

**ELY CITY COUNCIL  
REGULAR MEETING  
JUNE 9, 2014  
ELY CITY COUNCIL CHAMBERS**

Mayor Jim Doyle called the meeting to order at 7:00 p.m. Council members present: Bill Grove, Kay Hale, Dave Rasmussen and Bob Ballantyne; Stephanie Mehmen arrived during the meeting. Also present: Jim Miller, Becky Shoop, Gary Whittom, Randy Burke, Jeff Simmons, DeWayne Heintz, Dave Netolicky, Cheryl Krob, Annette Wieneke, Keith Schulte, Terry Smith, Sarah Sellon, Erin Kramer, Butch Wieneke, Jeff Hilleman, Becky Joens, Public Works Director Ron Stark, City Engineer Scott Pottorff and Clerk-Administrator Aaron Anderson.

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

Rasmussen moved to revise the agenda to defer the Parks Commission item until Parks Commission members are present; second by Ballantyne. Motion carried – 4 to 0.

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

- Agenda, as revised per above.
- Minutes of the May 12, 2014 regular meeting.
- Treasurers Report for the period ended May 31, 2014.
- Bills Payable for June 2014 including debt service, totaling \$541,685.61.
- Renewal of Retail Tobacco and Cigarette Permits for Casey’s General Store at 1495 State St., and Cleppe’s 66 Service at 1555 State St.
- Renewal of Class E Liquor, Class B Wine, Class C Beer Permit with Sunday Sales Privilege for Casey’s General Store at 1495 State Street.
- Resignation from Library Board of Directors & Recognition for Service – Cheryl Krob, with regret and appreciation.

Motion carried – 4 to 0.

Treasurer’s Report (summary) for the period ended May 31, 2014

	Receipts	Disbursements	Transfers	Ending Balance
General	\$ 41,022.50	\$ 63,103.14		\$ 800,209.74
Road Use	8,330.06	16,017.77		16,185.33
L O S T	16,528.09	158,943.00		124,421.78
TIF Fund	9,342.15	189,725.00		59,298.44
Debt Service	298,668.00	277,083.75		8,037.95
Other Projects	65,000.00	340.00		166,534.05
Library Project				-64.23
Way Point Sign				-19,595.29
North End Infra				-28,589.93
Water Utility	16,542.65	16,947.63		290,795.99
Water/Sewer Reserve	5,216.10	49,857.50		110,480.90
Sewer Utility	28,270.55	19,898.23		39,356.14
Sewer Debt Service	11,767.92	118,607.30		6,147.00
Sanitary Utility	6,011.71	7,302.60		35,307.69
Storm Water	20.77			220.89
Farmers Market	80.00			1,030.76

PR Clearing	19,804.11	17,212.00		1,940.39
Totals	\$ 526,304.61	\$ 935,037.97		\$ 1,611,717.60

Council member Stephanie Mehmen arrived.

**Communications.** Library Director Sarah Sellon presented a report on activities at the Ely Public Library. Deputy Egli distributed the monthly Sheriff's Office Activity Report. Mayor Doyle and City Council members discussed options for securing the public works area related to an incident reported in the Public Works Director's report; the City Administrator was directed to report a plan of action.

**Citizen Requests.** Jim Miller stated the grass needs to be trimmed better at the Fire Station, and that the company doing the mowing is not as good as when city crew handled mowing.

#### **Hoover Trail from Rowley Street to South City Limits.**

**Opportunity to Participate with Linn County Conservation in Joint Application for Funding through Iowa State Trails Grant Program.** Randy Burke, planner for Linn County Conservation, reported more trails grant money is available than usual after Governor Branstad signed off on a \$6 million appropriation instead of the two or three million dollar appropriation the program usually gets. Mr. Burke reported Linn County is paying all engineering, easement and fencing costs; and that the proposed trail alignment is ten-feet into the street right-of-way from the property line. Mr. Burke reported that if the grant application is successful the project will be taken to bid in the winter with construction to start in late spring.

