

**ELY CITY COUNCIL
REGULAR MEETING
JUNE 11, 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, Bill Grove, Dave Rasmussen and Bob Ballantyne. Also present: Jim Miller, Keith Schulte, Sarah Sellon, Mark Banowetz, Kathleen Banowetz, Chet Hendrickson, Nick Wagner, Annie Stull, Brian Mostaert, 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 May 14, 2012 regular City Council meeting.
- Treasurers Report for the period ended May 31, 2012.
- Bills Payable for June 2012, including debt service payments, totaling \$507,343.07.
- Renewal of Retail Tobacco and Cigarette Permits, Casey's General Store - 1495 State St. & Cleppe's 66 Service - 1555 State St.

Motion carried – 5 to 0.

Treasurer's Report (summary) for the period ended May 31, 2012

	Receipts	Disbursements	Transfers	Ending Balance
General	\$ 10,878.86	\$ 38,905.76		\$ 616,587.66
Road Use	13,122.76	18,550.55		59,326.29
L O S T	18,174.67			103,960.14
TIF Fund	17,650.43			112,884.29
Debt Service				210,510.62
Other Projects				107,835.26
Library Project				2,749.22
Way Point Sign		487.50		-7,597.72
North End Infra				-28,589.93
Water Utility	17,491.10	26,217.06		259,240.60
Water/Sewer Reserve				100,000.00
Sewer Utility	25,495.00	10,939.74		54,239.53
Sewer Debt Service				37,241.90
Sanitary Utility	5,989.24	7,123.42		44,548.92
Farmers Market	30.00			795.01
PR Clearing	14,708.80	8,648.92		9,702.99
Totals	\$ 123,540.86	\$ 110,872.95		\$ 1,680,434.78

Communications. Deputy Pavelka presented the Linn County Sheriff Offices Monthly Activity Report.

Citizen Requests. Chet Hendrickson stated he is concerned there is not enough parking in the downtown Dows Street area to support new and existing businesses and asked the City Council

if there are options to create limited time parking spaces or other ways to make parking opportunities convenient for the half block west of Main Street. Mayor and City Council discussed including the possibility of establishing a few 15-minute only parking spaces; and will discuss further in the future.

Jim Miller reported the curb on Main Street by the Fire Station looks to have broken loose. Mayor Doyle noted Public Works will investigate and repair.

Traffic and Speed on Jappa Road and Rogers Creek Road

Schedule Public Hearing re: An Ordinance to Establish Three-Way Stop at Intersection of Jappa Road and Rogers Creek Road. Annie Stull suggested a stop sign at Dows Street for all traffic on Rogers Creek Road to help control traffic speed in this area; Mayor and City Council discussed this with Ms Stull and suggested it may be taken up in the future. Ballantyne moved to schedule a public hearing for 7:00 p.m. Monday July 9, 2012 regarding an ordinance to establish a stop sign for all traffic on Jappa Road at the intersection of Rogers Creek Road, which would create a three-way stop at this intersection, second by Hale. Motion carried – 5 to 0.

Schedule Public Hearing re: an Ordinance to Establish a Special 25 MPH Speed Limit on Rogers Creek Road from Jappa Road East. Stanek moved to schedule a public hearing for 7:00 p.m. Monday July 9, 2012 regarding an ordinance to establish a “special” 25 mph speed zone for all traffic on Rogers Creek Road from Jappa Road to the east side of the bridge over Rogers Creek; second by Ballantyne. Motion carried – 5 to 0.

Parking and State Street Access for 1535 State Street, Mark Banowetz. Mark Banowetz discussed a request to be allowed to pave a roughly 15 foot wide area of the State Street right of way with the Mayor and City Council. Mr. Banowetz stated he wants to surface a portion of the area in front of the building for two parking spaces, surfacing the area in the street right of way would avoid a roughly three foot gravel area. Mr. Banowetz stated he would be responsible for clearing snow and other maintenance of this area. Stanek moved to allow a 5-ft by 12-ft segment of right of way on the west side of State Street to be surfaced; subject to property owner maintaining and clearing snow from the area; second by Ballantyne. Motion carried – 5 to 0.

Library

Authorize Repair of Library Sewer Service Line. Mayor Doyle reported the Library’s sewer drain line collapsed in May, that it runs under the middle of the floor of the Library’s meeting and storage rooms, and that the sewer drain line is an “Orangeburg” material that is likely to collapse again at other places. He reported a quote from Brown Concrete and Backhoe to install a new sewer drain line outside the north side of the Library building for \$9,645.00; plus the cost to repair floor tile. Grove moved to accept the quote of \$9,645.00 from Brown Concrete and Backhoe to install a new sewer drain line on the north side of the Library building; second by Hale. Motion carried – 5 to 0.

