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September 28, 2020

Special meeting of the City Council of the City of Two Harbors, Minnesota, held on Monday, September 28, 2020, at 4:00 p.m. via Zoom video conference.

The meeting was called to order by President Glaser.

Members present, Councilors: Woodruff, Rennwald, Jussila, Glaser. 4.

Members absent, Councilors: Redden, Swanson, Erickson. 3.

Others present: Administrator Walker  
Finance Director, Pietila  
City Clerk, Nordean  
City Attorney, Overom.

President Glaser announced that the purpose of the meeting was to discuss the proposed Joint Powers Agreement on the 2021-2022 City/County Street Improvement Project.

Administrator Walker was present and addressed the Council reporting that administration has been working with Lake County regarding the 2021 Street Improvement Project and a Joint Powers Agreement for the project has been proposed. He indicated that the City had proposed that the City would assess property owners, according to the City's Assessment Policy, for the City's portion of the project, however, the County has indicated their disagreement with this proposal, in particular Clause 11 of the JPA.

Joe Rhein, of Bolton & Menk, was present and addressed the Council noting that there are four options that the City could choose in response to the County's disagreement: 1) the City could approve the JPA as is, without the language regarding the assessment of parcels and either: a) direct staff by motion to include those parcels in the assessment process, b) direct staff by motion to exclude those parcels from the assessment process, or c) defer the decision on those parcels in the assessment process until the time when the final assessments are being determined; or 2) the City could approve the JPA with the stricken Clause 11 included in the document and submit it to the Lake County Board for consideration; or 3) not approve the JPA if Council requests modifications or revisions to any JPA language.

At 4:20 PM, Councilor Erickson joined the meeting.

Attorney Overom clarified that if an assessment is done, it only includes costs incurred by the City.

Councilor Erickson expressed her opinion that assessments for this project be consistent with the City's assessment policy.

At 4:30 PM, Mayor Swanson joined the meeting. At 4:47 PM, Councilor Redden joined the meeting.

Motion by Erickson and Jussila that **RESOLUTION NO. 9-278-20 AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH COUNTY OF LAKE, MINNESOTA, IN CONNECTION WITH THE CITY OF TWO HARBORS' 2021-2022 CAPITAL IMPROVEMENT PROJECT** be adopted as read. Carried by a unanimous yea vote of all members present on roll call.

Motion by Rennwald and Jussila to include 19 parcels and defer those assessments until the final assessment has been determined. The motion was withdrawn.

Motion by Woodruff and Jussila to include those 19 parcels in the assessment process. Carried by a unanimous yea vote of all members present on roll call.

Motion by Jussila and Rennwald that the meeting adjourn. Carried.

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Robin M. Glaser, President, City Council

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Patricia D. Nordean, City Clerk