Stephanie Mehmen asked the status of the Johnson County segment of the Hoover Nature Trail. Randy Burke reported Johnson County has talked with all property owners and expects to finish land acquisition "reasonably soon"; that they seek to finish their part by 2017; that it links to the Mahaffey Trail, and that Johnson County now plans to match up with Linn County. Ms Mehmen asked the impact a recreational trail that runs in the front of the property has on the value of the adjacent residential property, and the possibility of the value decreasing. Ms Mehmen asked if the east side of the street is the safest option, or if running it along the west side would be safer. Mayor and City Council discussed these issues with Mr. Burke, Mr. Anderson and other present during the meeting. Stephanie Mehmen stated she is not opposed to the trail, and that she wants to make sure the decision is being made with complete information.

**Resolution No. 14-0609-29, Participation with Linn County Application for Trails Grant and Committing Local Match.** Ballantyne moved to approve Resolution No. 14-0609-29, Participation with Linn County Application for Trails Grant and Committing Local Match, second by Grove.

Aye: Ballantyne, Rasmussen, Hale, Grove

Nay: Mehmen

Absent: None

Mayor Doyle declared the motion passed and resolution adopted – 4 to 1.

**Parks Commission**

**Accept Quote to Re-Roof Schulte Park Pavilion/Shelter.** Clerk-Administrator Anderson reported quotes were requested and received to re-roof the Schulte Park pavilion/shelter building with “35-year” architectural asphalt shingles; Mr. Anderson reported he did not complete preparing a specification for a 26-gauge raised seam metal roof. City Council discussed this matter with Jeff Hilleman, Parks Commission Chair, and Mr. Anderson, including: establishing a procurement policy that includes recognized best-practices, that Parks Commission agreed to seek “apples to apples” quotes for a 26-gauge metal roof; that Parks Commission prefers metal roofs for this and all future park structures, that Parks Commission hopes City Council will authorize up to \$4,200.00 for a 26-gauge metal roof. City Council directed Mr. Anderson to get quotes for a 26-gauge metal roof for consideration at the July 14, 2014 regular City Council meeting. Rasmussen moved to table this matter until July 14, 2014 to solicit and review quotes for 26-gauge metal roof, second by Grove. Motion carried - 5 to 0.

**Ely City Park Restroom/Concession Building, Playground, Walking Path Project.**

**Schedule Public Hearing re: Plans, Specifications and Form of Contract.** Ballantyne moved to schedule a public hearing regarding plans, specifications and form of contract for the Ely City Park Restroom/Concession Building and Playground project for 7:00 p.m. Monday July 14, 2014, second by Rasmussen. Motion carried – 5 to 0.

**Plan and Zoning**

**Resolution No. 14-00609-30, Approving Final Plat of Southbrook Eleventh Addition in the City of Ely, Linn County, Iowa – Schulte Development.** Ballantyne moved to approve Resolution No. 14-0609-30, Approving Final Plat of Southbrook Eleventh Addition in the City of Ely, Linn County, Iowa; second by Hale.

Aye: Ballantyne, Rasmussen, Hale, Grove, Mehmen

Nay: None

Absent: None

Mayor Doyle declared the motion passed and resolution adopted – 5 to 0.

**Downtown/Main Street Parking Lot Development Project**

**Public Hearing re: Plans, Specifications and Form of Contract.** Ballantyne moved to open a public hearing regarding plans, specifications and form of contract for the Downtown/Main Street Parking Lot development project at 8:26 p.m., second by Hale. Motion carried – 5 to 0. City Administrator reported notice was published and posted as required, and no comments regarding the public hearing items received. Mayor Doyle asked for comments regarding the public hearing item. Duane Hintz stated he is an estimator for LL Pelling and thought this was a pre-bid meeting, and appreciates that Ely is willing to bid the project for concrete or HMA asphalt as options.

