

Ely City Council Proceeding

The City Council Meeting met in person, online over ZOOM Platform, and Facebook on February 21st, 2022, 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, Dan Whitaker, Mark Becicka. Councilmembers Ben Symonds and Mark Becicka participated Via Zoom. Symonds was in ZOOM waiting room at 7:00 and officially joined at 7:05pm. Mayor Miller called the city council meeting to order at 7:02 pm by roll call/Pledge of Allegiance.

The following claims include expenses for the city, Park Board and Library:

ADVANCED BUSINESS SYSTEMS, Copies	105.96
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AIRGAS USA LLC, Cylinder Rental	66.08
AMAZON, Books DVD Cleaning & Desk Rise	1,161.22
BAKER & TAYLOR, Books	808.14
BASE, Cafeteria Monthly Plan FSA	30.00
BDH TECHNOLOGY, Library Wi-Fi Access Point	580.00
CANON FINANCIAL SERVICES INC, Copier Lease	109.00
CLEPPE'S, SkidSteer Tires Repairs	70.00
COLONIAL LIFE INSURANCE, Accidental Ins	48.87
CSG FORTE PAYMENTS INC, FrontDesk/Contract Fees	593.75
EFTPS, Fed/FICA Tax	6,066.23
GRONEWOLD BELL KYHNN & CO PC, 2021 Annual Exam	2,503.14
HDC PRINTED PRODUCTS, 1099 Forms	66.47
ION ENVIRONMENTAL SOL., LLC, Test WA & Waste WA	1,488.00
IOWA DNR, WA OPERATOR CERT EXAM FEE	30.00
IOWA PARK & RECREATION ASSOC, Conference	255.00
KIECK'S CAREER APPAREL, LOGO CLOTHING	227.90
LINN CO TREASURER ELECTIONS, 2021 Election Services	1,606.88
LL PELLING CO, State Street Retainage Release	6,214.94
MIDAMERICAN ENERGY COMPANY, Gas Utilities CH	627.21
MIDWAY OUTDOOR EQUIPMENT, Chainsaw Chain & Parts	27.36
MIDWEST CONCRETE INC, Rowley St Park Lot #2	17,574.86
MIDWEST PATCH, Signs & Signposts	1,185.00
MMS CONSULTANTS' INC, Engineer Services	19,838.56
NEAL'S WATER CONDITIONING, City Hall Maintenance	19.50
OTTSEN OIL CO, Oil	298.90
REXCO, 4 TIRES SKID STEER	1,466.28
SCHIMBERG CO, Parts Dissolved Oxygen Meter	30.55
SCHRADER EXCAVATING, Trunk Sewer Project #3	70,743.50
OLON STATE BANK, Lib. ILA Membership ARPA Grant	1,526.91
STATE HYGIENIC LABORATORY, Water Lab Test	108.00
TERMINIX, Pest Control City Hal & Library	82.25
THIELEN BROS FLOOR, Carpet Replacement Library	20,933.20
WM OF CEDAR RAPIDS, Refuse Services	13,368.77
ZACH KULISH, 150TH Logo & QR Code	125.00
Accounts Payable Total	270,081.38
Payroll Checks	17,626.10
REPORT TOTAL	287,707.48

February 2022 expenses per fund: General \$111,263.06; Road Use Tax \$ 16,103.78; Old Town Project \$23,248.50; Sewer Trunk Ext. \$200,742.06; State Street Capital Project \$6,214.94; Rowley Parking Lot \$18,269.09; Water \$13,949.15; Sewer \$22,434.11.

February 2022 receipts per fund: General \$27,265.24; Road Use \$40.00; Employee Benefit \$74.92; TIF \$1,069.62; Debt Service \$823.31; Water \$ 20,710.78; Sewer \$36,570.27; Storm Sewer \$1,555.32.

Agenda – Motion made by Wery to approve the agenda, 2nd by Whitaker. All Ayes–4 motion carried.

Consent Agenda - Minutes from February 7th, 2022, Council Meeting and Bills Payable 2/8/22–2/21/22 Totaling \$287,707.48. Motion made by Symonds to approve the consent agenda, 2nd by Tuthill, All Ayes-4 motion carried.

Councilman Symonds joined via ZOOM at 7:05 PM.

City Department Reports-Linn County Sheriff's report. Community comments asked about a couple of areas in town of sinking areas around storm drains and a manhole (Glendale Ln; Broadview Ct and Banner Valley Rd). Public works has looked at Broadview Ct and will also look at the other two to make a plan of action to fix.

Community Comments/Requests-Josh Entler with Concise Earth Construction and Hall & Hall Engineering presented, and answer questions related to the 140-acre American Prairie Project development south of Wright Brothers Boulevard and Kirkwood Boulevard.

