

Ely City Council Regular Meeting Minutes, August 6, 2013

1. CALL TO ORDER:

The Ely City Council Regular Meeting was called to order by Mayor Petersen at 5:30 pm on August 6, 2013 at the Ely City Hall.

A moment of silence was held in remembrance of former Council member Frank Salerno who passed away on July 21, 2013.

2. ROLL CALL:

Present: Council members Debeltz, Kess, Nikkola, Omerza, Polyner, Shedly and Mayor Petersen (7)

Absent: None

3. APPROVAL OF MINUTES:

**Debeltz/Nikkola moved to approve the minutes from July 16, 2013 Regular Meeting and July 30, 2013 Study Session. Motion carried unanimously.**

4. ADDITIONS OR OMISSIONS TO AGENDA:

A. Addition: 5.A. – Proclamation

B. Addition: 13.E.i. – Resolution 2013-025 calling for a Public Hearing

C. Addition: 13.H.i. – Resolution 2013-026 FAA Airport Grant

**Debeltz/Omerza moved approval of Additions A-C. Motion carried unanimously.**

5. MAYOR'S REPORT

**Nikkola/Debeltz moved approval of the 2013 VFW State Baseball Tournament Proclamation:**

**WHEREAS:** As Mayor of the City of Ely, I would like to welcome all Ely residents and visitors to the VFW State Baseball Tournament in Ely on August 8-11, 2013 at the Veterans Memorial Field.

**WHEREAS:** The City of Ely welcomes all teams and their guests to this event and we encourage you to take part in four days of baseball, food, music, fun, sunshine and green fields. **NOW THEREFORE, I, Ross Petersen, Mayor of the City of Ely, do hereby proclaim August 8<sup>th</sup> to 11<sup>th</sup>, 2013 as VFW State Baseball Tournament Days in the City of Ely and encourage all to partake in the games, fun and food offered by the Ely Baseball Association and the wonderful volunteers who put this tournament together.**

**The Mayor will read the Proclamation at the Banquet held at the Grand Ely Lodge on Wednesday, August 7<sup>th</sup> to commemorate the beginning of the VFW State Tournament. Motion carried unanimously.**

Mayor Petersen congratulated Council member Omerza for her seat on the Coalition of Greater Minnesota Cities Board as Vice-President.

6. CONSENT AGENDA:

A. Motion to waive readings in entirety of all ordinances and resolutions on tonight's agenda

B. Approved revised City Hiring Policy

**Nikkola/Debeltz moved to approve consent agenda items A & B. Motion carried unanimously.**

7. REQUESTS TO APPEAR:

A. James Skurla, from the Labovitz School of Business & Economics & Director of the Bureau of Business & Economics Research (BBER) gave a presentation on the Economic Impacts of Ferrous and Non-Ferrous Mining on the Arrowhead Region. 18 Mining Companies were interviewed for this study. The study showed that by 2016 the total impact on the region will be \$7.8 billion dollars and 27,323 jobs will have been created.

The Mayor called at 6:00pm for a 5 minutes recess.

8. COMMITTEE REPORTS:

A. Council member Shedly stated that Planning & Zoning is working on some property re-zonings and the HRA Board is working on a new job description as well as new heating for the old high rise.

Council member Polyner presented on behalf of the HPC, the proposal for a re-use study to be done on the Community Center by Architect John Rova for \$5000.

**Polyner/Debeltz moved approval of John Rova's proposal to do a re-use study on the Community Center. He will prepare a written report to include: history & description of**

**modifications that have occurred over time; summary of building's existing conditions; summary of available spaces in the building; underutilized space & recommendations for possible uses; design drawings for ADA changes; Review of the report with the Owner. The maximum amount to be spent on the study by the City of Ely is \$6,500. Motion carried unanimously.**

**Nikkola/Omerza moved recommendation by the Employee Relations Committee to hire Jason Roy for the Operator II position. Motion carried unanimously.**

**Nikkola/Omerza moved recommendation by the Employee Relations Committee to hire Steve Bartel for the Infrastructure Worker position. Motion carried unanimously.**

**Nikkola/Omerza moved recommendation by the Employee Relations Committee for the City to post internally for the Meter Reader position. Motion carried unanimously.**

Council member Nikkola reminded everyone that there will be a Budget Committee meeting on August 21, 2013 at 10:00am. He also stated that the City Personnel Chart should be brought to the next Study Session to talk about the City's future employment needs.

Clerk Langowski mentioned that they will be meeting with FAA & MnDot on August 30<sup>th</sup> in Hibbing to discuss Ely Airport Project.

9. DEPARTMENTAL REPORTS:

A. Clerk-Treasurer

- i. EUC Consent Agenda Items: The following items of business were recommended for approval at the regular EUC meeting of Wednesday, July 24, 2013:
  1. Approved purchasing three voltage regulators from Cooper Power for \$23,399.82.
  2. Approved Change Order No. 3 for the 8<sup>th</sup> Avenue Alley Sewer Harvey to Sheridan Street for a deduction of \$10,250.00.
  3. Approved the Chamber of Commerce request for assistance with the Blueberry Arts Festival.
  4. Approved payment of the June EUC Bills List for \$290,860.25.
  5. Approved payment of \$13,200.00 to Walker, Giroux and Hahne for the EUC portion of the annual audit.
  6. Approved the loan repayment to the Minnesota Public Facilities Authority for \$217,682.85.

