

## Ely City Council Regular Meeting Minutes, June 16, 2015

### 1. CALL TO ORDER

The Ely City Council Regular Meeting was called to order by Mayor Novak at 5:30pm on June 16, 2015 at the City Hall Council Chambers.

### 2. ROLL CALL:

PRESENT: Council members A.Forsman, Kess, Debeltz, Omerza, Polyner, D.Forsman and Mayor Novak (7)

ABSENT: None

### 3. APPROVAL OF MINUTES:

**Debeltz/D.Forsman moved to approve the minutes from June 2, 2015 Public Hearing and June 2, 2015 Regular Meeting. Motion carried unanimously.**

### 4. ADDITIONS OR OMISSIONS TO AGENDA:

i. Addition: 6.C. – Ely Commercial Renovation Loan

ii. Addition: 8.A. – Revised Project Meeting Minutes

iii. Addition: 13.E. – 2015 Improvement Projects Bid Award

iv. Addition: 12.A. – Resolution & Ordinances on Permit fees & Building Code

v. Addition: 7.B. – Chris Status with Bike Club

**Debeltz/D.Forsman moved to approve additions A-E to the agenda. Motion carried unanimously.**

### 5. MAYOR'S REPORT

Mayor Novak thanked the HPC members for putting the old Mayor pictures in one hall way of City Hall for everyone to view. He also thanked those who organized and those who participated, in the "Open House" for the newly renovated City Hall which was held Friday, June 12, 2015.

### 6. CONSENT AGENDA:

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

B. YoungLife request to host the activities in Whiteside Park for the 4<sup>th</sup> of July and to request assistance for city in-kind services.

C. Approve Commercial Renovation Loan for Sarah Burger/ Northern Expressions for \$9,000 for a new roof and gutters, pending credit approval.

**Debeltz/D.Forsman moved to approve the consent agenda items A-C. Motion carried unanimously.**

### 7. REQUESTS TO APPEAR:

A. Luthera Smith addressed the council and asked again about her property which was moved from her front yard to her back yard. She also stated that some property was taken away and she would like it back. She keeps her stuff in her front yard because it gets stolen if she leaves it in her back yard. Clerk Langowski and Chief Lahtonen verified that nothing was taken out of her yard except garbage.

B. Chris Status with the Bike Club requested to build mountain bike trails at Hidden Valley. Clerk Langowski stated that the lease between the DNR and the City will need to be revised to include Mountain Biking as an approved activity for the Hidden Valley area. The Clerk's office will work with the DNR, the Nordic Ski Club and the

City Attorney to proceed with the process to allow Mountain Biking at Hidden Valley.

8. COMMITTEE REPORTS:

- A. Council member Debeltz brought up the concern in the Park & Rec minutes about the use of beer and cigarettes at the softball complex. Clerk Langowski stated that the softball complex is labeled a City Park which is a Tobacco free area. More research will be done on who made the complaint to the Park & Rec Board.

Council member Omerza reported on the Park & Rec minutes. The Board recommended The Heck Epic bicycling event to be allowed to camp in Semer's Park for one night pending all required paperwork through Planning & Zoning and insurance requirements. She also stated that the Park & Rec board is looking into a "Pump Park" (Wheel Park) which would be the first in the U.S.A.

**Polyner/Debeltz moved to approve Planning and Zoning's recommendation to approve the Interim Use Permit to be issued to Eugene "Butch" Pecha to construct an accessory structure without the presence of a primary dwelling upon the parcel within the City of Ely at 236 N 14<sup>th</sup> Ave E with conditions as described in the Permit. Motion carried unanimously.**

**D.Forsman/Omerza moved to approve the Projects Committee recommendation to authorize preparation of plans and specs for roadway and perimeter of Business Park 2. Motion carried unanimously.**

**D.Forsman/Omerza moved to approve the Projects Committee recommendation to post publicly for bids and development plans for potential uses for the Old Pamida lots. Council member Kess stated the lot has potential as a pocket park or green space and should go to a committee to decide. Motion carried 6 "yes" and 1 "no" by Council member Kess.**

**D.Forsman/Omerza moved to approve the Projects Committee recommendation to seek proposals for the purchase & proposed use of the Old Ford Garage property. Council member Kess felt the City should only accept proposals that would be residential in nature since the property is zoned RT and any use should comply with this zone. Mayor Novak stated that we should look at all ideas and then decide on the best use. Motion carried 6 "yes" and 1 "no" by Council member Kess.**

**D.Forsman/Omerza moved to approve the Projects Committee recommendation to confirm with the County their rules on crosswalks and to request a potential crosswalk between the Library and City Hall. Motion carried unanimously.**

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, June 10, 2015:

1. Approved awarding the bid for Add Alternate No. 1 - North Camp Street Alley to Utility Systems of America, Inc. for \$182,122.50.
2. Approved purchase of 24 LED street lights from WESCO for \$26,640.00 and 50 AMI meters from Cooper Power Systems for \$5,320.83.
3. Approved the Ely Baseball Association's request for in-kind services to trench a water line at Veteran's Field.