Accept Resignation of Library Director Jennifer Jordebek. Mayor Doyle reported Jennifer Jordebek submitted final resignation as Library Director, effective June 9, 2012.

Stanek moved to accept Jennifer Jordebrek's resignation, with appreciation for her service to the Ely community; second by Hale. Motion carried – 5 to 0.

Mayor Doyle reported the Library Board hired Sarah Sellon for the Library Director position; and introduced Ms Sellon to the City Council.

Downtown/Dows Street Parking Lot Project

Display Orientation of US Flags from Decorative Light Poles. City Administrator Anderson reported the flag brackets for the decorative light poles on Dows Street extend over the sidewalk so that the US Flag hangs over the sidewalk. He noted several people have expressed concern that it is more proper for the US flag to be displayed over the street and not the sidewalk. Grove moved to have the decorative light poles rotated so flag brackets and the US Flag fly over the street and not the sidewalk, second by Ballantyne. Motion carried – 5 to 0.

Accept Quote for Alternate Flag Brackets or to Rotate Decorative Light Poles. Ballantyne moved to accept the quote from Korber Electric Services, of Iowa City, to rotate the decorative light poles in downtown Dows Street so the flag brackets and US Flag display over the street for \$1,125.00; second by Hale. Motion carried – 5 to 0. The City Administrator reported unspent bond proceeds will cover this cost.

Strategic Community and Economic Development Planning

Resolution No. 12-0611-21, Accepting Process Outline and Strategic Planning Proposal. Bob Ballantyne reported EDGE is working with Ely and the Institute for Decision Making (IDM) at the University of Northern Iowa on a community and economic development strategic planning process for Ely and EDGE; which IDM proposes to perform for a fee of \$3,500 plus travel expenses estimated at \$400. Mr. Ballantyne stated EDGE has committed to provide \$750 toward the cost. Ballantyne moved to approve Resolution No. 12-0611-21; second by Hale.

Aye: Ballantyne, Rasmussen, Hale, Grove, Stanek

Nay: None

Absent: None

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

2011 Water Tower Improvements Project

Request for Final Acceptance of Work Performed Under “Contract B” – Bockenstedt Excavating. City Engineer Scott Pottorff reported there is a disagreement with Bockenstedt Excavating regarding a possible change order related to fencing. Mr. Pottorff recommended tabling final acceptance of work and the request for final payment. Hale moved to table request for final acceptance of work, and request for final payment for work performed under Contract B of the 2012 Water Tower Improvements project; second by Grove. Motion carried - 5 to 0.

Resolution No. 12-0611-22, Approving First Amendment to Lease Agreement, New Cingular Wireless PCS, LLC. Mayor Doyle reported AT&T wants to relocate their wireless facilities from the old water tower on Ranmar Court to the new Water Tower, with

all other lease terms the same as existing lease, including lease rate. He reported Resolution No. 12-0611-22 approves an amendment to the existing lease agreement so the location leased is at the new water tower on Jappa Road. Stanek moved to approve Resolution No. 12-0611-22, second by Hale.

Aye: Ballantyne, Rasmussen, Hale, Grove, Stanek

Nay: None

Absent: None

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

Public Works – Streets, Water, Sewer & Equipment

Authorize Purchase of Zero-Turn Mower for Public Works and Parks. City Administrator Anderson reported Public Works Director Stark collected quotes for a zero-turn mower that will be used by the Public Works Department for various locations, and to mow ball fields and the general park area at Ely City Park. He reported Mr. Stark recommends purchasing a John Deere Z-960A Commercial Z-Trak with 72-inch 7-iron deck and Comfort and Convenience Package. Mr. Anderson reported Parks Commission reviewed the quotes and recommended a 60-inch deck. Mr. Anderson stated he concurs with the Parks Commission recommendation. Hale moved to accept the least cost quote from City Tractor of North Liberty, Iowa for a John Deere Z-960A with 60-inch deck as otherwise described above for \$10,365.00, second by Stanek. Motion carried – 5 to 0.

Accept Quote for Street Striping. Mayor Doyle reported Ron Stark collected the following quotes for street striping:

- \$731.55 - Kluesner Construction of Farley, Iowa
- \$844.00 – Gee Asphalt Systems, Inc. of Cedar Rapids, Iowa
- \$1,125.00 – L.L. Pelling Co., Inc., of North Liberty, Iowa.

