

Council Minutes November 17, 2015
Regular Meeting Ely City Council – City Hall, Council Chambers

1. CALL TO ORDER
Mayor Novak called the Regular City Council Meeting to order at 5:30pm.
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 Regular Council Meeting on November 3, 2015. Motion carried unanimously.
4. ADDITIONS OR OMISSIONS TO AGENDA:
 - A. Addition 8. A. Park and Recreation Board Minutes, Projects Minutes
 - B. Addition 10.E Great American Canoe Festival June 10-12, 2015
 - C. Addition 9. A. i. Joint Powers Agreement**Debeltz/D.Forsman moved to accept the additions A-C. Motion carried unanimously.**
5. MAYOR'S REPORT
6. CONSENT AGENDA:
 - A. Motion to waive readings in entirety of all ordinances and resolutions on tonight's agenda
 - B. Approve Ely police officers Tom Jerome and Troy Mealey for full time status since they have completed probation.**Debeltz/D.Forsman moved to approve the consent agenda items A-B. Motion Carried Unanimously.**
7. REQUESTS TO APPEAR:
 - A. Anne Marie Wiley –Zoning misunderstanding
Anne Marie Wiley stated that she placed her temporary yurt on city property after she was given permission by Attorney Klun and Planning & Zoning Administrator Greg Cramer, then she was told that was incorrect and needed to move it immediately. Her significant other bought 24 N. Pioneer Road with the presumption that the old roadway was included in his boundaries. She had placed her camper on the old roadway all summer and other residents have used the old roadway for non-permanent structures or storage. She is asking that the yurt stay up throughout the winter.
Langowski's concern was if there is a water main break in that area, the yurt would need to be moved to fix the break. Langowski also stated as long as it is not a permanent residence and it can be moved if needed he was ok with it staying through the winter.
A.Forsman/Debeltz moved to allow the structure to be on the property until June 1st and should any public infrastructure issue happen the structure would have to be moved immediately. Motion Carried Unanimously.

8. COMMITTEE REPORTS:

A. Standing/Special

A.Forsman/Omerza moved to allow a grant match of equipment replacement funds not to exceed \$262,500.00 for the application for a new fire truck. Motion Passed unanimously.

Kess reported that the kiosk project is the number one priority of the Cemetery Committee and was wondering if this project can be in the 2016 budget. Langowski stated that it can be brought to the budget meeting in December, but the levy is set. Langowski stated that the cemetery does have some money in the budget.

Omerza stated that the EEDA Comp Plan should be added to the November Study Session.

Polyner reported on the Planning and Zoning Meeting and stated that they made a motion that the City of Ely develops incremental special tax assessment for the Spaulding Lots in violation of City Code build requirements based upon minimum required dimensions for zoning district in which located, R-1. This will be brought up at the November Study Session.

D.Forsman/Omerza moved to add James Street to Boundary Street Alley from 1st Avenue to 2nd Avenue East as a priority in 2016. Motion carried unanimously.

D.Forsman stated that the Planning and Zoning Commission suggested to the Projects committee to develop West Entrance Development Plan with the Trail Head located to the southeast corner of proposed parcel with a thru road located in anticipation and encouragement of commercial development adjacent to Highway 169, a visitors center, the redesign of trail signage and maintenance of the existing recycling facility. The revised location would be in closer proximity to the proposed ambulance garage and future hospital expansion area. The existing recycling facility would be relocated upon development of the Trail Head.

Polyner stated that planning and zoning also talked about putting the entrance to the Trail Head farther down on Highway 169 to make it more accessible for trailers and to have the exit be the current recycling center road.

Novak reported that the Joint Powers Legislative meeting will be on December 3, 2015 at 11:30am at the Grand Ely Lodge. If anyone has any ideas for the agenda let Mayor Novak or a Council Member know, issues on the agenda so far are mining and transportation.

Kess/D.Forsman moved to call for a Special Meeting on December 3, 2015 at 11:30pm at the Grand Ely Lodge for the Joint Powers Legislative Meeting. Motion Carried Unanimously.

