

### Ely City Council Proceedings

The Ely City Council met in regular session on January 13, 2020 in Council Chambers. Officials present were Council Members Dan Whitaker William Tuthill, Kay Hale, Ben Symonds, Judy Wery. Excused absent: Mayor Eldy Miller. Mayor Pro-tem Dan Whitaker called the meeting to order at 7:00 PM with the Pledge of Allegiance.

Council member Hale moved, second by Wery, to approve the following consent items: Minutes from the 12-02-19, 12-09-19 and 12-16-19 council meetings; Payment of claims totaling \$240,492.25; the 2018-2019 Financial Report from Dennis P. Donovan, P.C., the appointing of Jeffrey Horne as City Clerk/Administrator and the 12-2-19 Council Goal Setting Session Report. Ayes – 5.

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

3E Electrical Eng. Equip, Generator	213.50	IPERS, contributions	5,764.25
A & H Electric, replace outside light	81.32	Jace Crotty, Referee	30.00
Advance Business System, copies	214.93	JDM Concrete, Curb & Gutters	2,468.00
Advantage ACH, FSA	385.02	Keystone Labs, PW Lab services	39.00
Aero-Mod Water Proc, Skimmers	79.18	Kiracofe Oil, LP Fuel	1,724.75
Airgas, supply	30.00	Knight's Farm, Straw bales	189.00
Allegra, Newsletter	860.94	Kolt Stulz-O'Brien, dugout volunteer	200.00
Alliant Energy, utilities	7,203.10	Letter Perfect, Name plates	31.99
Altorfer Rents, Lift rental	352.00	Linn Co Treasurer, Secondary Rd	3,933.15
Amazon, library media	650.51	Linn Co Treasurer, Elections	1,291.47
Baker & Taylor, books	159.61	Linn Co Sheriff, contract law	11,700.00
BDH Tech., web hosting	60.00	Linn Co Treasurer, Taxes Walker St	1,490.00
Blackstone Pub, Audio Books	448.75	Luanne Miller, Reimbursement	187.92
Boomerang Corp, Pmt 8	70,019.94	Lynch Dallas, legal services	693.00
Brennan Cline, Dugout Const. Vol.	200.00	Mary McGuire, reimbursement	180.00
Brown Well & Pump, Leak Investigate	2,520.69	Menards, supply	298.41
Callie O'Brien, reimbursement	289.84	MidAmerican, utilities	284.11
Cannon Financial, copier lease	109.00	Midwest Patch, safety clothing	1,120.00
Cardmember Services, supply	670.22	Midwest Wheel, Shop & Vehicle	64.98
Casey Grover, reimbursement	180.00	MMS, engineer fees	33,947.75
Casey's, fuel	209.19	Municipal Supply, software	2,100.00
Central Iowa Distrib., PW supplies	227.50	Neal's Water Cond, City Hall maint	19.50
Chris Henkel, reimbursement	180.00	Office Express, office supply	218.86
City of Ely, Walker Utilities	153.14	Office Auditor of State, audit fee	425.00
CKendall Consulting, Services	4,876.91	Ottsen Oil, supplies	241.72
Collection Service Center, support	1,819.52	US Postmaster, postage	393.40
Compass Minerals Amer., salt	2,431.68	Prime Mechanical, repair	278.25
Costume Specialist, libry program	140.00	Principal, life ins	96.80
Cardmember Serv, library	38.55	Linn County REC, electric	321.95
Custom Hose Supplies, PW Supplies	238.62	Ron Stark, reimbursement	180.00
Delta Dental, Ins	337.26	Sarah Sellon, reimbursement	51.04
Dennis P Donovan PC, Audit	3,300.00	Schumacher Elevator, maint	184.32
Domini Funds, IRA Whld	381.23	SESAC, Music license	46.00
EFTPS, fed/fica tax	9,328.58	Simmons, Perrine, legal	200.00
Gazette, publications	233.81	South Slope, phone/internet	693.74
Grainger, PW supplies	67.40	St. Lukes Work Well, lab test	32.00
Hawkins, chemical	1,295.58	State Hygienic, lab	1,036.50
HDC Printing, w-2 supplies	158.04	State Withholding, taxes	5,095.00
Henderson Products, spreader	3,057.00	Suburban Lumber, dugout lumber	578.79
IA Prison Industries, str signs	490.00	Corp Billing, vehicle repairs	383.15
Iowa Once Call, locates	118.80	Terminix, pest control	82.25

To the letter, newsletter typeset	50.00	Unity Point Clinic, lab tests	45.00
Tom Roth, comedy show	950.00	UPS, shipping	18.27
Tracy Clair, reimbursement	17.98	VSP, insurance	86.30
Tractor Supply, supplies	199.71	Waste Management, services	12,468.70
Tyler Schurbon, reimbursement	180.00	Woodward Comm. Media, publication	170.00
UMB Bank, bond fees	1,000.00	Payroll, 12-09-19 to 01-13-20	28,038.20
United Health, Med ins	4,791.38	Total	\$240,172.98

December 2019 expenses per fund: General \$77,415.63; Road Use Tax \$9,323.19; Water Main Ext \$262,894.35; State St Cap Proj \$78,717.32; Water \$14,351.58; Sewer Trunk Ext \$198.00; Sewer \$18,933.13. Total \$461,833.20.

