

CITY COUNCIL

7:00 P.M.

August 15, 2022

Present: Mayor Wade LeBlanc
Richard DeRosier
Ben Bautch
Dustin Goutermont

Excused: Shane Hoff

Lana Fralich, City Administrator
Joe Rhein, City Engineer, Bolton & Menk, LLC via ZOOM
Kitty Mayo, Lake County Press via ZOOM
Noreen Carlson
Cole Ernest, Silver Bay Police Chief
Sadi Dillehay
Eric Judkins
Ross Judkins

Mayor LeBlanc called the meeting to order at 7:00 p.m.

Agenda – Motion by Goutermont, second Bautch to approve the Agenda as presented.
MOTION CARRIED.

Consent Agenda – Motion by Goutermont, second DeRosier to approve the meeting minutes from the August 1, 2022 Regular Meeting. **MOTION CARRIED.**

Petitions, Requests, and Communications –

City Council Candidacy Filing- Reminder that anyone interested in running for Mayor or City Council must have their Affidavit of Candidacy filed by 5:00 p.m. Tuesday, August 16th. Anyone who files and changes their mind will have until 5:00 p.m. August 18th to withdraw.

Consumer Assistance Request-MN Attorney General- Council reviewed a letter received from MN Attorney General regarding a consumer request to change garbage billing policy on City utilities. Forwarded to City Attorney for response.

Letter Regarding Northshore Mining- Motion by DeRosier, second Bautch to send letter to Laurence Gonclaves, CEO Northshore Mining and MN Governor regarding to do whatever is necessary to maintain employees and extend unemployment and sub-pay without excluding anyone. **MOTION CARRIED.**

City Administrator

Resolution 2022-#42B Set Public Hearing on Proposed Business Subsidy to Sawtooth 16, LLC- Motion by Goutermont, second DeRosier to approve Resolution

2022-#42B Setting Public Hearing on Monday, September 19th at 7:00 p.m., prior to regular meeting, regarding Proposed Business Subsidy to Sawtooth 16, LLC. MOTION CARRIED.

Mayor LeBlanc – Aye
Member Bautch – Aye
Member Hoff – Absent

Member Goutermont – Aye
Member DeRosier – Aye

RESOLUTION 2022 – 42B WAS ADOPTED: 4 aye, 0 nay, 1 excused

Resolution 2022-#59 Bolton and Menk Proposal for Stormwater Management Plan- Motion by DeRosier, second Goutermont to approve Resolution 2022-#59 Bolton and Menk Proposal for Stormwater Management Plan at a cost of \$52,700, which will be paid for with grants received. The project will be completed by March 31, 2023. MOTION CARRIED.

Mayor LeBlanc – Aye
Member Bautch – Aye
Member Hoff – Absent

Member Goutermont – Aye
Member DeRosier – Aye

RESOLUTION 2022 – #59 WAS ADOPTED: 4 aye, 0 nay, 1 excused

Resolution 2022-#60 WEX Flexible Spending Account- The City is part of MN Health Consortium and they have chosen to convert their accounts from Further to WEX, a ND/MN based company. Council reviewed the participation agreement; employees would be able to remain with Further if they choose but will be responsible to pay the fees to Further or they can opt to move their balances to WEX which is now considered the Employed Sponsored plan and have fees paid by the city, with all transfers made by September 30th. H.S.A. contributions into WEX will begin with September 15th payroll. Motion by Bautch, second DeRosier to approve Resolution 2022-#60 WEX Flexible Spending Account agreement. MOTION CARRIED.

Mayor LeBlanc – Aye
Member Bautch – Aye
Member Hoff – Absent

Member Goutermont – Aye
Member DeRosier – Aye

RESOLUTION 2022 – #60 WAS ADOPTED: 4 aye, 0 nay, 1 excused

Police Chief Hiring- Personnel Committee is recommending the promotion of current interim chief Cole Ernest to Chief of Police, effective August 16th, 2022. He would have a 6-month probation with a credit for the past 3 months he has been serving as Interim Chief and will remain at 90% of the Chief's wage until he has completed his probation period and then go into full wage. Per union contract, he has two pay-periods to return to his Sergeant position. He will also be required to complete Command School/Chiefs

of Police training. Motion by DeRosier, second Goutermont to promote Cole Ernest to Chief of Police. MOTION CARRIED.

FT Police Officer Hiring- Motion by Goutermont, second Bautch to begin advertising for the full-time police officer position opening as a result of promotion of Cole Ernest to Chief of Police. Actual hiring will not begin until notification from Chief Ernest that he will not be returning to Sergeant position. MOTION CARRIED.

