

Council Proceedings July 10, 2017

The Ely City Council met in regular session on 7/10/17 in Council Chambers. Officials present were Council Members Teri Billick, Stephanie Mehmen, Elizabeth Rohner and Judy Wery. Excused Absence: Kay Hale. Several residents were also in attendance. Mayor Eldy Miller called the meeting to order at 7:00 pm and opened with the Pledge of Allegiance.

Council member Wery moved, second by Mehmen, to approve the following consent items: 07/10/17 Agenda as presented; Minutes from the 06/12/2017 council meeting; June 2017 financial reports; Payment of claims totaling \$163,578.04; Transfer **Resolution 2017-07.015**. Ayes – 4.

The following claims include expenses for the City, Park Board, and Library:

Advanced, Copy Charges	105.05	Mid-American Energy, Utilities	88.59
Allegra, newsletter	345.31	Midway Outdoor Equipment, supply	737.96
Alliant Energy, Utilities	224.34	Midwest Electronics, cleanup day	1,080.00
Amazon, Library Books & Media	105.48	Millhiser Smith, county fair addition	110.00
Baker & Taylor, library expense	598.92	Corridor MPO, dues	796.96
Barco Municipal Supply, barricades	1,730.20	Neal’s Water Condition, service	38.80
BDH Tech, web hosting	60.00	Office Express, Office Supplies	481.46
BDI, mower belts	199.19	State Auditor, annual exam	4,075.23
Brecke Mechanical, repair valves	2,151.00	Orkin, pest control	326.91
Cardmember Services, CC	173.97	Outdoor Creations, lawn care	1,033.00
Casey's, Fuel	277.14	Pace Supply, park supply	300.00
Cleppe’s, tire repair	15.00	Play it Again, park league vendor	110.46
DATA Tech, install & support	4,693.33	Postmaster, postage	757.70
Dave Lavina, refund	25.00	Prairie Heat, concession	350.36
Demco, books & processing	524.25	Principal Financial, life insurance	58.08
EFTPS, fed/fica tax	9,026.08	Randal Koskovich, refund	118.86
FJ Krob, chemicals	152.14	Linn County REC, electrical	252.31
Fisher Scientific, testing supply	150.04	Rexco, mower	13,443.54
Frank’s Tree Service, tree removal	2,675.00	Rick Brammer, lib expense	99.00
Gazette, Publications	389.32	Roto-Rooter, service	712.50
Hach, testing supply	187.78	Sam’s Club, concessions	180.75
Hawkeye Electric, services	1,049.51	Sarah Sellon, reimbursement	4,808.22
Iowa Downtown Resources, fee	300.00	Schimberg Co, water parts	4,036.83
IDNR, permit fee	204.28	Schrader Excavating, repair	4,326.64
IMWCA, work comp	15,287.00	Schumaker, elevator maintenance	167.04
Iowa Express, delivery	250.00	Seton, street signs	55.80
Iowa League of Cities, dues	1,138.00	Simmons Perrine, attorney	906.50
Iowa One Call, locates	40.50	Solid Waste Agency, cleanup day	45.00
Iowa Pump Works, blower seal	1,368.60	Solon Economist, newsletter	162.00
IPERS, contributions	5,557.68	Solon State Bank, petty cash	192.07
Ken-Way, labor	3,493.00	South Slope, phone/internet	567.89
Keystone, Water Analysis	25.00	State of IA, sales tax	3,660.00
King’s Material, bricks	183.94	State of IA, state W/H	4,444.54
Kiracofe Oil, diesel	934.00	Terminex, pest control	82.25
Kloubec Koi, fish for pond	203.52	The Book Farm, books	1,598.97
Krominga Motors, repairs	176.81	Theisens, supplies	477.52
Lederer Weston Craig, legal	1,072.50	Tracy Clair, reimbursement	49.68
Linn County Extension, program	86.45	Tractor Supply Co, Supplies	16.78
Linn County Sheriff, contract law	10,725.00	Turftime Equipment, groomer	1,750.00
Linn County, Inspection Fees	1,460.06	UPS, Shipping	12.48
Mar-Han, shop supply	62.50	USA Bluebook, supplies	413.53
Martin Marietta, rock	777.92	Verizon Wireless, Cell Service	153.09
Menards, supply	124.20	Waste Management, services	11,333.87