Scott Pottorff, City Engineer, stated he did more homework and became concerned that water would not use all the rock in the underground storage area, so he re-designed the underground water storage area and presented it as an alternate because he is leery of the increased cost. Mr. Pottorff noted he talked with colleagues at his office and came up with improvements that will make it work better, and is leery the changes would increase cost

more than the city is comfortable with. Dave Rasmussen stated the cost estimate is a concern.

Kay Hale asked what the benefit is of the new design, and if it will function better under the new design. Scott Pottorff replied the new design will function better and that it also dealt with concerns of a gentleman who owns property adjacent to the project by spreading the water easily, moved the rock basin back six to eight feet further from the houses, and will have more piping to move water more evenly over the rock base. He stated the new design utilizes the rock better and will minimize risk to neighbors. Mr. Pottorff stated the alley will collect storm water that will flow to drains then into the new storm sewer along Main Street, the alley will be re-graded. Ms Hale asked how this is being bid. Mr. Pottorff stated the base bid is to re-grade the alley, install storm sewer, grade and surface the parking lot area; with the underground water storage as a bid alternate. He stated this allows the City to decide if the cost of the underground storage is worth the benefit.

Ron Stark, Public Works Director, asked if we really need the underground water storage.

Butch Wieneke stated the Coolings have a drainage problem now, and asked when it happened. Aaron Anderson replied the Cooling's drainage problem started after the garage on the property was demolished; the foundation of the garage appears to have redirected storm water or served as a dam.

Jim Miller asked when the work will be done. Scott Pottorff replied work may not start until after July 4<sup>th</sup>, and will be done in time for Fall Fest.

Mayor Doyle asked for further comments regarding the public hearing item, none were offered or received. Hale moved to close the public hearing at 8:36 p.m., second by Grove. Motion carried – 5 to 0. Mayor Doyle declared the public hearing closed and meeting in regular session at 8:36 p.m.

**Resolution No. 14-0609-31, Approving Plans, Specifications and Form of Contract.**

Grove moved to approve Resolution No. 14-0609-31, Approving Plans, Specifications and Form of Contract, second by Hale.

Aye: Ballantyne, Rasmussen, Hale, Grove, Mehmen

Nay: None

Absent: None

Mayor Doyle declared the motion passed and resolution adopted – 5 to 0.

**2014 General Obligation Bond Issue**

**Public Hearing on Essential Purpose Loan Agreement – 7:00 p.m.** Hale moved to open a public hearing re: an Essential Purpose Loan Agreement at 8:38 p.m.; second by Grove. Motion carried – 5 to 0. Mayor Doyle declared the public hearing open at 8:38 p.m. City Administrator Anderson reported notice was published and posted as required and no comments received. Mayor Doyle asked for comments regarding the public hearing item, Mr. Anderson reported this hearing is related to debt for the City Park Building and playground, City Park Parking Lot, Highland Road Resurfacing, 2014 Portion of State Street White Topping and Northgate Drive extension projects. Mayor Doyle asked for further comments; none were offered or received. Hale moved to close the public hearing at 8:39 p.m., second by Grove. Motion carried – 5 to 0. Mayor Doyle declared the public hearing closed and meeting in regular session at 8:39 p.m.

**Public Hearing on General Purpose Loan Agreement – 7:00 p.m.** Ballantyne moved to open a public hearing regarding a general purpose loan agreement at 8:40 p.m., second by Hale. Motion carried – 5 to 0. Mayor Doyle declared the public hearing open at 8:40 p.m. City Administrator Anderson reported this public hearing is in regard to the Downtown Main Street parking lot project; that notice was published and posted as required; and that no comments had been received. Mayor Doyle asked for comments regarding the public hearing item, none were offered or received. Hale moved to close the public hearing at 8:41 p.m., second by Grove. Motion carried – 5 to 0. Mayor Doyle declared the public hearing closed and meeting in regular session at 8:41 p.m.