TAC Training for Cole Ernest- Motion by DeRosier, second Bautch for Cole Ernest to attend TAC training in St. Paul at BCA, September 20th at a cost of \$25, plus one night hotel, meals, and mileage in accordance with city policy. MOTION CARRIED.

DMT-G Certification Training for Caleb Fischer and Micaiah Schubert- Motion by DeRosier, second Bautch to approve Caleb Fischer and Micaiah Schubert attending training to become certified to use the DMT-G Evidential Breath Test Instrument. Training is January 11-12th, 2023 in St. Paul at the BCA with a cost of \$375/per officer, plus two nights of hotel, meals, and mileage in accordance with our city policy. MOTION CARRIED.

Labor Negotiations- Council reviewed letter received from Local 49ers regarding opening the Agreement with the City of Silver Bay and would like to start negotiations. Current contract ends December 31st. Motion by Goutermont, second Bautch to appoint Mayor LeBlanc, Councilor DeRosier and Administrator Fralich to move forward with negotiations. MOTION CARRIED.

Lake County Tax Forfeited Properties-24 Evans Circle- Lake County is moving forward to provide tax forfeited properties to HRA for affordable housing. HRA has submitted a request for the 24 Evans Circle property. Motion by Bautch, second DeRosier to submit a letter to County stating if HRA decides not to purchase property the City would like to purchase thru the EDA to make improvements and restrict the sale for homesteaded workforce/affordable housing. MOTION CARRIED.

Mary Mac Boiler Repairs- It is recommended by Mary Mac manager, Juel Salveson to accept Option 1 of the bid from Jamar to replace a boiler that is badly in need of corner repairs at a cost of \$7850.00. Although it wasn't planned in the 2022 budget, the budget should be able to handle the repair costs. Jamar submitted two options and both options were discussed by Council. Motion by DeRosier, second Bautch to accept Jamar's Option 1 at a cost of \$7850.00 for boiler repairs. MOTION CARRIED.

Marina Dock "C"- With the transient restriction on current docks lifted the DNR would like to apply for federal grant funding to put in the final marina dock for transient boaters and is requesting a letter of support from Council. Cost of the new dock is \$1.6 million and one of the requirements of federal grant is having matching funds of a minimum of 25%; however, the higher the match the more competitive the application. The DNR is recommending a match of 30-35%, leaving a match of \$475K sought. As of May 31, 2022 there is \$170K fund balance for the Marina. The plan is to use \$125K of marina reserves; apply for a \$250 grant from IRRRB, and remaining needed funds would be a

combination of State Water Rec Funds and/or an internal loan from the City General Fund. The approximate loan fund is \$100,000 and would be repaid thru the slip sales of the new Dock C and future profits of the marina which would be transferred from 601 Fund back to 101 General Fund. Motion by Goutermont, second Bautch to apply for grants/IRRB and then use a General Fund loan. MOTION CARRIED.

Liquor Store Check Receipting- BS&A and Liquor Commission is recommending no longer accepting checks as payment at the Silver Bay Liquor Store beginning October 1st, 2022. Very few checks are received but do get NSF checks and there is no way to tie an NSF check to an account. Motion by DeRosier, second Goutermont to no longer accept checks as of October 1st. MOTION CARRIED.

City Attorney – Nothing at this time.

OLD BUSINESS – None

NEW BUSINESS –

James Canning Resignation- Motion by DeRosier, second Goutermont to accept, with regrets, the resignation of James Canning from Public Works Board. MOTION CARRIED.

Safety Committee Appointments- Motion by DeRosier, second Goutermont to approve appointments of Cole Ernest, Eileen Anselment, Ted Czaplicki, Pam Puskala, Ben Bautch, Corey Cook and Larry Carter to the Safety Committee. MOTION CARRIED.

Ross Judkins questioned about Silver Bay competing with same group of officers that are applying in Minneapolis area and how that will affect hiring in the City.

Claims – Motion by Goutermont, second Bautch to approve payment of \$57,089.43 in unpaid claims and \$529,561.45 in paid claims. MOTION CARRIED.

Mayor LeBlanc – Aye
Member Bautch – Aye
Member Hoff – Absent

Member Goutermont – Aye
Member DeRosier – Aye

Motion by Goutermont, second DeRosier to adjourn at 7:34 p.m. MOTION CARRIED.

Minutes taken by Lisa Christenson

Attest:

Wade LeBlanc, Mayor

Lana Fralich, City Administrator