

**ELY CITY COUNCIL
REGULAR MEETING
MAY 14, 2012
ELY CITY COUNCIL CHAMBERS**

Mayor Jim Doyle called the meeting to order at 7:00 p.m. Council members present: Dale Stanek, Kay Hale, Dave Rasmussen and Bob Ballantyne; Bill Grove absent – excused. Also present: Jim Miller, Noah Hanecke, Josie Hoyt, Mark Banowetz, Lisa Hinton, Wes Hinton, Dave Schrock, Billy Prat, Olivia Harding, Jami Randolph, Zach Bolton, Keith Schulte, Cullen Woods, Connor Woods, Drake Brunscheen, Brayden Sprague, G. Wood, Brian Mostaert, Dan Swick, City Engineer Scott Pottorff 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 April 9, 2012 regular City Council meeting.
- Treasurers Report for the period ended April 30, 2012.
- Bills Payable for May 2012 totaling \$72,965.26.
- Renewal of a Class B Beer Permit with Sunday Sales and Residency Privileges for Cleppe’s 66 Service, 1555 State Street.

Motion carried – 4 to 0.

Treasurer’s Report (summary) for the period ended April 30, 2012

	Receipts	Disbursements	Transfers	Ending Balance
General	\$ 173,802.62	\$ 90,284.97		\$ 644,614.56
Road Use	13,784.74	6,589.87		64,754.08
L O S T	18,174.65	117,382.00		85,785.47
TIF Fund	498,067.00	105,685.00		92,233.86
Debt Service	55,620.00			210,510.62
Other Projects		275,327.64		107,835.26
Library Project				2,749.22
Way Point Sign				-7,110.22
North End Infra				-28,589.93
Water Utility	15,780.24	13,370.78		267,966.56
Water/Sewer Reserve				100,000.00
Sewer Utility	24,711.35	166,891.61		39,684.27
Sewer Debt Service	159,575.00			37,241.90
Sanitary Utility	6,900.05	6,728.36		45,683.10
Farmers Market	55.00			765.10
PR Clearing	9,061.41	10,980.40		643.11
Totals	\$ 1,048,151.20	\$793,240.63		\$ 1,667,766.87

Communications.

Citizen Requests. Mark Banowetz stated he is considering paving the area in front of his commercial property at 1535 State Street to support angle parking in front of the property. Mr.

Banowetz presented a diagram showing the idea to City Council; and discussed the request with City Council.

Dave Schrock stated he is concerned with the number of cars and increasing speed of their travel on Jappa Road and Rogers Creek Road. He stated there are a lot of little kid and families in the area. Mayor Doyle and the City Council discussed this matter with Mr. Schrock; including the possibility of creating a 3-way stop for all traffic at the intersection of Jappa Road and Rogers Creek Road.

Erin Hale stated her three and six year old children play outside a lot and there are no speed limit signs on either side of Rogers Creek Road; and stated she believes the speed limit for this section of Rogers Creek Rd should be 25 mph. The Mayor and City Council discussed this matter with Ms Hale.

Mayor and City Council directed the City Administrator to include: establishing 25 mph speed limit on Rogers Creek Road, and establishment of 3-way stop at intersection of Rogers Creek Road and Jappa Road on the agenda for the June 11, 2012 meeting. He was also directed to move the 35 mph speed limit signs on State Street to south edge of Ely city limits.

Downtown/Dows Street Parking Lot Project

Authorize ReStore to Remove Listed Items from the House at 1535 Main St. City Administrator Anderson reported ReStore is interested in removing certain items from the property for use in Habitat projects or to offer for sale through Goodwill. Mr. Anderson reported Bill Grove will try to remove electric wire and with proceeds of sale to the city and Dan Novak also requests salvage rights to the property including certain listed items. Stanek moved to authorize salvage rights for this property in the following priority: Grove/City use, ReStore, Dan Novak; second by Hale. Motion carried – 4 to 0.

