

**ELY CITY COUNCIL
REGULAR MEETING
MAY 10, 2010
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, Stephanie Mai and Bob Ballantyne. Also present: Vicki Vargason, Jim Miller, Shawn Weber, Keith Schulte, Jeff Hilleman, Mary Rump, Millicent Cozzie, Dave Rasmuseen, Nancy Kim, Randy Zbanek, Darci Dullea, Terry Caudill, Jennifer Jordebek, City Engineer Scott Pottorf and Clerk-Administrator Aaron Anderson.

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

- Agenda.
- Minutes of the April 12, 2010 regular City Council meeting
- Minutes of the April 16, 2010 special City Council meeting
- Treasurers Report for the period ended April 30, 2010.
- Bills Payable for May 2010 totaling \$416,105.26; debt service payments totaling \$337,576.25 and operational bills totaling \$78,529.01.
- Renewal of Class B Beer with Sunday Sales and Residency Privileges, Cleppe's 66 Service 1555 State Street.
- Renewal of Retail Tobacco/Cigarette Permits – Cleppe's 66 Service - 1555 State St., and Casey's General Store – 1495 State Street.

Motion carried – 5 to 0.

Treasurer's Report (summary) for the period ended March 31, 2010

	Receipts	Disbursements	Transfers	Ending Balance
General	\$140,255.64	\$ 32,803.79		\$ 563,273.89
Road Use	7,972.09	2,983.65		26,764.66
L O S T	12,476.48			44,252.87
TIF Fund	73,467.38			237,930.80
Debt Service	21,327.13			43,714.53
Other Projects				-127,136.32
Library Project				2,749.22
North End Infra				-28,219.93
Water Utility	14,172.14	89,408.90		279,704.35
Water/Sewer Reserve				100,000.00
Sewer Utility	20,201.43	10,560.80		116,850.97
Sewer Debt Service				-46,066.92
Sanitary Utility	4,646.72	5,946.05		47,226.88
PR Clearing	8,075.72	7,304.90		-898.85
Totals	\$302,594.73	\$149,004.59		\$1,259,876.15

Communications: Mayor Doyle reported receiving the following communications: minutes of the most recent Plan and Zoning Commission meeting, minutes of the most recent Parks & Recreation Commission meetings, and monthly activity reports from Public Works Director Ron Stark and Deputy Clerk Teri Billick. Linn County Deputy Pavelka presented the Sheriff's Office Monthly Activity Report.

Citizen Requests. A resident told Deputy Pavelka she and her neighbors have been robbed, reported the burglaries to the Sheriff's office and identified the perpetrator but so far nothing has happened. Deputy Pavelka stated the deputies arrive at scene, take notes and pass the information to the detectives division who investigate. The lady stated the burglar has been stealing tools; Randy Zbanek stated roughly \$3,000 worth of tools was stolen from his property by this person also. Mayor Doyle and the City Council discussed this matter and directed City Administrator to contact the Captain Hansell of the Sheriff's Office to follow up on this matter.

Bill Grove stated Ely is having trouble with kids who are under 18 years old driving golf carts, and people driving unlicensed golf carts in Ely. Council and Mayor Doyle discussed and directed the City Administrator to include an article reminding people that Ely's ordinance requires a golf cart driver to be at least 18 and possess a valid driver's license in upcoming NoJoCo and other media.

Jim Miller asked if the "concerned citizen" was happy with the job he did of cleaning rock off of Dows Street by Krob's elevator that was pulled onto the street when he moved a branch. Mayor Doyle stated we haven't heard more from the "concerned citizen" on that matter.

Randy Zbanek reported he owns Harger's Acoustics and is the Fire Chief; that he was burning brush and some pallets on his land and received a letter from the Linn County Attorney stating he was violating the outdoor burning provisions of the Linn County Air Pollution Control Ordinance; including burning of "trade waste". Mayor Doyle and City Council discussed this matter and directed City Administrator Anderson to research further and report to City Council.

Kay Hale asked for information about the semi-trailer parked in the front yard at 1845 State Street. City Administrator stated he would research and report back.

Presentation re: East Central Iowa Council of Governments – Mary Rump. Mary Rump presented information the East Central Iowa Council of Governments (ECICOG), including service area and services provided. Ms Rump noted ECICOG provides assistance to local governments in: community development, disaster recovery, environmental services, economic development and transportation.

Discussion of Options re: Skateboarders at Ely Volunteer Fire Station - Randy Zbanek, Chief Ely-Putnam Volunteer Fire Department. Fire Chief Randy Zbanek reported the Volunteer Fire Department has allowed the fire station parking area to be used as a skating and skate board area. He stated that while there have been no major problems the Fire Department believes the fire station is not the best suited location for this activity. Mayor Doyle noted the Parks & Recreation Commission is requesting authority to install skate features at Vavra Park.

Parks & Recreation Commission

Appoint Sarah Netolicky to Park & Recreation Commission to Fill Vacancy. Stanek moved to appoint Sarah Netolicky, 2055 Southbrook Drive, to the Parks & Recreation Commission to fill the vacancy created by Lisa Hinton's resignation, second by Grove. Motion carried – 5 to 0.

Schedule Public Hearing re: Ordinance to Increase Membership of Parks & Recreation Commission to Seven. City Administrator Anderson reported the Parks & Recreation Commission requests the City Council increase the membership of the Parks & Recreation Commission to seven, from the current five. Mr. Anderson reported the Commission requested this to reflect the increased amount of work and responsibility, and because they received several applications for the most recent opening. Mai moved to conduct a public hearing at 7:00 p.m. June 14, 2010 regarding an ordinance to increase the number of Parks & Recreation Commissioners to seven; Mayor Doyle and City Council discussed the request; Hale seconded the motion. Motion carried – 3 to 2; Mai, Grove and Hale in favor – Stanek and Ballantyne abstaining.