Business - Third and Final Reading of Ordinance 296 Amending the Code of Ordinances of the City of Ely, Iowa, Chapter 75 and Chapter 77, Pertaining to All-terrain Vehicles and Golf Carts. Presented to council for consideration was the third and final reading of an ordinance amending Chapter 75 and Chapter 77 of City Code related to Golf Carts, ATVs, UTV, and other off-road vehicles. The update provides for the use of registered vehicles at night, drivers 16 and older, parents/guardian liability for violations by dependents, more strict penalties for those who violate the ordinance, and removed the slow-moving vehicle sign requirement from only the ATV's and UTV's. This ordinance will be presented to pass at the next council meeting in March. No public comments. Motion to close public hearing made by Tuthill, 2nd by Wery. All Ayes-5 motion carried. Removing slow moving vehicle signs and the details of the penalty section

Third and Final Reading of Ordinance 297 Amending Zoning Code. Presented to council for consideration was the third and final reading of an ordinance amending the zoning code for the City of Ely. A request was received to amend zoning at 1465 Main Street within the City of Ely from R1-A to only C1. The property is planned to be used by Odie's for events and other business-related uses. No public comments. Motion to close public hearing made by Tuthill, 2nd by Wery. All Ayes-5 motion carried.

Resolution Setting a Public Hearing for March 21st, 2022, related to an Ordinance Amending Zoning Code. Presented to council for consideration was a resolution setting the date for a public hearing related to the adoption of an ordinance amending zoning code for the City of Ely. A request was received from Abode Construction, Inc. to rezone 65.70 acres within the City from A-1 to C-2 and 24.37 acres within the city from A-1 to C-2. This request was reviewed by the Planning and Zoning Commission on February 15th, 2022 and was recommended for approval by City Council. Now is time for council to set the public hearing for March 21st, 2022, at 7:00 pm to consider public comments related to the adoption of an ordinance amending zoning code related to the rezoning request from Abode. Mayor Miller recommended that a member of the Planning and Zone Commission be present at the March 21st, 2022 meeting. No public comments. Motion to close public hearing made by Wery, 2nd by Becicka. By Roll Call All Ayes-5 motion carried

Resolution Setting a Public Hearing for March 21st, 2022, related to FY 22 Budget Amendment #1. Presented to council for consideration was a resolution setting the date for a public hearing related to the adoption of FY22 budget amendment #1. The trunk sewer project is moving forward, and the capital projects fund needs to be increased before we incur expenses beyond what we had budgeted in the original FY22 budget. Additionally, other department and fund budget amendments were taken into consideration as review by council doing the budget process. The city will likely have one additional budget amendment before the end of May to finalize expenditure expectations for FY22. No public comments. Motion to set public hearing for March 21st, 2022, made by Whitaker, 2nd by Symonds. By Roll Call All Ayes-5 motion carried.

Resolution Approving a Master Agreement with Bolton & Menk, Inc. to provide GIS Services for a period of 5 years. Presented to council for consideration was a resolution approving a master services agreement with Bolton & Menk to provide GIS services for a period of 5 years. Proposals were received from MSA, Bolton & Menk, and Hall & Hall. The proposals were reviewed in-depth by the Mayor, City Administrator, and lead staff person in charge of the GIS system. All proposals were very good with Hall and Hall scoring 91, MSA scoring 96, and Bolton & Menk scoring 99 out of 100. Staff recommends approving a 5-year GIS professional services agreement with Bolton & Menk, Inc. No public comments. Motion to approve a Master Agreement made by Wery, 2nd by Becicka. By Roll Call All Ayes-5 motion carried.

Resolution Approving Task Order #1 with Bolton & Menk related to GIS Services Agreement. Presented to council for consideration was a resolution approving Task Order #1 with Bolton & Menk to provide GIS services for the completion of the Rural Innovation Grant Project in the amount of \$21,396. The total project will be funded by a \$20,000 grant and \$17,946.00 is funded by the City and split between the Sewer and Water fund and split between 2 fiscal years. No public comments. Motion to approve Task Order #1 with Bolton & Mink made by Wery, 2nd by Whitaker. By Roll Call All Ayes-5 motion carried

Resolution Approving Professional Services Agreement with MSA for the Municipal Complex Survey. Presented to council for consideration was a resolution approving a professional services agreement with MSA for the municipal complex survey in the amount of \$6,800.00. City of Ely has formed a municipal complex committee to continue to plan and strategically move the municipal complex project forward. Because this idea has been adapted from previous work with the library expansion project, it is best to gather community input related to planning the facility. MSA has been involved with this project and is recommended to continue to be involved with this next phase. No public comments. Motion to approve Professional Services Agreement with MSA made by Whitaker, 2nd by Symonds. All Ayes-5 motion carried.

Request to Approve Pay Request #3 related to the Trunk Sewer Project. Presented to council for consideration was a request to approve pay request #3 totaling \$170,743.50 related to the truck sewer project. The pay request has been reviewed by City Engineer and City Staff. No public comments. Motion to pay request #3 to Trunk Sewer Project made by Tuthill, 2nd by Symonds. All Ayes-5 motion carried

Review Draft Citizen Complaint Policy. A request from a resident was made to review how the City responds to citizen complaints, manages identities of complaining parties, and releasing of information. The City Attorney and City Administrator drafted a written policy. City Administrator and staff will also work on an updated complaint form. There was general discussion by the public, staff, and council. No action was taken to approve the policy at this time.

Review Draft CIP and Handoff for Council Priority Scoring. The CIP draft wasn't ready at the time of the council meeting. A public hearing will be considered and presented at the March 7th meeting. The final Capital Improvement Plan is projected for council to consider on May 2nd, 2022.

With no further business being evident, council adjourned the meeting at 8:42 pm. Motion by Whitaker, 2nd by Wery. 5-0 Ayes motion carried.