December 2019 receipts per fund: General \$44,737.35; RUT \$14,074.90; Employee Benefits \$470.95; LOST \$19058.29; TIF \$3,173.06; Debt Service \$7,002.03; Capital Projects \$2,192.31; Water Main Ext \$16,800; Disaster Prep Proj \$1,500; Water \$24,656.97; Sewer \$34,315.95; Storm Sewer \$1,746.79 Total \$169,728.60.

**Department Reports:**

**Sheriff's Report:** An activity report was presented by the Linn County Sheriff's deputy and accepted.

**Building Official:** report presented and accepted.

**Library:** minutes and report presented and accepted. Upcoming events were also discussed.

**Park Board:** Minutes from the Park Board's previous meeting were received. Upcoming events were discussed.

**Planning & Zoning:** Minutes presented and accepted. Pending items before the commission were discussed.

**Public Works:** reports from Public Works staff were presented and accepted.

**Community Comments**

Various members of the audience addressed the potential sight issues and light pollution from the proposed bill board, the storage facilities and Zwick. No action was required.

**Business**

Dean Zelle from Frontier Benefits presented bids for a change in the life insurance provided to the full-time employees and proposal for short term and long term disability coverage. After discussion, a motion was made by Council member Hale, second by Council member Symonds to approve the Hartford Life Insurance proposal. All carried. Motion was presented by Symonds, seconded by Wery to accept the bid from Hartford for short and long term disability coverage for full time employees. All ayes carried. Coverage will be effective 2-1-2020.

Council member Wery made a motion to adopt Resolution No. 2020-01.001 Approving Inter-Fund Transfers. Seconded by Council member Tuthill and passed on a 5-0 roll call vote.

Council member Hill moved to adopt Resolution 2020-01-002 Naming the Gazette as the Official Newspaper for the City. Seconded by Council member Symonds. Passed on a 5-0 roll call vote.

After discussion concerning the termination of contract inspections, and review of the job description presented for this part time position, a motion was made by Council member Symonds, seconded by Council member Hill to adopt the job description for the Building Inspector. All ayes, carried.

Mr. Paul Rohlwing reviewed his credentials and experiences as an inspector. A motion was presented by Council member Hale, seconded by Council member Symonds to adopt Resolution 2020-01.003 to hire Paul Rohlwing and setting the hourly wages at \$50. Passed on a 5-0 roll call vote.

A motion was presented by Council member Wery, seconded by Council member Hale to approve the liquor license renewal for Dan and Debbie's Creamery, Inc. at 1600 Main Street, Ely, IA. All ayes, carried.

The Council received multiple correspondence concerning the demolition or relocation of the house at 1600 Rowley Street. At the conclusion of the discussion, staff was directed to get written bids for the demolition of the house. No further action was required at this time.

The bids prepared for water and sewer installation on Walker Street were tabled on a motion by Councilmember Hale, seconded by Council member Symonds. All ayes, carried.

Council member made a motion to adopt Resolution 2020-1.004 approving the Contract for Law

Enforcement services with the Linn County Sheriff's office and setting scope of services. Adopted on a roll call vote of 4-0. Council member Wery recused herself on a potential conflict of interest. Carried.

Jeff Horne indicated that multiple bids were sought from local firms for legal services. Resolution 2020-01.005 was presented with a motion by Council member Symonds, seconded by Council member Hale to approve the contract for legal services with Lynch Dallas, P.C.. Roll call passed on a 5-0 vote.

Scott Pottorff reviewed the work completed recently on the North Water Main project, and the anticipation that all work will cease by the end of the week. Liquidated damages are pending the completion of the work in the spring. A motion by Council member Wery, seconded by Council member Tuthill to suspend the calculation of the liquidated damages with the expectation that completion will commence no later than May 1 or when ever work can commence in the spring. All ayes, carried.

Payment request number 3 was presented for the North Water Main project in the amount of \$394,271.75. A motion was made by Council member Hale, seconded by Council member Wery, all ayes. Carried.

Council member Symonds introduced the first reading of Ordinance #283 amending provisions of the city code pertaining to parking allowed on only one side of street. Council member Tuthill seconded the motion and roll was as all ayes. The second reading will be placed on the February city council agenda for consideration.

Ordinance No. 284 Amending Ordinance City Code Section 90.03 and Section 90.12 adding Sections 93 and 94 was presented. As this has not received legal review, no action was taken.

Ron Stark addressed the Council concerning the fluoride treatment in the city's water system, with various industry reports and analysis. Upon conclusion of the discussion, a motion was made by Symonds, seconded by Tuthill, to stop fluoride treatment. All ayes, carried.

The House Divided Brewery, Inc. at 1620 Dows Street is applying for a Class C (native wine) liquor license. A motion was made by Symonds to approve. All ayes, carried.

Council was reminded of the special meeting scheduled for January 20, 2020 at 6:00 pm.

With no further business being evident, council adjourned the meeting by motion at 8:43 PM.

Dan Whitaker, Mayor Pro-tem

Jeffrey R. Horne, Clerk/Administrator