

Ely City Council Proceedings

The City Council Meeting met in person, online over ZOOM Platform, and Facebook on December 5th, 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, & Ben Symonds. were present for the meeting. Dan Whitaker excused absence and Mark Becicka will get on ZOOM later in the meeting. were present for the meeting. Mayor Eldy Miller 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:

ALLIANT, Electric	6,609.99
ALTORFER INC, WWTP Repair	2,760.89
AMAZON, LIB Media Books	59.86
AMAZON CAPITAL SERVICE Winterfest/PW Boot Warmer	356.53
AUTOMATIC SYSTEMS CO, HACH Module Fixed Signals	1,046.25
BAKER & TAYLOR, Books	268.98
BOOK FARM LLC, Books	322.32
BOOK SYSTEMS INC, Annual Renewal	795.00
CARGILL INCORPORATED, Road Salt Deicer	5,823.92
CASEY'S BUSINESS MASTERCARD, Fuel	293.46
COLONIAL LIFE INSURANCE, Accidental Ins	38.02
EFTPS, Fed/FICA Tax	6,784.39
FSA - TARA MILLER, FSA Reimbursement	10.83
FSA - TARA MILLER, FSA Reimbursement	20.00
FSA - TARA MILLER, FSA Reimbursement	20.00
GLENN PIKE, Reimbursement	100.00
HAWKINS INC, PW CHEMICAL SUPPLIES	50.00
IA MUNICIPALITIES WORKERS COMP, Audit Prem FY21-22	682.00
IOWA DNR, Annual SPDES Permit Fee	175.00
IOWA ONE CALL, Locates	128.70
IOWA REPAIR & MACHINE, Sterling Repair	3,571.67
KIRACOFE OIL CO, Diesel Fuel	1,623.25
LYNCH DALLAS P.C., Legal Expense	951.76
MAGAZINE SUBSCRIPTION SERVICE, Subscriptions	364.80
MENARDS, PW MISC SUPPLIES	312.65
MR GUTTER LTD, Rain Garden Gutters	775.00
O'REILLY FIRST CALL, Wiper Blades	141.21
OFFICE EXPRESS, Office Suppl	166.25
US POSTMASTER, Postage	144.32
PRINCIPAL FINANCIAL, Life Ins. Benefits	91.96
RAPIDS REPRODUCTIONS INC, Municipal Complex Postcard	929.42
ROTO-ROOTER, Manhole Rowley St & Alley	570.00
SARAH SELLON, Reimbursement	28.13
SCHRADER EXCAVATING, Sewer Trunk Project #10 & #11	239,932.97
TERMINIX, Pest Control	47.25
THEISEN'S, Supplies	30.55
TRACY CLAIR, Reimbursements	32.50
UMB BANK, N.A., 2012B Interest	42,018.75
UMB BANK N.A., I930 SRS 2021 Bonds Interest	4,350.00
UMB BANK N.A., 2012B Interest	8,796.55
US CELLULAR, GIS Tablet	29.49

WM OF CEDAR RAPIDS-IOWA CITY, Refuse Services	13,473.42
WM OF CEDAR RAPIDS-IOWA CITY, Refuse Services	<u>718.07</u>
Accounts Payable Total	345,426.11
Payroll Checks	19,097.90
REPORT TOTAL	<u>364,524.01</u>

Mayor Miller announced a correction to the bills payable total from \$364,572.78 and should be \$364,524.01.

CONSENT AGENDA Minutes from November 21st, 2022, Council Meeting & Bills Payable 11/22/22–12/05/22 Totaling \$364,5214.01. Motion to approve the Consent Agenda by Symonds, 2nd by Wery, All Ayes 3-0, motion carried.

CITY DEPARTMENT REPORTS City Administrator Thompson gave update on projects. At the February 6th meeting, the city should have downtown project renderings to review. There will be a Special Council Meeting on January 9th for an Intro to Budget Session and an overview the results of the Municipal Complex Survey. No city Directors Meeting because Admin Thompson attended Linn County Board Supervisor Meeting regarding the regulations on pipelines.

COMMUNITY COMMENTS/REQUESTS Council member Wery reminded public of the municipal complex survey are due Friday, December 9th.

BUSINESS Resolution approving employee compensation. Presented to council for consideration was a resolution appointing Tara Miller as City Clerk effective 12-1-2022 and approving compensation. Motion to approve the Resolution approving Tara Miller as clerk and compensation by Tuthill, 2nd by Symonds, by Roll Call All Ayes 3-0, motion carried.