**Resolution No. 14-0609-32, Resolution taking additional action on proposal to enter into General Obligation Loan Agreements, combining Loan Agreements, setting the date for sale of General Obligation Corporate Purpose Bonds Series 2014 and authorizing the use of a preliminary official statement in connection therewith.** Ballantyne moved to approve Resolution No. 14-0609-32, Resolution taking additional action on proposal to enter into General Obligation Loan Agreements, combining Loan Agreements, setting the date for sale of General Obligation Corporate Purpose Bonds Series 2014 and authorizing the use of a preliminary official statement in connection therewith, second by Hale.

Aye: Ballantyne, Rasmussen, Hale, Grove, Mehmen  
Nay: None  
Absent: None

Mayor Doyle declared the motion passed and resolution adopted – 5 to 0.

#### **Public Works – Streets, Water, Sewer & Equipment.**

**Resolution No. 14-0609-33, Authorizing Purchase of Mower/Lawn Tractor.** Ballantyne moved to approve Resolution No. 14-0609-33, Authorizing Purchase of Mower/Lawn Tractor, second by Hale.

Aye: Ballantyne, Rasmussen, Hale, Grove, Mehmen  
Nay: None  
Absent: None

Mayor Doyle declared the motion passed and resolution adopted – 5 to 0.

#### **Administrative, Personnel and Staffing**

**Resolution No. 14-0609-34, Amending Employee Handbook.** Mayor Doyle reported this resolution revises the Employee Handbook per City Council motion April 14, 2014. Rasmussen moved to approve Resolution No. 14-0609-34, second by Hale.

Aye: Ballantyne, Rasmussen, Hale, Grove, Mehmen  
Nay: None  
Absent: None

Mayor Doyle declared the motion passed and resolution adopted – 5 to 0.

**Report of Employee Performance Reviews.** Mayor and City Council discussed the summary of employee performance reviews presented by City Administrator Anderson and the performance review of Mr. Anderson prepared by Mayor Doyle.

**Resolution No. 14-0609-35, Setting Wages and Salaries for City of Ely for FY 2014-15.** Hale moved to approve Resolution No. 14-0609-35, Setting Wages and Salaries for City of Ely for FY 2014-15, second by Rasmussen.

Aye: Ballantyne, Rasmussen, Hale, Grove, Mehmen  
Nay: None  
Absent: None

Mayor Doyle declared the motion passed and resolution adopted – 5 to 0.

**Request to Be Allowed to Carry Over 40 Hours Unused Vacation – Anderson.** Hale moved to approve Aaron Anderson's request to be allowed to carry over 40 hours of unused vacation after his August 1 employment anniversary date per the Employee Handbook, second by Grove. Motion carried – 5 to 0.

**Process for Determining Feasibility of a Cultural, Recreational and Community Facility.** Hale moved to table due to the lateness of the hour, second by Grove. Motion carried – 5 to 0.

### Discussion Items

Dave Rasmussen mentioned the following items:

- Videotape council meetings, and identifying options to do so
- Water issue on Banner Valley Road and plan to get it fixed.

Bob Ballantyne mentioned the following items:

- Security camera for public works area
- Stormwater management standards
- Purchase and procurement standards, noting the cities of Burlington and Davenport
- City Code Update.

Stephanie Mehmen mentioned the following items:

- Whether grass carp are established in City Park pond
- Catch and Release only fishing at Ely City Park pond.

Bill Grove mentioned the following:

- Vehicle that routinely parks in a way that blocks visibility on Glendale Lane.

Kay Hale mentioned the following:

- Tree in the right of way at the intersections of Glendale and E Pacific and Southbrook and Glendale block traffic visibility.

Hale moved to adjourn, second by Mehmen; motion carried – 5 to 0. The meeting adjourned at 9:17 p.m.

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James E. Doyle Jr., Mayor

Attest: \_\_\_\_\_  
Aaron Anderson, Clerk/Administrator