

**ELY CITY COUNCIL  
REGULAR MEETING  
JULY 13, 2015  
ELY CITY COUNCIL CHAMBERS**

Mayor Jim Doyle called the meeting to order at 7:00 p.m. Council members present: Bill Grove, Kay Hale, and Bob Ballantyne; Judy Wery and Stephanie Mehmen absent – excused. Also present: Glenn Buresh, Frances Buresh, Elizabeth Rohner, Tom Rohner, Mike Brain, Sarah Sellon, Curt Wheeler, Butch Wieneke, Annette Wieneke, City Engineer Scott Pottorff, and Clerk-Administrator Aaron Anderson.

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

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

- Agenda, as presented.
- Minutes of the June 8, 2015 regular meeting.
- Minutes of the June 30, 2015 special meeting.
- Bills Payable for July 2015 totaling \$117,724.34.
- Janie Norman resignation from Library Board as rural representative, with appreciation for her service to Ely.

Motion carried – 3 to 0.

**Communications.** Library Director Sarah Sellon presented a report on activities at the Ely Public Library. Linn County Deputy Steffens reported on Sheriff's Office activity during the month.

**Citizen Requests.** Jim Miller reported there is a lot of traffic to and from the WWTP, and visibility around the corner is tricky at times because of the height of the corn.

**Request to Temporarily Close a Portion of Dows Street Friday July 24, 2015 - Odies**

**Authorize Closing Dows Street from Alley East of Walker to Main Street from 8:00 a.m. to 4:00 p.m. Friday July 24, 2015.** Tom Rohner reported many people have told him to expect a lot of bicycle riders through Ely on July 24, 2015, as an unofficial short cut to the announced RAGBRAI route between Hiawatha and Coralville. Mr. Rohner stated he seeks authority to close a segment of Dows Street to provide a safe and controlled location for the bicycle traffic. Ballantyne, second by Grove, moved to authorize closing Dows Street from the alley east of Walker St. to Main St. from 8:00 a.m. to as late as 4:00 p.m. Friday July 24, 2015 and to approve Odies request for a temporary outdoor alcohol service area for the area described above Friday July 24, 2015 subject to the following conditions:

- Segment of street may be closed from 8:00 a.m. through as late as 4:00 p.m. Friday July 24, 2015.
- Sidewalk traffic not be obstructed to non-participants during the event
- Odies is responsible for all clean up of the closed segment of street and sidewalk
- Odies is to provide at least three portable restrooms on their property
- Odies is responsible for providing additional security at their cost
- City will provide the barricades to close the street.

Motion carried – 3 to 0.

**Temporary Class B Beer Permit with Outdoor Sales Permit, Ely Fire Department, Firefighters “Party in Our Back Yard” August 15, 2015.** Mayor Doyle reported the Ely Volunteer Fire Department seeks to hold the annual “Party in Our Backyard” Saturday August 15, 2015 with live music through midnight. Ballantyne moved to approve a temporary Class B Beer Permit with Outdoor Sales privileges for the Ely Volunteer Fire Department on Saturday August 15, 2015 for the Ely Firefighters “Party in Our Back Yard”, with live music through midnight; second by Grove. Motion carried – 3 to 0.

**Request to Temporarily Close Dows/Main Street Parking Lot August 15, 2015 from Noon to 5:00 p.m. for American Legion Flag Motorcycle Ride – Ely American Legion.** Mayor Doyle reported the Ely American Legion requests the Dows/Main Street Parking Lot be closed to accommodate the American Legion Flag Motorcycle Ride from noon to 5:00 p.m. Saturday August 15, 2015. Hale moved to authorize closing the Dows/Main Street Parking lot to accommodate the American Legion Flag Ride Saturday August 15, 2015 from noon to 5:00 p.m.; second by Ballantyne. Motion carried – 3 to 0.

### **Buresh Estate Third Addition**

**Proposed Developer’s Agreement.** Glenn Buresh discussed items regarding the proposed Developer’s Agreement for Buresh Estates Third Addition, noting that there are some items that need “tweaked”; including deleting “natural gas” from listed utilities for developer to install and that the wetland in the southwest corner of the property is not being expanded. Mr. Buresh noted the agreement would be between the City and an LLC, which they are in process of establishing. Mr. Buresh also noted concern with not being able to perform grading on the site until after the Developer’s Agreement is accepted and approved by both parties. Mayor and City Council discussed this matter with Mr. Buresh, and directed the Clerk/Administrator to prepare a “Grading Agreement” between the City and Mr. & Mrs. Buresh to allow limited site grading before the Developer’s Agreement is approved.

**Resolution No. 15-0713-26, Approving Developers/Subdividers Agreement – Buresh Estates Third Addition.** Hale moved to table Resolution No. 15-0713-26, Approving Developers/Subdivider’s Agreement – Buresh Estates Third Addition, second by Ballantyne. Motion carried – 3 to 0.