Resolution approving contract for engineering services for the Drinking Water Treatment Facility. Presented to council for consideration as a resolution approving the engineering services agreement for the drinking water treatment facility project. Bolton and Menk was selected as the most qualified firm at the council meeting on November 21st. The contract is for an amount not to exceed \$51,000. \$60,000 was budgeted for this phase of the project. Motion to approve the Resolution approving contract for engineering services for the Drinking Water Treatment Facility by Wery, 2nd by Tuthill, by Roll Call All Ayes 3-0, motion carried.

Resolution setting public hearing related to ordinance 303 “Well Protection”. Resented to council for consideration was a resolution setting a public hearing related to ordinance 303 “Well Protection” DNR recently completed a facility and system inspection of the drinking water system in Ely. It was determined during the inspection that the City was missing a required section of City Code that protects against contamination of drinking water. The city previously had this section in City Code but somewhere along the way it had been wrongfully removed or omitted. This ordinance limits no chemical application and no above ground storage within 100 feet of a well and no below ground storage within 200 feet of a well. This ordinance will have an impact on neighboring residents and some enforcement will need to take place. Staff wants to emphasize that this code is required by the DNR, and the city has no choice but to have it in place. The public hearing will take place on December 19th, 2022, at 7pm. Motion to approve the Resolution to set a public hearing for Ordinance 303 “Well Protection” by Symonds, 2nd by Wery, by Roll Call All Ayes 3-0, motion carried.

Resolution approving contract with Linn County. Presented to council for consideration was a resolution approving the 2024 contract with the Linn County Sheriff's Department to provide law enforcement services for the City of Ely. This contract provides a \$1 per hour increase to \$40 per hour total. The annual cost of this agreement is \$51,840. Motion to approve the Resolution approving the 2024 Linn County Sheriff's Contract by Symonds, 2nd by Tuthill, by Roll Call All Ayes 3-0, motion carried.

Resolution approving employee health insurance renewal and employee contribution. Presented for council consideration is a resolution approving employee health insurance and employee contribution. This was reviewed and recommended by the personnel committee in June 2022. Staff has executed the renewal but to ensure proper accounting and record keeping for auditing purposes council should approve the following resolution. The same health insurance provider and plan was renewed but the cost of the plan increased for the city and the employee contribution increased as well. Motion to approve the Resolution approving employee health insurance renewal & employee contribution by Symonds, 2nd by Wery, by Roll Call All Ayes 5-0, motion carried.

Resolution approving the employee handbook. Presented to council for consideration was an update to the employee handbook. This update provides more detail related to employee classification, timekeeping, and adds a floating holiday. This was reviewed with questions from council; Council person Symonds asked who is to make the determination whether the holiday is legit; Administrator responded that the personnel committee will make that determination. Council person Wery asked if the employee does not use it, will they be paid out for it? Thompson responded if floating holiday is not used, the employee will not be paid. Recommended by the personnel committee with the following addition; If the floating holiday is not taken, the employee will not be paid out for it. Motion to approve the updated Resolution approving the employee handbook by Wery, 2nd by Symonds, by Roll Call All Ayes 3-0, motion carried.

Resolution approving signatories for the City of Ely. Presented to council for consideration was a resolution approving signatory for the City of Ely. With Tara being appointed as the City Clerk this document must be updated. Motion to approve the Resolution signatories for the City of Ely by Wery, 2nd by Symonds, by Roll Call All Ayes 3-0, motion carried.

Resolution approving interfund loan. Presented to council for consideration was a resolution approving an interfund loan to provide qualified debt for TIF certification. The county auditor has changed their criteria for what qualifies as an TIF obligation and a contract for engineering services is no longer accepted as a debt obligation. This interfund loan will provide the required debt for the TIF certification. Motion to approve the Resolution approving interfund loan by Symonds, 2nd by Wery, by Roll Call All Ayes 3-0, motion carried.

Council person Mark Becicka attended meeting at 7:20 pm via telephone.

Request to direct the City Administrator to draft a letter opposing the CO2 pipeline. There was a request from the entire council to direct the City Administrator to draft a letter opposing the CO2 pipeline project. This request is not a final vote on the city's position related to the project. It is only directing staff to draft a letter for review at the next council meeting. Motion to approve drafting a letter opposing the CO2 Pipeline by Wery, 2nd by Symonds, by Roll Call All Ayes 4-0, motion carried.

With no further business being evident, council adjourned the meeting at 7:26 pm. Motion by Tuthill, 2nd by Becicka. All Ayes 4-0, motion carried.