**Nikkola/Debeltz moved approval of the EUC consent agenda items 1-6. Motion carried unanimously.**

B. Fire Chief

- C. Library Director provided an update on the upcoming events held at the Library. Also, she will be putting together Focus Groups to work on the Grants for the new library construction.

D. Police Chief

- i. Civil Enforcement updates report presented in packet.

E. City Attorney

- i. **Debeltz/Omerza moved approval of the Second Reading of Ordinance 278, 2<sup>nd</sup> Series amending the City Code, Section 2.57 related to the Police Civil Service Commission. Roll called: Debeltz-yes, Kess-yes, Nikkola-yes, Omerza-yes, Polyner-yes, Shedly-yes and Mayor Petersen. Motion carried unanimously.**

- ii. **Debeltz/Nikkola moved approval of the First Reading of Ordinance 279, 2<sup>nd</sup> Series amending the City Code, Sections 2.59 & 2.62 related to Cemetery Committee and Projects, Land, Streets and Infrastructure Committee. Roll called: Debeltz-yes, Kess-yes, Nikkola-yes, Omerza-yes, Polyner-yes, Shedly-yes and Mayor Petersen. Motion carried unanimously.**

F. City Engineer

10. COMMUNICATIONS:

- A. Ely's Wildland Firefighter Foundation Fundraiser. It was noted that \$2,300 was raised for the Granite Mountain Hot Shots (an elite group of firefighters) families and other families of fallen firefighters.
- B. Ely Community Resource, Inc 2<sup>nd</sup> Quarter Progress Report 2013
- C. U.S. Customs & Border Protection letter regarding Ely Border Station which stated that no changes would be made to the existing operations at the Ely Port of Entry.

11. CLAIMS FOR PAYMENT:

- A. City and EUC claims for August 6, 2013 - \$328,174.96.  
**Debeltz/Sheddy moved approval of claims for payment item A. Motion carried unanimously.**

12. OLD BUSINESS:

- A. **Nikkola/Debeltz moved approval of the Liquor Licenses as listed for the 2013-2014 licensing year pending receipt of proper fees and paperwork. Motion carried unanimously.**

ON-SALE INTOXICATING	SUNDAY ON-SALE
Amici's Boathouse Brewery The Chocolate Moose Dee's Bar - the Next Generation Ely Bowling Center Ely Steak House Grand Ely Lodge Kwazy Wabbit Rockwood Bar & Grill Zaverl's Bar	Amici's Boathouse Brewery The Chocolate Moose Dee's Bar - the Next Generation Ely Bowling Center Ely Steak House Grand Ely Lodge Kwazy Wabbit Rockwood Bar & Grill Zaverl's Bar VFW Post #2717
<b>WINE</b> A Taste of Ely Organic Roots Sir G's Italian Restaurant Stony Ridge on Shagawa Lake	<b>OFF SALE INTOXICATING</b> Beavers Liquor Boathouse Brewery Mike's Drive In Liquor Wild Life Liquor
<b>CLUB</b> V.F.W. Post #2717	
<b>OFF-SALE 3.2 NON-INTOXICATING MALT</b> Ely Northland Market Zupancich Brothers Inc	<b>ON-SALE 3.2 NON-INTOXICATING MALT</b> A Taste of Ely Organic Roots Sir G's Italian Restaurant Stony Ridge on Shagawa Lake

13. NEW BUSINESS:

- A. **Debeltz/Omerza to approve the Clerk/Treasurer to sign the Schedule Form for Lump Sum Pension Plans (SC-13) and the Maximum Benefit Worksheet (MBW-13) for the Ely Fire Department Relief Assn. In discussion, Langowski stated that the Relief Fund is audited by the City's Auditors as a separate audit. If the revenues for both investments and the insurance money that comes from the State does not meet a certain level then it is required that the municipality pay into that fund. This year the amount to pay in is \$5,890. This will be discussed with the Relief Association and the Budget Committee. Motion carried unanimously.**
- B. **Debeltz/Nikkola moved to approve signing the Notice of Award from JPJ Engineering, Inc to Mesabi Bituminous for the Conan Street Improvements Project No. 11-552. Motion carried unanimously.**
- C. **Nikkola/Omerza moved to approve signing the Grant Agreement for Airport Maintenance & Operation #03865. Motion carried unanimously.**