9. DEPARTMENTAL REPORTS:

A. Clerk-Treasurer

i. Joint Powers Agreement

A.Forsman/Debeltz moved to approve the Joint Powers Agreement with the Department of Revenue until February 18, 2016. Motion carried unanimously.

B. Fire Chief

C. Library Director

D. Police Chief

E. City Attorney:

i. Department head reviews

Attorney Klun stated that she will make packets with the 2015 performance reviews forms and job descriptions of the department heads. Attorney Klun requested the council members return the form by December 4, 2015 and the performance reviews will be on December 15, 2015 at the regular council meeting.

ii. Officer Jason Carlson

Attorney Klun stated that Mr. Carlson has declined the structured termination agreement which offered Mr. Carlson a payout of sick, vacation and comp time the offer was open until November 13, 2015. Attorney Klun suggested that the council requests data and documentation with regard to the underlying charges to see what information we can seek out. Council did not have any objection for Klun to request the data and documentation.

F. City Engineer

10. COMMUNICATIONS:

- A. Northwoods Research Center of the Wildlife Research Institute- application for a permit to install and maintain Den Cams as part of black bear study.
- B. Department of Revenue memo to counties regarding proof of compliance for Board of Appeal and Equalization.
- C. RAMS Board of Directors meeting to be held Dec. 3 2015 to discuss legislative agenda or list of priorities.
- D. Minnesota Association of Small Cities membership form.
- E. Great American Canoe Festival June 10-12, 2016

11. CLAIMS FOR PAYMENT:

- A. City and EUC claims for November 17, 2015 for \$370,828.31
- B. Partial Payment Estimate No. 2 for Business Park 2 project. \$144,161.55 to Mesabi Bituminous, Inc.

Debeltz/ D.Forsman moved to approve claims for payment item A and B. Motion carried unanimously.

12. OLD BUSINESS:

A. Bulinski Point Superfund Site

Debeltz/Omerza moved to recommended that the Ely City Council agree that treated municipal water can be extended at no cost to the City of Ely or the Town of Morse to the four properties on Brisson's Point currently in the super fund program. Motion Carried Unanimously.

A.Forsman stated that we are not committing to providing water at this point, but they are relying on us.

Kess stated if they want city services they should request annexation.

Novak stated that this does not commit us to do anything.

13. NEW BUSINESS:

- A. Approve Resolution #2015-040 Authorizing the City of Ely to Make Application to and accept funds from the Community Development Block Grant (CDBG) Program for 2016 Utility/Infrastructure Improvements Project

WHEREAS, St. Louis County is preparing a Consolidated Plan/Action Plan to meet application requirements for the Community Development Block Grant (CDBG) program and other Community Planning and Development (CPD) programs, and **WHEREAS**, St. Louis County has requested CDBG-eligible projects from participating communities for inclusion in the Action Plan, and **WHEREAS**, it is found that the project meets the Benefit to Low/Moderate Income Persons federal objective of the CDBG program and is prioritized by the community as a high priority need. **NOW, THEREFORE BE IT RESOLVED, that** the City of Ely CDBG application related to the 2016 Utility/Infrastructure Improvements Project is hereby authorized to be submitted to St. Louis County for inclusion in St. Louis County's Consolidated Plan/Action Plan to the U.S. Department of Housing and Urban Development and that the Mayor and Clerk are hereby authorized to execute all documents, agreements or contracts which result from this application to St. Louis County. **Roll Called: A.Forsman-yes, Kess-yes, Debeltz-yes, Omerza-yes, Polyner –yes D.Forsman-yes and Mayor Novak-yes. Motion carried unanimously.**

- B. Polyner/Debeltz moved to renew the membership to the National Alliance of Preservation Commissions. **Motion Carried Unanimously.**

14. OPEN FORUM: None

Mayor Novak adjourned the meeting at 6:31pm.

Casey Velcheff
Deputy Clerk