

**ELY CITY COUNCIL
REGULAR MEETING
JANUARY 9, 2012
ELY CITY COUNCIL CHAMBERS**

Mayor Jim Doyle called the meeting to order at 7:00 p.m. Council members present: Dale Stanek, Bill Grove, Kay Hale, Dave Rasmussen and Bob Ballantyne. Also present: Jill Roeder, Kathleen Banowetz, Jim Miller, City Engineer Scott Pottorf and Clerk-Administrator Aaron Anderson.

Mayor Doyle led the City Council and others attending in the Pledge of Allegiance.

Stanek, second by Hale, moved to approve the Consent Agenda consisting of:

- Agenda.
- Minutes of the December 12, 2011 regular City Council meeting.
- Treasurers Report for the period ended December 31, 2011.
- Bills Payable for January 2012 including debt service, totaling \$122,988.15
- Resolution No. 12-0109-01, Designating Official Newspaper.

Motion carried – 5 to 0.

Treasurer's Report (summary) for the period ended December 31, 2011

	Receipts	Disbursements	Transfers	Ending Balance
General	\$ 9,092.80	\$ 46,218.69		\$ 604,160.71
Road Use	13,035.98	12,023.58		38,978.19
L O S T	12,947.73			125,416.03
TIF Fund	2,536.19			124,037.92
Debt Service		17,155.43		-285,556.38
Other Projects		55,977.10		484,372.25
Library Project				2,749.22
Way Point Sign				-7,110.22
North End Infra	100.00			-28,839.93
Water Utility	71,655.89	36,942.22		222,363.39
Water/Sewer Reserve				100,000.00
Sewer Utility	28,518.89	11,533.23		139,007.89
Sewer Debt Service		36,564.34		-122,333.10
Sanitary Utility	9,639.61	7,006.28		45,544.82
Farmers Market		159.91		530.01
PR Clearing	14,543.25	11,462.14		6,510.93
Totals	\$ 162,070.34	\$ 235,042.92		\$1,447,831.76

Communications: Linn County Deputy presented and discussed the Sheriff's Department monthly activity report.

Citizen Requests. Kathleen Banowetz thanked the Mayor and City Council members for the improvements to the downtown; Mrs. Banowetz stated she thinks the area looks wonderful.

Beginning of City Council Member Term

Designation of City Council Members to: Streets, Finances, Public Safety and Public Works and Designation of City Attorney. Stanek, second by Hale, moved to confirm Mayor Doyle's Council Member liaison designations as follows:

- Mayor Pro-Tempore – Bob Ballantyne
- Public Safety & Parks – Dave Rasmussen
- Streets - Kay Hale
- Public Works - Bill Grove
- Finances – Dale Stanek.

Motion carried – 5 to 0.

Linn County Public Health re: Communities Putting Prevention to Work. Jill Roeder, with the Healthy Behaviors Branch of the Linn County Department of Public Health, reported on and discussed policy initiatives of the Linn County Department of Public Health regarding tobacco sales and use, specifically new varieties of smokeless tobacco products. Items discussed include: an ordinance under consideration by the County Supervisors to require a retail cigarette permit for vendors that sell smokeless tobacco products.

Request to Temporarily Close a Portion of Dows Street May 12, 2012 from 4:00 p.m. - Midnight, Odie's - Request for Temporary Outdoor Service Area - Class C Liquor Permit. Ballantyne moved to approve a Temporary Outdoor Service Area for Odie's Class C Liquor Permit for Saturday May 12, 2012 from 4:00 p.m. to midnight subject to conditions previously set for temporary closing of Dows Street; second by Grove. Motion carried – 5 to 0.

Downtown Dows Street Streetscape Project

Request for Final Acceptance of Work. City Engineer Scott Pottorf reported all work for the 2011 Dows Street Streetscape project called for under the contract with Rathje Construction is complete and acceptable, and all lien waivers have been submitted to the city. Mr. Pottorf stated Rathje Construction asks the City to approve final acceptance of the work under contract, and reported he recommends the City grant final acceptance. Stanek moved to approve final acceptance of work for the 2011 Dows Street Streetscape project covered by the City's contract with Rathje Construction; second by Hale. Motion carried – 5 to 0.

Request for Final Payment, Rathje Construction. Stanek moved to approve final payment for the amount of \$28,602.52 to Rathje Construction for the 2011 Dows Streetscape project; second by Grove. Motion carried – 5 to 0.

Downtown Dows Street – Parking

Resolution No. 12-0109-02, Amending Offer to Purchase Real Estate at 1535 Main Street. Mayor Doyle reported Mark & Lori Huenefeld have asked the closing/possession date on this transaction be delayed until March 1, 2012 to them more time to make arrangement; and that this resolution would amend the purchase offer to change the closing date to March 1, 2012. Stanek moved to approve Resolution No.12-0109-02, second by Hale

Aye: Ballantyne, Rasmussen, Hale, Grove, Stanek

Nay:

Absent:

Mayor Doyle determined the motion carried and resolution passed – 5 to 0.

2011 Jappa Road Improvements, in Conjunction with Linn County

Request for Payment of Ely Portion, Linn County. Mayor Doyle reported Linn County Secondary Roads completed work on the Jappa Road Improvements project, that the project cost less than estimated, and that Linn County has submitted a request for payment of \$51,607.90 for the balance of cost for Ely's the portion of the work per the 28E agreement between Ely and Linn County. Stanek moved to approve payment of \$51,607.90 to Linn County for the 2011 Jappa Road Improvements project, second by Grove. Motion carried – 5 to 0.

Sanitary Sewer Use Rate. City Administrator Anderson reported that sewer use fee revenue has not been adequate to cover operational and debt service cost for the sanitary sewer utility; noting that operational costs are usually roughly \$123,000/year while annual principal and interest payments for the WWTP and Rogers Creek Trunk projects will total roughly \$196,500. The Mayor and City Council discussed this matter with Mr. Anderson, and directed him to research rate and other options and report back.

Budget and Finance

Resolution No. 12-0109-03, Post-Issuance Compliance Policy for Tax Exempt Obligations. Mayor Doyle reported this resolution establishes policies regarding maintaining tax exempt status of tax exempt obligations after issuance. Stanek moved to approve Resolution No. 12-0109-03; second by Grove.

Aye: Ballantyne, Rasmussen, Hale, Grove, Stanek

Nay:

Absent:

Mayor Doyle determined the motion carried and resolution passed – 5 to 0.

Resolution No. 12-0109-04, Approving FY 12-13 Contract with Linn County Sheriff's Office for Law Enforcement Services. Mayor Doyle reported this resolution accepts a contract with Linn County Sheriff's Office for 25 hours of patrol per week during Fiscal Year 2012-13 at \$29.00 per hour. Stanek moved to approve Resolution No. 12-0109-04; second by Hale.

Aye: Ballantyne, Rasmussen, Hale, Grove, Stanek

Nay:

Absent:

Mayor Doyle determined the motion carried and resolution passed – 5 to 0.

Budget Preparation for FY 2012-13. City Administrator Anderson reported on property tax valuation; local option sales tax and road use tax revenue estimates for the upcoming fiscal year.

Discussion Items

Stanek moved to adjourn, second by Ballantyne; motion carried – 5 to 0. The meeting adjourned at 8:07 p.m.

James E. Doyle Jr., Mayor

Attest:

Aaron Anderson, Clerk/Administrator