

### Ely City Council Proceedings July 09, 2018

The Ely City Council met in regular session on 07/09/2018 in Council Chambers. Officials present were Council Members Teri Billick, Kay Hale, Judy Wery and Dan Whitaker. Absent: Elizabeth Rohner. Mayor Eldy Miller opened the regular meeting at 7:00 PM with the Pledge of Allegiance.

Council member Whitaker moved, second by Hale, to approve the following consent items: 07/09/2018 Agenda as presented; Minutes from the 06/11/2018 council meeting; June 2018 financial reports; Payment of claims totaling \$185,126.85; Liquor License renewal for Casey's General Store. Ayes – 4.

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

City of Fairfax, services	77.28	ICC, study materials	127.00
Sandra Sweet, reimburse	25.00	Iowa DNR, annual fee	203.98
Kira Desotel, refund	14.00	Iowa Express, delivery	240.00
3E Electrical, fan for well	205.79	Iowa League, dues	1,172.00
Aero Rental, fall fest	352.00	IA Storm Water, dues	750.00
Airgas, acetylene torch	117.29	IPERS, contributions	6,041.59
Allegra, flyer & newsletter	1,022.24	J & M Display, fall fest	4,500.00
Alliant Energy, utilities	6,750.38	Keystone, lab	25.00
Altec, chipper repairs	1,340.91	Kiracofe Oil, fuel	997.20
Amazon, library media	231.84	Kloubec KIO, carp for clarifiers	80.00
Baker & Taylor, books	845.87	Kromminga, repairs	572.00
Balloons Etc., fall fest	400.00	Leader Weston Craig, legal	1,239.95
Darek Benesh, dep refund	25.00	Letter Perfect, name plates	106.19
Callie O'Brien, reimburse/allowance	246.37	Linn Co Planning, inspections	1,795.68
Cannon Financial, copier lease	109.00	Linn Co. Health, fall fest	33.50
Cardmember Services, supply	1,288.41	Linn Co Sheriff, contract	11,050.00
Carrot Top Ind, flag pools	188.12	Luanne Miller, cell allowance	180.00
Casey Grover, cell allowance	120.00	Mary McGuire, cell allowance	60.00
Casey's, fuel	249.53	Menards, supply	351.07
Chris Henkel, cell allowance	120.00	MidAmerican, gas	112.82
Collection Service Center, support	591.07	MMS, engineering	2,087.25
Cardmember, library	1,392.92	MPO, dues	1,154.40
CR Lawn Care, ballfield spray	400.00	National Playground, equipment	1,440.50
Data Tech, permit module	1,160.00	Neal's Water Condition, service	19.50
Denise Hoy, cell allowance	120.00	NMRMA, library program	224.20
Doors Inc, lock repair	139.30	Northway, well#1 repairs	16,780.28
EFTPS, fed/fica tax	4,738.62	Office Express, office supply	228.33
Fire Dept, 1 <sup>st</sup> ½ allocation	26,640.00	Orkin, termite contract	326.91
Epic Sports, ball field maintenance	289.00	Ottsen Oil, oil	352.65
Ferguson Enterprise, supply	62.51	US Postmaster, postage	493.79
Gary Whittom, cell allowance	120.00	Principal Financial, life Ins	87.12
Gazette, publications	42.45	Linn County REC, electric	267.80
Grainger, supply	17.78	REXCO, maintenance	61.48
Hawkeye Electric, service	215.11	Sam's Club, supply	126.78
Hawkins, chemicals	1,079.31	Sarah Sellon, reimbursement	2,364.78
IA Dept Inspections, license	15.00	Scholastic, books	267.50
IMWCA, work comp	14,524.00	Schumacher Elevator, inspection	172.80

Sherwin-Williams, paint	157.25	Tire Associates, tires	159.20
Simmering-Cory, code work	415.00	Tomlinson-Cannon, mud jacking	500.00
Simmons Perrine, legal	3,130.50	Tracy Clair, reimburse	94.66
Solon Economist, publications	170.00	Truck Country, repairs	1,906.54
Solon State Bank, petty cash	166.55	TSC, supply	51.95
South Slope, phone/internet	696.51	VSP, insurance	85.97
Space Walk, fall fest	1,090.00	Waste Management, services	11,610.66
State Hygienic, lab	801.50	Wellmark, insurance	6,217.43
State, 2 <sup>nd</sup> quarter sales tax	3,691.00	Wickiup, lib program	25.00
Sandra Dusil, reimbursement	25.00	Payroll, 06/12 – 07/09, 2018	27,746.73
State, withholding	4,933.00		
Terminix, pest control	82.25	Total Bills	\$185,126.85

June 2018 expenses per fund: General \$71,150; Road Use Tax \$10,718; Water \$13,749; Sewer \$19,450. Total \$115,067.

June 2018 receipts per fund: General \$23,586; RUT \$17,453; Employee Benefits \$56; LOST \$17,969; TIF \$801; Water \$24,373; Sewer \$29,774; Storm Water Management \$90. Total \$114,102.

**Department Reports/Requests:** Council received minutes for the 06/05/18 Park & Rec meeting. Callie O’Brien also updated council on bike trail markings that might help both bikers and motorist understand where and when to stop. She also informed council of an event in the park scheduled for August 10. Heidi Kiser representing the P & Z presented minutes from the 06/20/18 meeting and informed council that a special meeting is scheduled for August 29 to begin working on the new Zoning Code with Iowa Codification. Council also received reports from Mary McGuire, Building Official, Ron Stark, Public Works Director, the Library and the Linn County Sheriff.

