

**ELY CITY COUNCIL
REGULAR MEETING
SEPTEMBER 12, 2011
ELY CITY COUNCIL CHAMBERS**

Mayor Jim Doyle called the meeting to order at 7:00 p.m. Council members present: Dale Stanek, Bill Grove, Stephanie Mai, Kay Hale, and Bob Ballantyne. Also present: Keith Schulte, Jim Miler, Chad Pelley, Aaron Cooper, City Engineer Scott Pottorf and Clerk-Administrator Aaron Anderson.

Mayor Doyle asked for a moment of silence in recognition of the events of September 11, 2001 and to honor those who lost their lives as a result of the terrorist attacks.

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

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

- Agenda.
- Minutes of the August 8, 2011 regular City Council meeting.
- Minute of the August 22, 2011 special City Council meeting.
- Treasurers Report for the period ended August 31, 2011.
- Bills Payable for August, 2011 totaling \$151,371.55.

Motion carried – 5 to 0.

Treasurer's Report (summary) for the period ended August 31, 2011

	Receipts	Disbursements	Transfers	Ending Balance
General	\$ 7,689.30	\$ 29,605.57		\$ 620,685.37
Road Use	17,768.68	17,213.64		35,454.79
L O S T	35,151.39			72,450.73
TIF Fund				35,751.07
Debt Service		200.00		-270,000.00
Other Projects	761,046.44	107,127.68		1,074,309.05
Library Project				2,749.22
Way Point Sign				12,541.65
North End Infra				-28,939.93
Water Utility	86,672.61	76,755.91		248,196.17
Water/Sewer Reserve				100,000.00
Sewer Utility	23,814.30	13,035.40		78,744.30
Sewer Debt Service				-85,768.76
Sanitary Utility	4,811.36	5,899.66		42,774.43
Farmers Market	149.00			716.00
PR Clearing	8,620.58	10,183.82		6,055.82
Totals	\$ 945,720.66	\$ 259,988.68		\$ 1,945,319.31

Communications: Linn County Deputy Meyer presented the Sheriff's Department monthly activity report.

Citizen Requests. Jim Miller asked when work on the corner of Dows and Main Streets will be done. Mayor Doyle told him the intersection should be open and restoration in that area should be done in the next ten days. Mr. Miller said he has heard no positive comments about the straight in parking on Dows Street; Mayor Doyle told him the straight in parking is temporary during streetscape work and will go back to angle parking when construction is done.

Stephanie Mai stated the Parks Commission and volunteers did a great job putting up bike racks, benches and finishing the limestone path in Ely City Park.

Parks Commission.

5-Day Class B Beer Permit with Outdoor Sales, Ely Volunteer Fire Department, 1300 Main Street, for Fall Fest Car Show, October 1, 2011. Stanek moved to approve a temporary 5-Day Class B Beer Permit with Outdoor Sales for the Ely Volunteer Fire Department to be effective October 1, 2011 for Fall Fest Car Show; second by Ballantyne. Motion carried – 5 to 0.

Authorize Street Closings and Temporary No-Parking Areas for Fall Fest, October 1, 2011. Ballantyne moved to approve the following temporary street closings and no-parking areas, second by Mai:

- Main Street: Temporary No Parking on east and west sides from Dows to south side of bridge over Rogers Creek from 8:00 p.m. Friday September 30 through 8:00 p.m. Saturday October 1, 2011. Parking may be allowed on one or both sides earlier than 8:00 p.m. Saturday October 1 at Mayor's discretion.
- Rowley Street: Street closed from State Street to Main Street 5:00 a.m. through 9:00 p.m. Saturday October 1, 2011.
- Walker Street: Street closed from Dows to Rowley 5:00 a.m. to 11:30 a.m. October 1, 2011.
- Walker Street: Street closed from Rowley Street to north edge of 1445 Walker St from 11:30 a.m. through 8:00 p.m. October 1, 2011.

Motion carried – 5 to 0.

Southbrook 10th Addition in Ely

Resolution 11-0912-60, Approving Developer's Agreement. Ballantyne moved to approve Resolution No. 11-0912-60, second by Hale.

Aye: Stanek, Grove, Hale, Mai, Ballantyne

Nay:

Absent:

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

Approve Construction Plans. Stanek moved to approve construction plans for Southbrook 10th Addition, per the set of plans revision dated August 31, 2011 and received by the City September 1, 2011, as submitted; second by Grove. Motion carried – 5 to 0.

Downtown Dows Street Streetscape Project

Resolution No. 11-0912-61, Approving Change Order No. 3. Mayor Doyle reported Change Order No, 3 is for placement of additional granular surface to match new sidewalks and drives with the existing parking area in the general area of Krob's Elevator at additional

cost of no more than \$1,080.00. Stanek moved to approve Resolution No. 10-0912-61, second by Mai.