Ballantyne moved to accept the least cost quote of \$731.55 from Kluesner Construction, of Farley Iowa, to perform street striping; second by Hale. Motion carried – 5 to 0.

Accept Quote for Street and Tennis Court Crack Filling. Mayor Doyle reported Public Works Director Ron Stark collected the following quotes to fill pavement cracks on city streets and the tennis court at Community Center Park:

- \$3,137.49 - Kluesner Construction of Farley, Iowa
- \$3,588.00 – Gee Asphalt Systems, Inc. of Cedar Rapids, Iowa
- \$5,801.00 – L.L. Pelling Co., Inc., of North Liberty, Iowa.

Ballantyne moved to accept the least cost quote of \$3,137.49 from Kluesner Construction, of Farley Iowa, for crack filling on streets and the tennis court at Community Center Park; second by Hale. Motion carried – 5 to 0.

Sanitary Sewer Use Rate

Resolution No. 12-0611-23, Resolution to Fix a Date for a Public Hearing on a Loan Agreement in a Principal Amount not to Exceed \$775,000. Mayor Doyle reported this resolution schedules a public hearing regarding a General Obligation note of no more than \$775,000 to refund a portion of the 2007 Sewer Revenue IFA note for 7:00 p.m. July 9, 2012. Stanek moved to approve Resolution No. 12-0611-23, Resolution to Fix a Date for a Public

Hearing on a Loan Agreement in a Principal Amount not to Exceed \$775,000; second by Ballantyne.

Aye: Ballantyne, Rasmussen, Hale, Grove, Stanek

Nay: None

Absent: None

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

Resolution No. 12-0611-24, Resolution to Fix a Date for a Public Hearing on a Loan Agreement in a Principal Amount not to Exceed \$1,700,000. Mayor Doyle reported this resolution schedules a public hearing regarding a sewer revenue note of no more than \$1,700,000 to refund a portion of the 2007 Sewer Revenue IFA note for 7:00 p.m. July 9, 2012. Stanek moved to approve Resolution No. 12-0611-24, Resolution to Fix a Date for a Public Hearing on a Loan Agreement in a Principal Amount not to Exceed \$1,700,000 second by Ballantyne.

Aye: Ballantyne, Rasmussen, Hale, Grove, Stanek

Nay: None

Absent: None

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

Resolution No. 12-0611-25, Accepting Letter of Agreement for Piper Jaffray to Serve as Placement Agent for Refinance of 2007 SRF Sewer Revenue Notes. Mayor Doyle reported this resolution accepts a Letter of Agreement for Piper Jaffray to serve as placement agent to refinance the 2007 SRF Sewer Revenue notes at a fee of no more than 1.5% of the par value of notes issued; estimated fee of \$30,000. Ballantyne moved to approve Resolution No. 12-0611-25, Accepting Letter of Agreement for Piper Jaffray to Serve as Placement Agent for Refinance of 2007 SRF Sewer Revenue Notes; second by Hale.

Aye: Ballantyne, Rasmussen, Hale, Grove, Stanek

Nay: None

Absent: None

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

Discuss Possible Revisions to Sanitary Sewer Use Rate. City Administrator Anderson discussed possible changes to the sanitary sewer use rate, contingent on the outcome of the refinancing process and interest rates on the reissued debt.

Outdoor Emergency Sirens Project

Discuss Possible Siren Locations. Mayor and City Council discussed possible locations for new emergency alert sirens through the FEMA emergency siren grant program.

Administrative, Personnel and Staffing

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

Resolution No. 12-0611-26, Setting Employee Wage and Salaries for Approving City of Ely for FY 2012-13. Ballantyne moved to approve Resolution No.12-0611-26, Setting Employee Wage and Salaries for Approving City of Ely for FY 2012-13; second by Grove.

Aye: Ballantyne, Rasmussen, Hale, Grove, Stanek

Nay: None

Absent: None

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

Discussion Items – Bob Ballantyne reported the Community Gardeners and Farmers Marketers thank Russ Lehman for providing a water tank for the garden area, and city staff for their work on getting the water tank at the community garden area ready and in use.

Hale moved to adjourn, second by Grove; motion carried – 5 to 0. The meeting adjourned at 8:40 p.m.

James E. Doyle Jr., Mayor

Attest:

Aaron Anderson, Clerk/Administrator