

**ELY CITY COUNCIL
REGULAR MEETING
AUGUST 9, 2010
ELY CITY COUNCIL CHAMBERS**

Mayor Jim Doyle called the meeting to order at 7:00 p.m. Council members present: Dale Stanek, Bill Grove, Kay Hale and Stephanie Mai; Bob Ballantyne participated via telephone, reporting he was unable to attend in person due to being in route to Ely. Also present: Jennifer Jordebrek, Jeff Hilleman, Keith Schulte, Brad Mahoney, Jim Strother, Jim Miller, Dale Solum, City Engineer Scott Pottorf and Clerk-Administrator Aaron Anderson.

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

- Agenda.
- Minutes of the July 12, 2010 regular City Council meeting.
- Minutes of the July 26, 2010 City Council workshop meeting.
- Treasurers Report for the period ended July 31, 2010.
- Bills Payable for August 2010 totaling \$95,332.19.
- Renewal of Appointment to Ely Plan and Zoning Commission – Chet Hendrickson through August 31, 2015.
- Renewal of Appointments to Parks Commission – Jeff Hilleman and Dave Rasmussen through August 31, 2012.

Motion carried – 5 to 0.

Treasurer’s Report (summary) for the period ended June 30, 2010

	Receipts	Disbursements	Transfers	Ending Balance
General	\$ 6,404.61	\$ 37,005.43		\$ 522,040.27
Road Use	12,467.91	16,397.45		6,142.51
L O S T	9,124.82			11,889.00
TIF Fund	452.80			-8,931.91
Debt Service	339.99			5,871.86
Other Projects		3,185.00		-45,482.49
Library Project				60,608.32
North End Infra				-28,219.93
Water Utility	20,197.37	23,828.68		244,454.65
Water/Sewer Reserve				100,00.00
Sewer Utility	23,931.75	6,885.38		11,157.42
Sewer Debt Service				-45,245.67
Sanitary Utility	5,800.43	7,524.87		45,173.46
PR Clearing	12,694.09	12,566.20		2,847.49
Totals	\$ 91,413.77	\$ 107,393.01		\$ 882,304.88

Communications: Deputy Pavelka of the Linn County Sheriff’s Office presented the Monthly Activity Report.

Citizen Requests. Jeff Hilleman reported the Skate Park equipment has been installed at Vavra Park and asked the City to let people know via the City website, newsletter and NoJoCo.

Parks & Recreation Commission

Presentation & Discussion re: Shelter Facility Proposed for Ely City Park. Dale Solum, of Solum Lang Architects, presented information regarding a proposed shelter facility for Ely City Park. Mr. Solum reported the facility is designed to be built in three stages:

- “Core Facility” to include public restrooms and concession stand, estimated cost roughly \$180,000
- Deck on elevated pilings with space for walking/riding path under the deck, estimated cost - \$120,000
- Lodge/enclosed area with glass walls to allow for indoor activities – estimated cost - \$270,000.

Mr. Solum reported the structure can be built and used in phases as resources become available. City Engineer Scott Pottorf reported estimated cost to extend utilities to this structure is \$58,438. Mr. Solum and members of the Parks Commission who were present discussed this matter with Mayor Doyle and the City Council.

Presentation of Contribution Check – Anderson Financial Services, Jeff Hilleman. Jeff Hilleman presented a check in the amount of 1,000.00 from the Fortunaires Club for the North Waypoint/Park Development fundraising efforts.

Ely Public Library Board

Appoint Annette Weineke to Ely Public Library Board to Fill Vacancy as Non-Resident Board Member. Ballantyne moved to appoint Annette Weineke, 2111 Banner Valley Road, to the Ely Public Library Board as a Non-Resident member through June 30, 2014 to complete Linda Haheesy’s term of office, second by Hale. Motion carried – 5 to 0.

Mahoney Annexation – Extension of and Connection to City Water. Mayor Doyle and City Council members discussed requirements and expectations related to the voluntary annexation of property requested by Brad Mahoney at the south end of Ely immediately east of State Street with Mr. Mahoney. Items discussed included the City Council’s understanding that the annexation was contingent upon the following:

- The new house would connect to City water.
- City would run water line to the north property line of Brad Mahoney’s property at the City’s expense and would pay the cost of over-sizing the water line from Mr. Mahoney’s north property line to his south property line.
- That the water main would extend to the south property line/tip of Mr. Mahoney’s property.

The City Council reviewed the audio recording of the public hearing regarding the request for annexation which included discussion of extending water as part of the annexation.

Stanek moved to direct the City Administrator to proceed with installation of water main to extend 12” diameter water main from the existing termination point at Rock Island Drive to Brad Mahoney’s north property line at the City’s cost, and then to extend 12” water main to the south tip of Mr. Mahoney’s property with Mr. Mahoney to pay the cost of 8” water main and the City to pay the balance, second by Mai. Motion carried – 5 to 0.