**Citizen Requests:** Katie Jo Bruhn, 1780 Rock Island Drive, offered the following comments: trail marking for stop ahead signs would be a good addition, she would like to see the street sweeper ran more frequently on the trail, and the reduce speed sign on the south side of town was down. She also complimented PW staff for their job on picking up twigs and sticks curbside.

**Business:** Council discussed the vacant council seat created by the resignation of Elizabeth Rohner. Council received a request from Elizabeth to rescind her resignation and accept her new letter of resignation effective August 13. Council member Hale moved to overturn and nullify the May 14<sup>th</sup> letter of resignation from Rohner, second by Whitaker. Ayes: Wery, Hale, Whitaker, Billick.

Council member Whitaker then moved, second by Hale, to accept a new letter of resignation from Council member Rohner with an effective resignation date of August 13, 2018. Ayes: Wery, Hale, Whitaker, Billick.

Finally, Whitaker moved to nullify the legal notice of intent to fill the vacancy by appointment as published in the 6/12/2018 edition of the Gazette. Ayes: Wery, Hale, Whitaker, Billick.

Council spent a fair amount of time discussing the SRF Sponsored Project grants. Because Ely is using SRF funds for the sewer extension, we are eligible to apply for a reduction in interest in the amount of 10% of the project cost, which could potentially be \$175,000. This money can only be used for Water Resource Restoration projects and we would be required to have a watershed assessment completed. After discussion council member Whitaker moved, second by Billick, to enter into a Professional Service Agreement with MMS for a Watershed Assessment report for Ely at the not to exceed cost of \$9,800. Ayes: Wery, Hale, Whitaker, Billick.

Council member Hale moved, second by Whitaker, to enter into a Professional Service Agreement with MMS for State Street Improvements and Water Main Extension Topographical and Boundary Survey for Ely at the not to exceed cost of \$18,500. Ayes: Wery, Hale, Whitaker, Billick.

Council member Whitaker moved, second by Hale, to enter into a Professional Service Agreement with MMS for Hoosier Creek Trunk Sewer Topographical and Boundary Survey for Ely at the not to exceed cost of \$28,500. Ayes: Wery, Hale, Whitaker, Billick.

Council member Hale moved, second by Billick, to accept a bid from LL Pelling for asphalt street patching on Dows Street in two different spots for the total amount of \$18,502. Ayes: Wery, Hale, Whitaker, Billick.

Upon recommendation from the P & Z Commission, council member Hale moved, second by Wery, to adopt resolution **2018-07.032** Approving the division of lots owned by Dennis and Heidi Carmer situated at 1670 & 1680 Main Street Ely, IA. Ayes: Wery, Hale, Whitaker, Billick.

Council member Billick introduced and moved to approve the first reading of **Ordinance 270 “Establishing a Stop Intersection”**, second by Hale. Ayes: Wery, Hale, Whitaker, Billick.

Council member Hale moved to waive the second and third reading of Ordinance 270. Ayes: Wery, Hale, Whitaker, Billick. Council member Whitaker moved to adopt **Ordinance 270 “Establishing a Stop Intersection”**, second by Billick. Ayes: Wery, Hale, Whitaker, Billick.

Council member Hale introduced and moved to approve the first reading of **Ordinance 271 “Amending Provisions pertaining to R-2 Zoning”**, second by Wery. Ayes: Wery, Hale, Whitaker, Billick. Council member Whitaker moved, second by Billick, to waive the second and third readings of Ordinance 271. Ayes: Wery, Hale, Whitaker, Billick. Council member Hale moved, second by Whitaker, to adopt **Ordinance 271 “Amending Provisions pertaining to R-2 Zoning”**. Ayes: Wery, Hale, Whitaker, Billick.

Council member Hale introduced and moved to approve the first reading of **Ordinance 272 “Amending the Fence Ordinance for Swimming Pools”**, second by Wery. Ayes: Wery, Hale, Whitaker, Billick. Council member Wery moved, second by Whitaker, to waive the second and third readings of Ordinance 272. Ayes: Wery, Hale, Whitaker, Billick. Council member Whitaker moved, second by Hale, to adopt **Ordinance 272 “Amending the Fence Ordinance for Swimming Pools”**, Ayes: Wery, Hale, Whitaker, Billick.

Council member Hale introduced and moved to approve the first reading of **Ordinance 273 “Amending Regulations for Accessory Buildings”**, second by Billick. Ayes: Wery, Hale, Whitaker, Billick. Council member Wery moved, second by Hale, to waive the second and third readings of Ordinance 273. Ayes: Wery, Hale, Whitaker, Billick. Council member Whitaker moved, second by Wery, to adopt **Ordinance 273 “Amending Regulations for Accessory Buildings”**, Ayes: Wery, Hale, Whitaker, Billick.

Council member Hale moved, Whitaker seconded, to accept a donation of property at 1600 Rowley Street. The plan is for the property to be used to build a parking lot and the shed will be utilized by public works. Once the city officially takes possession the house will be sold and moved off the property through a bidding process. Ayes: Wery, Hale, Whitaker, Billick.

With no further business being evident, council adjourned the meeting by motion at 8:45 PM.