

## Ely City Council Proceedings

The City Council Meeting met in person, online over ZOOM Platform, and Facebook on December 6, 2021, as allowed by Section 21.8 of Iowa Code. Officials present at City Hall in person were Mayor Eldy Miller; Council Members William Tuthill, Judy Wery, Ben Symonds, Dan Whitaker and Kay Hale. Mayor Miller called the meeting to order at 7:00 pm by roll call/Pledge of Allegiance.

ABC Disposal Systems, Compost Cleanout	906.64
Alliant, Electric	7,276.35
Amazon, Barrier Ropes	23.98
Amazon, Lib Media Books	428.28
Baker & Taylor, Books	1,482.74
BankCard Services, Central Bank CC Purchases	48.00
BankCard Services, Central Bank CC Purchases	452.45
Canon Financial Services Copier Lease	109.00
Casey's Business Mastercard Fuel Trucks	471.20
City of Ely, Transfer to Central Bank Checking	25,000.00
Cleppe's Tires	805.00
Colonial Life Ins, Accidental Ins	48.87
Colonial Life Ins, Accidental Ins	48.87
Cove Equipment, Kubota TRV Parts	16.58
CSG Forte Payments, Inc, UB CC Monthly Fee	5.00
EFTPS Fed/Fica Tax	6,019.98
EFTPS Fed/Fica Tax	5,623.38
Esther Benesh Comm Ctr Rental Dep Refund	100.00
Gazette Communications Inc Legal Publications	256.22
Gronewold Bell Kyhnn & Co PC Audit Exam FY/21	2,100.00
GWorks Annual License Fee	6,657.00
Hawkeye Fire & Safety Annual FE Certification	380.50
IA Division of Labor/Elevator Operating Permit	225.00
ION Environmental Solutions WWTP Testing	792.00
Iowa Finance Authority Interest-2011 Water Tower	4,646.25
Iowa One Call Locates	36.90
Iowa State University Training Aquatic & Grass	70.00
JDM Concrete LLC Schulte Parking Lot	28,187.50
John Clefish Portable Meter Refund	75.00
Karen Landuyt Comm Ctr Rental Dep Refund	100.00
Ken-Way Trucking LLC WWTP Cleaning Tanks	2,630.00
Kiracofe Oil Co Diesel Fuel	712.00
LL Pelling Co State St Paint PVT Markings	1,820.67
Menards Misc Supplies	1,019.26
MidAmerican Energy Co Gas Utilities	285.58
Midwest Concrete Inc Rowley St Parking Lot	210,735.70
Nicole McNulty Lib Cleaning Supplies	16.16
Office Express Office Supplies	36.90
US Postmaster Dec UB Postage	160.20
Roto-Rooter Manhole Cleaning Roots	350.00
Sarah Sellon Reimbursement 162 x \$.56 Mileage	90.72
Schimberg Co Hydrant Markers 125@32/each	4,000.00
Schrader Tiling & Terrain LLC Fire Hydrant Repairs	44,810.00
Suzanne Woodward Comm Ctr Rental Dep Refund	100.00
Theisen's Clothing Allowance Nick K	49.99
Tim David Yard Meter Refund-No Sewer	500.00
Tracy Clair Lost Check Reissue	72.90
Tracy Clair Reimbursements	16.12
UMB Bank I050 SRS 2019	65,634.52
Accounts Payable Total	425,433.41
Payroll Checks	33,706.66
Report Total	<b>459,140.07</b>

November 2021 expenses per fund: General \$104,079.39; Road Use Tax: \$16,191.83; Employee Benefit \$832.00; Debt Service: \$55,716.42; Capital Projects/Equip \$28,187.50; State Street Capital Project \$119,904.45; Rowley Parking Lot \$210,735.70; 2021 ARP Act \$75,455.00; Water \$19,477.71; Water Sinking \$ 4,646.25; Sewer \$20,834.55; Sewer Sinking \$10,668.10; Storm Sewer \$220.00.