**A.Forsman/Debeltz moved to approve EUC consent agenda items 1-3. Motion carried unanimously.**

- B. Dave Marshall with the Fire Dept stated that they have 10 Firefighter applicants that will begin the three part testing process to be eligible to be a Firefighter for the Ely Fire Dept. The State is proposing to have additional funds to provide for new Firefighter training. The Fire Dept. is updating the equipment on their trucks.
- C. Library Director Heinrich stated that the parking lot for the Library has had its final layer of asphalt laid and lines have been painted. She also gave a brief update on the upcoming events in the Library.
- D. Police Chief Lahtonen reminded everyone that it is that time of year where residents need to keep their lawns maintained. The Police Dept sent out 25 notices to residents not in compliance on keeping their grass cut.
- E. City Attorney
- F. City Engineer

10. COMMUNICATIONS:

- A. Highway 1/169 Project Update (Eagles Nest Lake Area)
- B. Greater MN Business Development Public Infrastructure Program grant approval for \$250,000.

11. CLAIMS FOR PAYMENT:

- A. City and EUC claims for June 16,2015 - \$60,494.57
  - B. Ely Community Resource third quarter payment for services provided - \$3,875
- Debeltz/Omerza moved to approve claims for payment A & B. Motion carried unanimously.**

12. OLD BUSINESS:

- A. A.Forsman/Omerza moved to approve Resolution #2015-020 establishing building permit and inspection fees. **WHEREAS**, the City of Ely is a Municipal Corporation governed by a Charter and adopted City code, with certain powers vested in its City council; **WHEREAS**, under Chapter 4, Section 4.02 of the City Code, the issuance of permits and the collection of fees shall be as authorized in Minnesota Statute 16B.62, Subdivision 1. **WHEREAS**, permit fees shall be assessed for work governed by the Code in accordance with the fee schedule adopted by this resolution of the City of Ely, which may be amended from time to time. In addition, a surcharge fee shall be collected on all permits issued for work governed by the Code in accordance with Minnesota Statute 16B.70. **NOW, THEREFORE BE IT RESOLVED**, that the City hereby declares establishes the

following fee schedule: **BUILDING FEES AS ESTABLISHED BY THE 1997 UNIFORM BUILDING CODE: TABLE NO. 1-A-BUILDING FEES. SEE ATTACHED. This Resolution maintains fees at the current level. Roll called: A.Forsman-yes, Kess-yes, Debeltz-yes, Omerza-yes, Polyner-yes, D.Forsman-yes and Mayor Novak-yes. Motion carried unanimously.**

- a. **Omerza/Debeltz moved to approve the 2<sup>nd</sup> reading of Ordinance 300 – amending Chapter 4, Sec 4.02 and 4.04 of the City Code regarding permits and fees and building codes. Roll called: A.Forsman-yes, Kess-yes, Debeltz-yes, Omerza-yes, Polyner-yes, D.Forsman-yes and Mayor Novak-yes. Motion carried unanimously.**
- b. **Omerza/A.Forsman moved to approve the 2<sup>nd</sup> reading of Ordinance 301 amending Chapter 11, Sec 11.46 of the City Code regarding schedule of fees. Roll called: A.Forsman-yes, Kess-yes, Debeltz-yes, Omerza-yes, Polyner-yes, D.Forsman-yes and Mayor Novak-yes. Motion carried unanimously.**

**Kess/Debeltz moved to approve Permit Fees discussion on the next Study Session agenda. Motion carried unanimously.**

13. NEW BUSINESS:

A. **Omerza/Debeltz moved to approve Resolution #2015-021 Business Development Public Infrastructure Grant. WHEREAS** for more than a decade, the Business Development Public Infrastructure (BDPI) grant program has helped small and large cities in Greater Minnesota build the required infrastructure for businesses to locate or expand; **WHEREAS** the return on investment and job creation arising a result of this program has been phenomenal. Between 2003 and the end of 2010, more than 90 cities received grants and more than 2400 jobs were created. According to DEED, during that time frame, nearly \$134 million in total investment resulted, a nearly 4 to 1 return on the state investment; **WHEREAS** the program is almost always oversubscribed. Between 2003 and 2010, \$40.5 million was appropriated, and over \$31 million additional requests from local communities went unfunded; **WHEREAS** Greater Minnesota does not have the abundance of business redevelopment opportunities and resources of the Twin Cities Metropolitan Area; and **WHEREAS** The BDPI Grant program will stimulate new economic development and/or create or retains jobs through public infrastructure investments for industrial park development and/or business expansion that would not occur without public financial assistance; and **NOW THEREFORE BE IT RESOLVED**, that the City of Ely supports the request for \$20 million in state bonding funding for the Greater Minnesota Business Development Infrastructure Grant Program. **Roll called: A.Forsman-yes, Kess-yes, Debeltz-yes, Omerza-yes, Polyner-yes, D.Forsman-yes and Mayor Novak-yes. Motion carried unanimously.**

B. **Debeltz/Omerza moved to approve to post internally for the Deputy Clerk job position. Motion also included sending a thank you note current Deputy Clerk for her years of service to the City and to also update the Deputy Clerk job description. Motion carried unanimously.**

- C. Debeltz/D.Forsman moved to approve the Community Business Partnership Grant Program Annual Report. Motion carried unanimously.**
- D. Omerza/Debeltz moved to approve TRUEGRID Permeable Paver Quote of \$2.42/sqft and Midwest Playscapes quote for park equipment - \$15,200.38. Motion carried unanimously.**
- E. A.Forsman/Omerza moved to approve awarding the 2015 Improvement Projects bid to Utility Systems of America for a total bid with Alternate No. 1 of \$404,094.50. Motion carried unanimously.**

Council member A.Forsman welcomed home Petty Officer Mike Forsman from his tour of duty and thanked him for his services.

14. OPEN FORUM: None

15. Mayor Novak adjourned the meeting at 6:30pm.

Claire Huisman  
Deputy Clerk