- D. Nikkola/Omerza moved to approve Resolution #2013-024 giving authorization to execute MnDot Grant Agreement for Airport Maintenance & Operation. WHEREAS, it is resolved by the City of Ely as follows: 1. that the State of Minnesota Agreement No. **03865**, "Grant Agreement for Airport Maintenance and Operation," at the **Ely Municipal Airport** is accepted. 2. That the Mayor and Clerk/Treasurer are authorized to execute this Agreement and any amendments on behalf of the City of Ely. **Roll called: Debeltz-yes, Kess-yes, Nikkola-yes, Omerza-yes, Polyner-yes, Sheddy-yes and Mayor Petersen. Motion carried unanimously.****
- E. Debeltz/Nikkola moved to approve Resolution 2013-025 calling public hearing on the intention to issue General Obligation Capital Improvement Plan Bonds and the Proposal to adopt a Capital Improvement Plan. WHEREAS, pursuant to Minnesota Statutes, Section 475.521 the City of Ely, Minnesota (the "City") may issue bonds to finance capital expenditures under its capital improvement plan (the "Plan") without an election provided that, among other things, prior to issuing general obligation capital improvement plan bonds (the "Bonds") the City adopts the Plan after holding a public hearing thereon and publishing a notice of its intention to issue the Bonds and the date and time of a hearing to obtain public comment on the issuance of the Bonds and adoption of the Plan; and WHEREAS, the City Council will hold a public hearing on August 27, 2013, on its intention to issue the Bonds and to adopt the Plan; and NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Ely, Minnesota that the City Council hereby calls for a public hearing on its intent to issue the Bonds and to adopt the Plan, the public hearing to be held on the date and time set forth in Exhibit A attached hereto. The City Clerk is hereby directed to cause the notice of public hearing to be published at least 14 but not more than 28 days before the date of the public hearing in the official newspaper of the City or a newspaper of general circulation in the City. **Roll called: Debeltz-yes, Kess-yes, Nikkola-yes, Omerza-yes, Polyner-yes, Sheddy-yes and Mayor Petersen. Motion carried unanimously.****
- Nikkola/Omerza moved to approve Special Council meeting on August 27, 2013 at 5:00pm for the public hearing at City Hall. Motion carried unanimously.**
- F. Nikkola/Omerza moved to approve for the Clerk and City Attorney to draft a letter to the surrounding Townships and inviting them to the next Study Session to hear a presentation from Up North Jobs and to discuss forming a project based Joint Powers Board for Economic Development. Motion carried unanimously.**
- G. The Council decided to host a City booth at the Harvest Moon Festival on September 6-8, 2013. A sign-up sheet to man the booth will be placed in the Clerk's office.
- H. Nikkola/Debeltz moved to approve Resolution 2013-026 authorizations to execute FAA Grant Agreement for rehabilitation of Ely Airport Runway, Light & Crack Repair. WHEREAS, THE Federal Aviation Administration, for and on behalf of the United States, hereby offers and agrees to pay, as the United States' share, ninety percent (90%) of the allowable costs incurred in accomplishing the project consisting of the following as more particularly described in the Project Application dated July 25, 2013: "Rehabilitate Runway 12/30 (Phase 1-design); rehabilitate Runway 12/30 lighting (Phase 1-design lighting and electrical distribution system); and rehabilitate Runway 12/30 (perform longitudinal crack repair)" WHEREAS, the maximum obligation of the United States payable under this offer shall be \$233,325 for airport development, \$0 for noise program implementation, \$0 for land and \$0 for planning. WHEREAS, this offer is made in accordance with and for the purpose of carrying out the provisions of Title 49, United States Code herein called Title 49 U.S.C. Acceptance and execution of this offer shall comprise a Grant Agreement, as provided by Title 49 U.S.C., constituting the contractual obligations and rights of the United States and the Sponsor. WHEREAS, The Sponsor agrees to accomplish the project in compliance with the terms and conditions contained herein, in the Project Application, and in the May 2013 "Terms and Conditions of Accepting Airport Improvement Program Grants" signed on July 23, 2013. **NOW THEREFORE BE IT RESOLVED** that the City of Ely authorizes the Clerk Treasurer, Mayor and City Attorney to sign the Agreement. **Roll called: Debeltz-yes, Kess-yes, Nikkola-yes, Omerza-yes, Polyner-yes, Sheddy-yes and Mayor Petersen. Motion carried unanimously.****

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- I. Approve hiring Jason Roy for the Equipment Operator II position. – **Approved under Committee Reports**
- J. Approve hiring Infrastructure Worker – name to be provided prior to meeting – **Approved under Committee Reports**
- K. Approve to post for open position pending filling of the Infrastructure Worker position.– **Approved under Committee Reports**

14. OPEN FORUM:

Zeke Smith, 305 W Harvey St, approached the Council and asked permission to plant wildflowers in the boulevard in front of his house in order to bring indigenous plants and pollinating insects back to the area. He had received a letter from the Civil Enforcement Department stating that he needs to mow the area. The Council stated that this issue needs to be handled by Civil Enforcement and not by the Council.

Mike Jankevec, 127 E Sheridan St, presented on behalf of the Blues Festival which will be held in Winton this August. He stated these events bring in people and money to the area and asked everyone to continue to support these types of events.

**15. Omerza/Nikkola moved to adjourn the meeting at 6:54pm. Motion carried unanimously.**

Claire Huisman  
Deputy Clerk