Installation of Skate Park Features at Vavra Park. Parks & Recreation Commission member Chris Levi reported the Commission is working with interested skaters and skateboarders in Ely to install skateboard features on the concrete pad at Vavra Park. Mr. Levi reported the basketball goal and pole will be moved to Community Center Park if City Council authorizes installing the skate features. Mr. Levi requested authorization to spend up to \$750 to purchase and install the skateboard features. Clerk-Administrator Anderson reported there would be a minor increase in the city's liability and commercial insurance premium. Stanek moved to authorize up to \$750 to purchase and install skateboard features at Vavra Park, second by Hale. Motion carried – 5 to 0.

Schedule Public Hearing re; Ordinance to Prohibit Overnight Parking at Ely City Park. City Administrator Anderson reported the Parks & Recreation Commission requests the City Council to consider an ordinance that would prohibit overnight parking at Ely City Park. Hale moved to conduct a public hearing re: an ordinance to prohibit parking at Ely City Park between 10:00 p.m. and 6:00 a.m. at 7:00 p.m. June 14, 2010; second by Mai. Motion carried – 5 to 0.

Amendment of Current Year FY 2009-10 Budget

Public Hearing re: Proposed Budget Amendment. City Administrator Anderson reported notice of public hearing was posted and published as required by law. Stanek moved to open a public hearing regarding amending the current year budget at 8:05 p.m.; second by Hale. Motion carried – 5 to 0. Mayor Doyle declared the public hearing open at 8:05 p.m.

Mayor Doyle asked for comments regarding the public hearing item. City Administrator Anderson briefly summarized the proposed amendments. Mayor Doyle asked for other comments, none were offered.

Stanek moved to close the public hearing at 8:06 p.m., second by Mai; motion carried – 5 to 0.

Resolution No. 10-0510-16, Approving Amendment of FY 2009-10 Budget. Stanek moved to approve Resolution No. 10-0510-16, Approving Amendment of FY 2009-10 Budget; second by Mai.

Aye: Stanek, Grove, Hale, Mai, Ballantyne

Nay:

Absent:

Mayor Doyle declared the motion carried and the resolution ordinance approved - 5 to 0.

Water Tower Project. City Engineer Scott Pottorf reported on progress and status of this project.

2010 Hillcrest Street Improvements Project

Review Options and Select Preferred Alternative. City Engineer Scott Pottorf presented options for repairing the street surface on Hillcrest Street; which include, but are not limited to; mill and overlay with crack and seat, replace failed concrete panels, and installation of 4" thick by 4' wide concrete sidewalk on one side of the street and 8-foot wide on the other side. Mayor Doyle and the City Council discussed this matter with Mr. Pottorf. Stanek moved to solicit alternate bids to perform either mill and overlay with crack and seat or replace failed concrete panels; along with installation of 4-foot wide sidewalks on one side of the street and 8-foot wide sidewalk on the other side; second by Mai. Motion carried – 5 to 0.

Final Payment and Release of Retainage – State Street Bridge Project. City Administrator Anderson reported Peterson Contractors Inc. request release of retainage and final payment for the State Street Bridge project in the amount of \$11,324.94; and that IDOT confirms project Engineer Shive-Hattery's certification that the amount is properly due per the terms of the project contract. Stanek moved to approve release of retainage and final payment in the amount of \$11,324.94 to Peterson Contractors, Inc. for the State Street Bridge Project; second by Hale. Motion carried – 5 to 0.

Street & Alley Repair Projects.

Ranmar Court – Undercut Road Bed and Subsurface Erosion. Mayor Doyle reported Public Works crew found a void under the street surface along the curb at 1645 Knoll Court; and that L.L. Pelling provided a quote to correct the problem for \$18,165 with a 3" thick hot mix asphalt overlay. He suggested this situation could qualify as an emergency repair, since the void under the surface of the street could cause the street to collapse. Hale moved to accept the quote from L.L. Pelling Co., to repair the subsurface erosion on Ranmar Court in the general area of 1645 Ranmar Court for \$18,165; second by Stanek. Motion carried – 5 to 0.

Drainage for Alley Between Walker and Main Streets on North Side of Dows. City Administrator Anderson reported Public Works Director Ron Stark consulted L.L. Pelling regarding drainage for the alley between Main and Walker Streets on the north side of Dows and that two options were reviewed: construct a sealcoat "ditch" along the east side of the alley to outlet to Dows Street at estimated cost of \$500; or install low profile curb and gutter section for the first 100-feet of alley from Dows Street at estimated cost of \$20,100.00. Grove moved to pursue installing a sealcoat "ditch" along the east side of the alley between Walker and Main Streets at estimated cost of \$500; second by Stanek. Motion carried – 5 to 0.

Replacement Blower for Wastewater Treatment Plant. Mayor Doyle reported an air blower for the WWTP failed and Public Works Director Stark has requested authorization to replace the blower at a cost of \$5,644.00. Grove moved to approve purchasing an Ingersoll Rand Hibbon Blower, model number SNH804 at cost of \$5,644.00 for the Ely Wastewater Treatment Plant; second by Stanek. Motion carried – 5 to 0.

Discussion Items

Stanek moved to adjourn, second by Hale. Motion carried – 5 to 0. The meeting adjourned at 8:41 p.m.

James E. Doyle Jr., Mayor

Attest:

Aaron Anderson, Clerk/Administrator