November 2021 receipts per fund: General \$17,122.24; Road Use Tax \$39.99; 2021 ARP Act \$12,538.93; Water \$26,363.01; Sewer \$35,516.02; Storm Sewer \$1,632.78

**Agenda** Motion by Symonds to approve agenda, 2<sup>nd</sup> by Hale. All Ayes – 5-0 motion carried.

**Consent Agenda** Minutes from November 15<sup>th</sup>, 2021, Council Meeting and bill payable 11/16/21– 12/06/21 Totaling \$459,140.07 Motion by Whitaker to approve consent agenda, 2<sup>nd</sup> by Wery. All Ayes – 5-0 motion carried.

**City Department Reports:** Adam Thompson gave department reports. Winterfest is Saturday, December 11, 2021.

**Community Comments/Requests:** Joe Horaney Solid Waste Authority Presentation.

<https://www.solidwasteagency.org/about-us/forward-2044>

**Business Presentation of City Hall Condition Evaluation and Report.** MSA gave presentation. Contact City Hall for a copy.

**Final Reading of an Ordinance Amending Zoning Code.** Presented to council for consideration the final reading of an ordinance amending the zoning code for the City of Ely. A request has been received to amend zoning on 55.54 acres of property within the City of Ely from R1/R2 to only R2. This subdivision is now known as Founders Grove. This was reviewed and approved by the planning and zoning commission. Approximately 64% of the lots will be single family and 36% of the lots will be two-family owner occupied residential. Motion by Hale to close updated Zoning ordinance final reading as written, 2<sup>nd</sup> by Symonds. All Ayes-5 motion carried.

**Final Reading of an Updated Noise Ordinance.** Presented to council for consideration the final reading of an ordinance updating noise ordinance. Staff has prepared the code based on comment received from council and public. This update improves the code detail and allows for the noise infractions to be handled as a nuisance rather than only a criminal situation. The code had been updated after the first reading to including animal noise limits and more broad language regarding noise from mobile food units. Motion by Wery to close the updated noise ordinance final reading as written, 2<sup>nd</sup> by Whitaker. All Ayes-5 motion carried.

**Resolution to set a date for a public hearing related to the updated Golf/ATV/UTV Ordinance.** Motion made by Hale to set public hearing for Monday December 20<sup>th</sup> at 7:00 pm at Ely City Hall, 2nd by Symonds. All Ayes-5 motion carried.

**Resolution to set date for a public hearing on proposal to enter into a Sewer Revenue Loan and Disbursement Agreement and to borrow money thereunder in a principal amount not to exceed \$2,703,000.** Motion made by Hale to set public hearing for Monday December 20<sup>th</sup> at 7:00 pm at Ely City Hall, 2nd by Whitaker. All Ayes-5 motion carried.

**Request to Approve Preliminary Plat for the Founders Grove Addition.** Motion made by Symonds to approve preliminary plat for Founders Grove Addition, 2nd by Hale. All Ayes-5 motion carried.

**Request to Approve Developers Agreement with the Watts Group for the Founders Grove Addition.** General discussion by public and council. Motion made by Hale to approve Developers Agreement with Watts Group for the Founders Grove Addition, 2nd by Whitaker. All Ayes-5 motion carried.

**Request to Approve 2022 Service Agreement with the Linn County Sheriff's Department to Provide Law Enforcement Services.** Motion made by Symonds to approve 2022 Service Agreement with the Linn County Sheriff's Department, 2nd by Whitaker. 4 Ayes- 1-Abstain. 4 Ayes Motion carried.

**Request to Approve Inspection Services Agreement with MMS to Provide Inspection Services for the Trunk Sewer Project.** Motion made by Hale to approve Inspection Service Agreement with MMS to provide inspection services for the Trunk Sewer Project, 2nd by Whitaker. All Ayes-5 motion carried.

**Request to Approve Purchase of Order with Thielen Bros. for Replacement of Damaged Carpet at the Library.** Motion made by Hale to approve purchase order with Thielen Bros. for replacement of damaged carpet at the library, 2nd by Wery. All Ayes-5 motion carried.

With no further business being evident, council adjourned the meeting at 8:25 pm. Motion by Hale, 2nd by Symonds. 5-Ayes motion carried.

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Eldy Miller, Mayor

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Luanne Miller, Clerk