Resolution No. 12-0514-15, Accepting Quote to Demolish Structure and Remove Debris. Mayor Doyle reported Ely sought quotes to demolish the structures at 1535 Main and remove debris from Borst Bros. Construction, Brown Concrete & Backhoe, Kelly Demolition and Ken-Way Excavating. He reported the low responding quote is from Kelly Demolition; with proposed cost to provide the work for \$2,875.00 if Ely provides the fill material. Mayor Doyle reported Resolution No. 12-0514-15 accepts the quote from Kelly Demolition to perform the work with Alternate A. Stanek moved to approve Resolution No. 12-0514-15, second by Hale.

Aye: Ballantyne, Rasmussen, Hale, Stanek

Nay: None

Absent: Grove

Mayor Doyle declared the motion carried and resolution approved - 4 to 0.

Accept Quote for Asbestos Remediation. Clerk-Administrator Anderson reported Ely received quotes for asbestos remediation for this project from Asbestos Specialties LLC of Cedar Rapids, Iowa - \$2,960.00; and from Iowa-Illinois Taylor Insulation (ITI) of Davenport, Iowa - \$1,920.00. Stanek moved to accept the quote from Iowa-Illinois Taylor

Insulation to perform the identified work for a lump sum fee of \$1,920.00; second by Hale. Motion carried – 4 to 0.

Budget and Finance

Public Hearing re: Amending Current Year Budget – 7:00 p.m. Ballantyne moved to open a public hearing regarding a proposal to amend the current year FY 11-12 Budget at 7:39 p.m., second by Rasmussen. Motion carried – 4 to 0. Mayor Doyle declared the motion passed and public hearing open at 7:39 p.m. Clerk-Administrator Anderson reported notice of hearing was published and posted as required by Iowa law; and no comments received verbally or in writing. Mr. Anderson reported the proposed budget amendment reflects the items discussed at the April meeting. Jim Miller asked if the City is doing okay financially; Mr. Anderson reported the City is doing well financially and that most of the expenditure amendments are matched by additional revenues. Mayor Doyle asked for other comments, none were offered or received. Ballantyne moved to close the public hearing at 7:42 p.m.; second by Stanek. Motion carried – 4 to 0. Mayor Doyle declared the public hearing closed and meeting in regular session at 7:42 p.m.

Resolution No. 12-0514-16, Amending FY 2011-12 Budget. Ballantyne moved to approve Resolution No. 12-0514-16, second by Stanek.

Aye: Ballantyne, Rasmussen, Hale, Stanek

Nay: None

Absent: Grove

Mayor Doyle declared the motion carried and resolution approved - 4 to 0.

FY 2010-11 Audit Report, State Auditor's Office. Ballantyne moved to approve the FY 2010-11 Audit Report prepared by the State Auditor's Office, second by Hale. Motion carried – 4 to 0.

Dows Streetscape Project

Schedule for Displaying US Flags in Downtown Area. Mayor Doyle and City Council members discussed when US flags will be displayed from the decorative light poles along downtown Dows Street. Hale moved to display the US flag from the decorative light poles as follows:

- Week of Memorial Day thru Labor Day
- Week of Veterans Day
- Week of Thanksgiving Day.

Second by Stanek; motion carried – 4 to 0.

2011 Water Tower Improvements Project

Payment Request No. 3 Under Contract "B" – Bockenstedt Excavating. Ballantyne moved to approve Payment Request No. 3 for the amount of \$17,818.82 under Contract B to Bockenstedt Excavating; second by Stanek. Motion carried – 4 to 0.

Resolution No. 12-0514-17, Approving First Amendment to Water Tower Lease with Southslope Telecommunications. Dan Swick, Southslope Telecommunications, discussed the proposed amendment to lease that allows Southslope to locate wireless communications

facilities on the Ely water tower, noting that this amendment reflects relocating the space from the “old” water tower to the city’s “new” water tower on Jappa Road; and that the amendment increases the lease rate and number of antennas allowed. Ballantyne moved to approve Resolution No. 12-0514-17, second by Hale.