Wellmark, insurance	3,154.38	Deposit refund	3.37
Payroll, 06/13 to 07/10, 2017	27,678.11	Total Bills	\$163,578.04

June 2017 expenses per fund: General \$81,784; Road Use Tax \$56,884; Capital Project \$1,928; Knoll Court \$93,006; Water \$14,837; Sewer \$16,834; Storm Sewer \$200. Total \$265,472.

June 2017 receipts per fund: General \$24,751; RUT \$-13,727; LOST \$67,834; TIF \$250; Water \$24,800; Sewer \$30,962; Storm Water Management \$163. Total \$135,034.

Correspondence: Council received minutes from the 6/21/2017 Planning and Zoning Meeting & several Resolution recommending the final plat for Creekside Estates & Deer Valley Third Addition, an amendment to the Zoning Code concerning Accessory Buildings, and a Good Neighbor Meeting Policy; Board of Adjustment minutes from 06/13/2017 meeting; Park & Recreation Board minutes from 06/28/2017; Deputy Todd Egli,

Linn County Sheriff Office, presented a report dated 6/12 to 7/10, 2017; Library minutes & monthly report from Director Sarah Sellon; a report from Ron Stark, Public Works. Callie O'Brien, newly hired Park & Recreation Coordinator introduced herself to council and shared of few of the ideas she has for future events in Ely.

Citizen Requests: None

Business: Glen Meisner, MMS Consultants, was present filling in for Scott Pottorff's absence. Glen introduced a Professional Service Agreement for final design and bidding on the Main Street Sanitary Extension Project. Council member Mehmen moved, second by Rohner, to adopt **Resolution 2017-07.017** Accepting Engineering Contract with MMS Consultants for Design and Quote Services for Extending a Sewer Service Main on North Main Street. Ayes: Rohner, Wery, Mehmen, Billick.

Meisner also informed council that the water and sewer study and the update to city maps was in process and expected to be complete by the August meeting.

Council member Mehmen moved, second by Billick, to accept the Knoll Court and Ranmar Court Repaving Project and make final payment in the amount of \$9280.30. Ayes: Rohner, Wery, Mehmen, Billick.

The Release of the Bank Performance Agreement for the Buresh Development was tabled until we get confirmation from Scott Pottorff that the project is completed to specifications.

Council reviewed a letter dated July 6, 2017 from Scott Pottorff, MMS Consultants, recommending that council accept the public improvements for Creekside Estates. Council member Mehmen moved, second by Rohner, to adopt **Resolution 2017-07.018** "Approving the Final Plat for Creekside Estates Subdivision in the City of Ely, Linn County, Iowa". The motion instructs City Administrator Hoy to hold off on filing the final plat with the County Recorder until the following items on the punch list are complete. Ayes: Rohner, Wery, Mehmen, Billick.

1. Install beehive intake grates.
2. Provide a two-year maintenance bond for all public improvements
3. Provide notice of deed restrictions for lot 14-16 that a flood plain permit from the IDNR is required to construct any house of building on said lots.
4. Replace sections of sidewalk that have been broken and install ADA ramps near intersection of Evelyn Drive.
5. Install erosion control and seed all disturbed area.

Council member Mehmen moved, second by Rohner, to accept a quote from LL Pelling for seal coat work on Walker Street from Traer to Dow's Street and from 1440 Walker Street to Rowley Street. Square Yard price is \$2.05 and Cold Mix patching is \$15.00 per ton. Ayes: Rohner, Wery, Mehmen, Billick.

