

Council Minutes - September 19, 2017
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. PRESENT: Council members A.Forsman, Kess, Debeltz, Omerza, Callen, D.Forsman and Mayor Novak
ABSENT: None
3. APPROVAL OF MINUTES:
Debeltz/D.Forsman moved to approve the minutes from the September 5, 2017 Regular Meeting. Motion Carried Unanimously.
4. ADDITIONS OR OMISSIONS TO AGENDA:
 - A. Addition 12.A Approve Committee Appointment
 - B. Addition 13.C. Approve Ely Steam Bath Commercial Renovation Loan Application for 30 E Harvey St for \$6054 to replace a boiler, pending receipt of proper paperwork and fees and to direct Attorney Klun to work with the applicant and to proceed with the loan processing.
 - C. Addition 13.D Sewer Inspection at 338 E James St
 - D. Addition 13. E Commercial Purchase Agreement between Pastika Building LLC and the City of Ely
 - E. Addition 13. F. 1st Reading: Ordinance 321, 2nd Series, An Ordinance of the City of Ely, Minnesota, Amending Chapter 20, Section 20.2 Sales of Land City Code of the City of Ely.
Items A-E added without objection.
5. MAYOR'S REPORT
Mayor Novak stated that last Tuesday was the Governor's Water Quality Meeting at the Grand Ely Lodge in Ely and had approximately 250 people attend. Before the meeting Mayor Novak, John Fedo and Clerk/Treasurer Langowski met the Governor at the Ely Airport and Mayor Novak took the Governor on a tour of Ely and toured the projects around town.
6. CONSENT AGENDA:
 - A. **Debeltz/D.Forsman moved to waive readings in entirety of all ordinances and resolutions on tonight's agenda. Motion Carried Unanimously**
7. REQUESTS TO APPEAR:
8. COMMITTEE REPORTS:
 - A. Standing/Special
Planning and Zoning Commission
Callen stated that the Planning and Zoning Commission granted the Ely Marathon a 25 year Interim Use Permit and the \$100 fee waived pending there are no changes in the route, date and time of the event and the person in charge.

Tree Board
Langowski stated that last Friday the University of Minnesota had a training course for pruning and planting techniques, the Ely Tree Board, VCC Students and several City Employees attended.

Ely Airport Commission

Kess/Debeltz moved to approve the recommendation from the Ely Airport Commission that the gravel at the airport pit be sold to Leustek for \$2.00 per cubic yard. Motion Carried Unanimously.

Heritage Preservation Committee

Langowski stated that there is new interest in the Community Center and hopefully we will see a proposal in the future.

Ely Area Ambulance

Mayor Novak stated that Joint Powers Ambulance Board is looking at going with per parcel assessment rather than population for the contribution for 2019. Mayor Novak stated that population in the area population seems to be declining. Currently the Joint Powers contributions are \$5.05 per person paid by each entity. By going with the per parcel assessment each property would be assessed \$5.00. Mayor Novak stated that we will be able to collect from the seasonal residents who depend on the ambulance service.

Kess/Debeltz moved to approve moving from a per capita subsidy for the Ely Ambulance to a per parcel fee on the property taxes. Motion Carried Unanimously.

9. DEPARTMENTAL REPORTS:

A. Clerk-Treasurer

B. Fire Chief

C. Library Director

D. Police Chief

E. City Attorney

i. Code Revisions

Attorney Klun stated that the City Code has been revised and updated through September 2017.

ii. Update on Korpi Trust

Attorney Klun stated that she has been trying to get in touch with William Shea Attorney at Law regarding the Korpi Trust and changing the language to include charitable language. The Korpi Trust needs to include charitable language in order to become a 501c3.

F. City Engineer

10. COMMUNICATIONS:

A. Creative Placemaking for the Iron Range- September 20th in Chisholm

B. Dementia Friendly Community Training Opportunities

C. 6th Annual Public Safety Open House September 27, 2017 3-6pm

11. CLAIMS FOR PAYMENT:

- A. City and EUC claims for September 19, 2017 - \$132,615.60
- B. Ely Community Resource 4th Quarter Payment of \$3,875
- C. Ely Area Ambulance Service 2017 Contribution - \$17,190.20

Debeltz/D.Forsman moved to approve Claims for Payment A-C. Motion Carried Unanimously.

12. OLD BUSINESS:

- A. Approve Committee Appointment

Debeltz/Omerza moved to approve John Esse to the Projects Committee with the Term Expiring January 31, 2018. Motion Carried Unanimously.

13. NEW BUSINESS:

- A. **Debeltz/Callen moved to approve Roots Salon Commercial Renovation Loan Application for 129 E Sheridan St for \$17,500 to have a water line installed from the alley to the building and possibly the sewer, pending receipt of proper paperwork and fees and to direct Attorney Klun to work with the applicant and to proceed with the loan processing. Motion Carried Unanimously.**

- B. **Debeltz/Callen moved to approve the City of Ely Attorney Contract for 2018-2019. Motion Carried Unanimously.**

- C. **Debeltz/D.Forsman moved to approve Ely Steam Bath Commercial Renovation Loan Application for 30 E Harvey St for \$6054 to replace a boiler, pending receipt of proper paperwork and fees and to direct Attorney Klun to work with the applicant and to proceed with the loan processing. Motion Carried Unanimously.**

- D. Sewer Inspection at 338 E James St

Clerk/Treasurer Langowski stated last April the Council passed a Point of Sale Ordinance, since then we have received approximately 70 sewer inspections. A lot of the inspections have passed, but we have had some with broken pipes, or the foundation drains and sump pumps were going into the city sewer which has either been fixed before the sale or money was escrowed. Langowski stated at 338 E James St both he and the qualified plumber that did the inspection stated that the sewer line has a crack in the pipe at 12 feet in which it was not in compliance with the Point of Sale Sewer Ordinance. Langowski read through the ordinance that states that all sanitary sewer lines serving a property, from the house to the main line, shall be in a safe and functional condition and shall be free from all leaks, failures including but not limited to sags, partially collapsed sections or tree root intrusion. The homeowner believed that this property was in compliance since he had not had any problems with it, and wanted to contest this matter to the council.

A.Forsman/Kess moved to support Langowski and the plumber's assessment and interpretation of the sub division 3A requirements of the Point of Sale Ordinance that the sewer inspection for 338 E James Street is non-compliant. Motion Carried Unanimously.

- E. **Debeltz/Omerza moved to approve the Commercial Purchase Agreement between Pastika Building LLC and the City of Ely.**

Kess asked to add the original proposal conditions into the Purchase Agreement.
Motion Carried Unanimously.

- F. Debeltz/Omerza moved to approve the 1st Reading of Ordinance 321, 2nd Series, An Ordinance of the City of Ely, Minnesota, Amending Chapter 20, Section 20.2 Sales of Land City Code of the City of Ely. Roll Called: A.Forsman-Yes, Kess- Yes, Debeltz-Yes, Omerza-Yes, Callen-Yes, D.Forsman-Yes, Mayor Novak- Yes Motion Carried Unanimously.**

14. OPEN FORUM

John Esse thanked homeowners for making improvements to their properties and also thanked Mayor Novak and the city for welcoming Governor Dayton to Ely.

15. ADJOURN

Mayor Novak Adjourned the meeting at 6:25pm without objection.

Casey Velcheff
Deputy Clerk