Aye: Ballantyne, Rasmussen, Hale, Stanek

Nay: None

Absent: Grove

Mayor Doyle declared the motion carried and resolution approved - 4 to 0.

Project to Extend Utilities in Ely City Park Project, 2012

Resolution No. 12-0514-18, Accepting Agreement for Engineering Services with MMS Consultants, LLC for City Park Utilities Extension Project. Mayor Doyle reported this resolution approves a contract with MMS Consultants for engineering services to extend city utilities into Ely City Park, including city water and sanitary sewer at total lump sum fee of \$6,500.00 for design through construction engineering services. Stanek moved to approve Resolution No, 12-0514-18, second by Ballantyne.

Aye: Ballantyne, Rasmussen, Hale, Stanek

Nay: None

Absent: Grove

Mayor Doyle declared the motion carried and resolution approved - 4 to 0.

Public Works – Streets, Water, Sewer & Equipment

Review and Discuss Draft WWTP Operating Permit. City Administrator Anderson discussed the requirements of the operating permit for Ely’s Wastewater Treatment Plant as proposed by the Iowa Department of Natural Resources with Mayor and City Council; including that the permit is consistent with expectations when the WWTP was built.

Ely Recreational Trail TLC Program. Dave Rasmussen suggested the following changes to the proposed program:

- “Second preference will be given to organizations, clubs, informal groups and individuals who donate cash toward parks or recreation activities. Third priority will be given to all other organizations, clubs, informal groups and individuals.”
- “Provide two temporary “People Working” signs for Participant’s crews to place at both ends of their segment when their crew is working.”

Stanek moved to approve the Ely Recreational TLC Program with the above revisions; second by Ballantyne. Motion carried – 4 to 0.

Authorize Initiating Process to Replace Sidewalk at 1455 Walker Street, Including Possibility of Special Assessment of All or a Portion of Cost of Work. Stanek moved to authorize the City Administrator to begin formal process to replace a damaged and unsafe sidewalk at 1455 Walker Street, including the possibility of assessing the cost of said repairs to the property owner; second by Ballantyne. Motion carried – 4 to 0.

Sanitary Sewer Use Rate

Report re: Refinance Options and Rate. Mayor and City Council discussed estimated interest rates and saving costs as projected by the City's Financial Advisor Travis Squires. Ballantyne moved to direct the City Administrator to initiate proceedings to refinance \$750,000 in sewer revenue bonds as General Obligation payable by Tax Increment Finance, sewer revenues or other revenue sources with a \$50,000/year TIF allocation; second by Hale. Motion carried – 4 to 0.

Outdoor Emergency Sirens Project

Authorize Request for Quotes to Provide and Install Two Outdoor Emergency Sirens. Ballantyne moved to authorize the a request for quotes to provide and install two outdoor emergency sirens as prepared by the City Administrator subject to further discussion of exact locations for said sirens; second by Hale. Motion carried – 4 to 0.

Administrative, Personnel and Staffing

Review & Discuss Draft City of Ely Employee Handbook. Mayor and City Council discussed the draft employee handbook and associated proposed policies as prepared by the City Administrator.

Resolution No. 12-0514-19, Approving City of Ely Employee Handbook and Related Personnel Policy Appendices. Stanek moved to approve Resolution No. 15-0514-19; second by Hale.

Aye: Ballantyne, Rasmussen, Hale, Stanek

Nay: None

Absent: Grove

Mayor Doyle declared the motion carried and resolution approved - 4 to 0.

Resolution No. 12-0514-20, Policy re: Use of City Media Resources for City Elections. Stanek moved to approve Resolution No. 12-0514-20, second by Ballantyne.

Aye: Ballantyne, Rasmussen, Hale, Stanek

Nay: None

Absent: Grove

Mayor Doyle declared the motion carried and resolution approved - 4 to 0.

Discussion Items - None

Hale moved to adjourn, second by Stanek; motion carried – 4 to 0. The meeting adjourned at 8:28 p.m.

James E. Doyle Jr., Mayor

Attest:

Aaron Anderson, Clerk/Administrator