Hoover Nature Trail Extension in Ely

Authorize Intergovernmental Agreement with Linn County to Construct Hoover Nature Trail through Ely City Park. Stanek moved to authorize acceptance of an Intergovernmental Agreement with Linn County Conservation to construct the Hoover Nature Trail through Ely City Park using grant money available to Linn County Conservation, second by Hale. Motion carried – 5 to 0.

Downtown Area Commercial Building Improvement Incentive Program

Partial Release of Incentive Grant Payment as Reimbursement for Portion of Work at 1505 State Street, Dave Rasmussen. Clerk-Administrator Anderson reported Dave Rasmussen requested partial payment of incentive grant under the Downtown Commercial Building Improvement Incentive program as partial payment in deposit for painting and other work previously approved. City Council discussed the request. Stanek moved to not release any partial payments until work has been performed, second by Ballantyne. Motion carried – 5 to 0.

The City Council directed the City Administrator to include the downtown incentives program as a topic for the next workshop meeting.

Water Tower and Water System Improvements Project.

Public Hearing re: Environmental Review and Environmental Information Document - 7:00 p.m.

Stanek moved to open a public hearing regarding environmental impact of the Water Tower and Water Systems Improvements project, and the Environmental Information Document prepared by the Iowa Department of Natural Resources regarding that project at 8:02 p.m., second by Mai. Motion carried – 5 to 0. Mayor Doyle declared the public hearing open at 8:02 p.m.

Mayor Doyle asked for comments regarding the public hearing item. Clerk-Administrator Anderson reported notice was published in the Cedar Rapids Gazette July 6, 2010 and no comments were received verbally or in writing. Mr. Anderson noted the purpose of the public hearing was for comments regarding the environmental impacts of the proposed project and the Environmental Information Document prepared by the Iowa Department of Natural Resources regarding the project and any identified potential impacts to the environment related to that project. Mr. Anderson noted the Environmental Information Document identifies certain positive impacts and no significant negative impacts to the environment.

Bob Ballantyne stated the project would result in less land available for community gardens.

Mayor Doyle asked for further comments from the public regarding the public hearing item, none were offered or received.

Mai moved to close the public hearing at 8:04 p.m., second by Stanek; motion carried – 5 to 0. Mayor Doyle declared the public hearing closed and meeting in regular session at 8:04 p.m.

Approval of “Environmental Information Document”. Stanek moved to approve the “Environmental Review Document” for the Water Tower and Water System Improvements project prepared by the Iowa Department of Natural Resources (IDNR), IDNR Project No. W2009-0454; second by Mai. Motion carried – 5 to 0.

Water Tower Painting/Design. Mayor Doyle and the City Council reviewed six possible lettering, design and color options for the water tower project presented by Mayor Doyle and City Administrator Anderson. Stanek moved to direct City Engineer to prepare graphics illustrating design options for the water tower as follows:

- Using Ely letterhead logo in forest green
- “Design #4” in forest green
- “Design #1” in forest green

The motion was seconded by Mai; motion carried – 5 to 0.

Hoover Nature Trail Extension – Ely Park to State & Rowley Intersection

Response to Offer and Potential Counter-Offer. Mayor Doyle reported Hawkeye Land Co. refused Ely’s initial offer to purchase 2.5 acres of former railroad right of way at total of \$15,000; he noted they refused the offer because they believe the land to be worth \$55,000, and that they provide quit-claim deeds, and not warranty deeds. Stanek moved to conduct a closed session to discuss purchase of real estate for use as recreational trail due to reasonable expectation premature disclosure of details would increase the price the City pays, per §21.5,j Code of Iowa, 2007, as amended, at 8:15 p.m., second by Mai. Motion carried – 5 to 0. Mayor Doyle declared the meeting in closed session at 8:15 p.m.

Stanek moved to end the closed session at 8:29 p.m., second by Mai; motion carried – 5 to 0. Mayor Doyle declared the closed session ended and meeting in regular open session at 8:29 p.m.

Stanek moved to authorize the Mayor and City Administrator to forward an offer to purchase a 1.88 acre parcel from Hawkeye Land Co. for the amount of \$33,840.00; second by Mai. Motion carried – 5 to 0.

Discussion Items

Bill Grove suggested including the Pledge of Allegiance, presentation of the colors by local scout groups and recognition of World War II veterans at City Council meetings.

Keith Schulte discussed the need for a policy and document showing plans for extending sanitary sewer to support sewered development in Ely, and to areas in Ely’s fringe/service area with the Mayor and City Council.

Mai moved to adjourn, second by Grove. Motion carried – 5 to 0. The meeting adjourned at 7:47 p.m.

James E. Doyle Jr., Mayor

Attest: _____
Aaron Anderson, Clerk/Administrator