### **Parks**

**Schulte Park Pavilion – Status Report.** Clerk/Administrator Anderson reported meeting with the Reconstruction 380’s project manager, that Ely received payment from Continental Western under Ely’s property insurance coverage and that a crew performed electric demolition work. Mayor and City Council discussed the matter with Mr. Anderson and directed him to get a quote from Reconstruction 380 to add a security light on the inner wall opposite the exterior playground security light.

**Accept Quote for Waypoint Donor Recognition Area, Parks Commission.** Jeff Hilleman, Parks Commission Chair, presented the following quotes for the Waypoint Donor Recognition area structure;

- Letter Perfect - \$5,260
- Media Quest Signs - \$4,840.

Mr. Hilleman recommended accepting the quote from Media Quest Signs. Ballantyne moved to accept the quote of \$4,840 from Media Quest Signs, dated June 30, 2015, to provide and install the Waypoint Donor Recognition Area structure; second by Hale. Motion carried – 3 to 0.

### **Rogers Creek/Kunkel Addition Sanitary Sewer Expansion**

**Review Bids Received.** City Engineer Scott Pottorff reported Ely received the following bids for the Rogers Creek Sanitary Sewer Upgrade project:

- Bowker Mechanical Contractors - \$126,294.50
- Calaci Construction Co. - \$108,444.00
- Corner Stone Excavating - \$114,954.00
- Ricklefs Excavating - \$136,870.00
- Yordi Excavating - \$92,672.00
- Zinser Grading & Excavating - \$87,700.00

Mr. Pottorff reported bid costs are higher than originally estimated because of a requirement from the US Corps of Engineers to riprap segments of Rogers Creek in the project area and difficulty gaining access to the project area. Mr. Pottorff recommended accepting the bid of \$87,700.00 from Zinser Grading and Excavating as the low responding bid, and awarding the contract to them.

**Resolution No. 15-0713-27, Awarding Bid and Authorizing Contract.** Mayor Doyle reported this resolution accepts the bid of \$87,700.00 from Zinser Excavating and awards the contract for the Rogers Creek Sanitary Sewer Upgrade project. Ballantyne moved to approve Resolution No. 15-0713-27, Awarding Bid and Authorizing Contract, second by Hale.

Aye: Grove, Hale, Ballantyne

Nay: None

Absent: Mehmen, Wery

Mayor Doyle declared the motion passed and the resolution approved – 3 to 0.

**Downtown/Main Street Parking Lot Project.** Hale moved to table consideration of final acceptance of work and final payment for the Downtown/Main Street Parking Lot Project, second by Grove. Motion carried – 3 to 0.

### **Community, Cultural, Recreational, Educational Center**

**Confirm Members of Ad-Hoc CCREC Feasibility Committee.** Hale moved to confirm the following as members of the Ad-Hoc CCREC Feasibility Committee:

- Bob Mreen, 1095 Vista Rd - Chair.
- Sarah Sellon, 1815 Rock Island Dr. – Secretary
- Donovan Aldredge, 1725 North Drive
- Dan Whittaker, 1088 Southbrook Court
- Kay Hale, 1265 Parkview Lane – member and City Council liaison
- Aaron Anderson, 1530 Northgate Dr. #3 – city staff and member.

Second by Ballantyne. Motion carried – 3 to 0. Mayor and City Council noted additional members may always be added later.

**Authorize Issuing Request for Proposals for Conceptual Architectural Services.** Hale moved to authorize issuing the request for proposals recommended by the CCREC Committee for conceptual architectural services for an Ely Learning, Media & Recreation Center, second by Ballantyne. Motion carried – 3 to 0.

### **Public Works**

**Resolution No. 15-0713-28, Accepting Quote for Alley Resurfacing.** Clerk-Administrator Anderson reported Ely received a quote from LL Pelling Co. to resurface the following alleys:

- Alley between Dows and Traer, and between State and Walker Streets – 640 square yards at total of \$14,272.00.
- Alley between Rowley and Dows, and Walker and Main – 627 square yards at total \$14,671.80.

Hale moved to approve Resolution No. 15-0713-28 and accept the quote of \$14,671.80 to resurface the alley between Rowley and Dows, and Walker and Main; second by Grove.

Aye: Grove, Hale, Ballantyne

Nay:

Absent: Mehmen, Wery

Mayor Doyle declared the motion passed and resolution approved – 3 to 0. Mayor and City Council directed staff to patch and grade the other alley as needed.

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

**Response to Continental Western Insurance re: June 24, 2015 Loss Control Recommendations for Improvement.** Mayor and City Council discussed responses to a loss control recommendations for improvements from Continental Western Insurance, including installing low-rise shrubs between the swings/play area and pond at Ely City Park; and to consider re-establishing a parking area at Schulte Park off of Banner Valley Road.

**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 Ballantyne. Motion carried – 3 to 0.

### **Discussion Items.**

Hale moved to adjourn, second by Grove; motion carried – 3 to 0. The meeting adjourned at 8:38 p.m.

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James E. Doyle Jr., Mayor

Attest:

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Aaron Anderson, Clerk/Administrator