Ordinance No. 256 "PROHIBITING SMOKING AND THE USE OF TOBACCO AND NICOTINE INSIDE PUBLICALLY OWNED BUILDS AND ASSOCIATED GROUNDS" was introduced. Council member Mehmen moved to accept the first reading, second by Billick. Ayes: Rohner, Wery, Mehmen, Billick.

Council member Wery moved, second by Mehmen, to waive the second and third reading requirements of **Ordinance No. 256** "PROHIBITING SMOKING AND THE USE OF TOBACCO AND NICOTINE INSIDE PUBLICALLY OWNED BUILDS AND ASSOCIATED GROUNDS". Ayes: Rohner, Wery, Mehmen, Billick.

Council member Mehmen moved, second by Wery, to adopt **Ordinance No. 256 “PROHIBITING SMOKING AND THE USE OF TOBACCO AND NICOTINE INSIDE PUBLICALLY OWNED BUILDS AND ASSOCIATED GROUNDS”** and cause it to be published. Ayes: Rohner, Wery, Mehmen, Billick.

Ordinance No. 257 “AMENDING TITLE VI PHYSICAL ENVIROMENT, CHAPTER 13 ZONING CODE” was introduced. Council discussed the changes being made, specifically the Accessory Building section. Resident Josh Baker, 1230 State Street, offered council his opinion regarding the ordinances changes. Council member Rohner moved, second by Mehmen, to table the ordinance until council had time to meet with the Planning & Zoning to gain a better understanding of the reasons for the changes. Ayes: Rohner, Wery, Mehmen, Billick.

Ordinance No. 258 “AMENDING THE TITLE VI PHYSICAL ENVIROMENT, CHAPTER 13 ZONING CODE BY ADDING A SECTION ENTILED ELY GOOD NEIGHBOR MEETING” was introduced. Council member Rohner, second by Wery, to accept the first reading of said ordinance. Ayes: Rohner, Wery, Mehmen, Billick.

Council member Mehmen moved, second by Billick, to waive the second and third reading of **Ordinance No. 258 “AMENDING THE TITLE VI PHYSICAL ENVIROMENT, CHAPTER 13 ZONING CODE BY ADDING A SECTION ENTILED ELY GOOD NEIGHBOR MEETING”**. Ayes: Rohner, Wery, Mehmen, Billick.

Council member Mehmen moved, second by Wery, to adopt **Ordinance No. “AMENDING THE TITLE VI PHYSICAL ENVIROMENT, CHAPTER 13 ZONING CODE BY ADDING A SECTION ENTILED ELY GOOD NEIGHBOR MEETING”**, and cause it to be published. Ayes: Rohner, Wery, Mehmen, Billick.

Council member Mehmen moved, second by Rohner, to adopt **Resolution No. 2017-07.016** Adding a Street Light to the end of the cul-de-sac on Knoll Court. Ayes: Rohner, Wery, Mehmen, Billick.

Council member Mehmen moved, second by Wery, to appoint Millhiser Smith as the city’s worker’s compensation agent. The firm already represents us for Liability Insurance and offers safety training classes in Cedar Rapids. City Administrator Hoy recommends the switch to stream line insurance needs. Ayes: Rohner, Wery, Mehmen, Billick.

City Administrator Hoy introduced council to the concept of allowing residents to use a second portable water meter to track outside water usage. Residents would hook the meter to an outside spigot, using a garden hose, to track all outside water usage. Then after the watering season, residents would call in the meter reading to City Hall to receive a one-time per year sewer credit for the water that ran through the meter. Council gave permission for Hoy to present a written policy for the August meeting.

Council member Mehmen moved, second by Billick, to set a public hearing on the re-zoning of the Buresh Estates. Ayes: 4.

With no further business evident, council moved to adjourned at 8:31 PM.

Eldrew Miller, Mayor

Denise L. Hoy, Clerk/Administrator