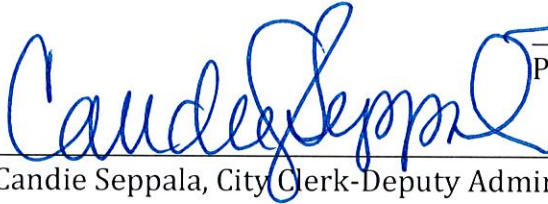
Motion CARRIED

CITY OF HIBBING



Pete Hyduke, Mayor

ATTEST:

  
Candie Seppala, City Clerk-Deputy Administrator