Aye: Stanek, Grove, Hale, Mai, Ballantyne

Nay:

Absent:

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

Resolution No. 11-0912-62, Approving Change Order No. 4. Mayor Doyle reported Change Order No. 4 would revise Phase 3 late start and late completion provisions per Rathje Constructions request, with no change in contract amount. Grove moved to table Resolution No. 11-0912-62 for consideration on September 26, 2011; second by Hale.

Aye: Stanek, Grove, Hale, Mai, Ballantyne

Nay:

Absent:

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

Payment Request No. 3, Rathje Construction. Stanek moved to approve Payment Request No. 3 to Rathje Construction for the amount of \$57,715.18 for the 2011 Dows Streetscape project, second by Mai. Motion carried – 5 to 0.

Discuss Holiday Lights. Mayor Doyle and City Council members briefly reviewed catalogs and discussed holiday lights for the downtown Dows Street area. This matter will be discussed further at a special meeting on September 26, 2011.

Ordinance to Establish Storm Water Management District and Storm Water Management Utility. Mayor Doyle reported Ely could enact an ordinance to create a storm water drainage management area and storm sewer utility to finance the costs associated with the retention pond proposed for Southbrook 10th Addition; the draft ordinance would establish a \$2.00 monthly fee on city utility bills for all homes in Southbrook 10th Addition to be collected the same as water and sanitary sewer fees.

Schedule Public Hearing re: Ordinance to Establish Storm Water Management District and Storm Water Management Utility. Stanek moved to schedule a public hearing regarding an ordinance to create a storm water drainage management area and enact a storm sewer utility for Southbrook 10th Addition for 7:00 p.m. October 8, 2011; second by Ballantyne. Motion carried – 5 to 0.

Keith Schulte asked the City Council to consider enacting temporary one-side of street parking on Sunrise Drive to facilitate large construction equipment needed for development work in Southbrook 10th Addition. City Council consensus was to consider this at the September 26, 2011 special meeting.

One Side of Street Parking.

Report from Planning and Zoning Commission re: Revised Proposal for New One Side of Street Only Parking Locations. Mayor Doyle reported the Planning and Zoning Commission reviewed the revised proposal for new one side of street only parking locations

the City Council referred to them. Mayor Doyle reported the P&Z discussed the proposal and that the P&Z voted to recommend approval, though not all P&Z members concurred.

Schedule Public Hearing re: Ordinance to Establish Additional One Side of Street Only Parking Locations. Stanek moved to schedule a public hearing regarding an ordinance to establish new one-side of street only parking locations per the recommendation from Planning and Zoning at 7:00 p.m. October 8, 2011; second by Hale. Motion carried – 5 to 0.

Extending Water Main to 1070 State Street - Mahoney. Stanek moved to initiate special assessment process to extend 12-inch diameter water main to 1070 State Street, with the property owner to be assessed the cost of materials and installation of 8-inch diameter water main and the city to pay the cost difference between 12-inch diameter and 8-inch diameter mains; second by Grove. Motion carried – 5 to 0.

Resolution No. 11-0912-63, Approving FY 2010-11 Street Finance Report. Stanek moved to approve Resolution No. 11-0912-63, second by Grove.

Aye: Stanek, Grove, Hale, Mai, Ballantyne

Nay:

Absent:

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

Public Works – Streets, Water, Sewer & Equipment

Quotes to Replace Door and Vehicle Bays for Main Street Shop Building. Clerk-Administrator Anderson reported the following quotes were received to replace the overhead bay doors for the Public Works Shop building on Main Street:

- \$1,840.00 – Raynor Door, 4601 6th St SW, Cedar Rapids
- \$1,988.00 – Adams Door, Inc., 1870 McCloud Pl NE, Cedar Rapids
- \$1,990.00 – Dan’s Overhead Door & More, 1810 Hwy 965, North Liberty
- \$2,016.00 – Overhead Door, Cedar Rapids

Stanek moved to accept the quote of \$1,840.00 from Raynor Doors; second by Hale. Motion carried – 5 to 0.

Downtown Dows Street – Parking

Review Options re: Acquisition of Land for Public Parking Areas and Potential Offer for Purchase of Parcel(s). City Administrator Anderson reported he wrote to the property owner to communicate the city’s interest and received no response.

Discussion Items

Stanek moved to adjourn, second by Hale; motion carried – 5 to 0. The meeting adjourned at 8:19 p.m.

James E. Doyle Jr., Mayor

Attest: _____
Aaron Anderson, Clerk/Administrator