

Council Minutes - September 17, 2019
Regular Meeting Ely City Council – City Hall, Council Chambers

1. CALL TO ORDER: Mayor Novak called the Regular Council Meeting to order at 5:30pm.
2. PRESENT: Council members A.Forsman, Kess, Debeltz, Omerza, Callen, Campbell, and Mayor Novak
ABSENT: None
3. APPROVAL OF MINUTES:
Debeltz/Campbell moved to approve the minutes from the September 3, 2019 Regular Council Meeting. Motion Carried Unanimously.
4. ADDITIONS OR OMISSIONS TO AGENDA: None
5. MAYOR’S REPORT
Mayor Novak indicated that they had the presentation with the state bonding committee last week at Vermillion Community College, and tomorrow they meet with the house bonding committee in Silver Bay and are going to ride the bus back to Ely to give the presentation. The 8th annual Public Safety Open House is on September 25th from 3-6pm, there will be activities for the kids and free food.
6. CONSENT AGENDA:
 - A. Motion to waive readings in entirety of all ordinances and resolutions on tonight’s agenda
 - B. Approve Council and Staff to attend the Coalition of Greater Minnesota Cities 2019 Fall Conference in Alexandria, MN on November 14th and 15th.**Debeltz/Callen moved to approve the consent agenda items A and B. Motion Carried Unanimously.**
7. REQUESTS TO APPEAR: None
8. COMMITTEE REPORTS:
 - A. Standing/Special
 - Planning and Zoning Commission: Minutes included in the council packet

 - Library Board: Minutes included in the council packet

 - Projects Committee:
Callen/Debeltz moved to approve the recommendation from Projects Committee to respond back to the Town of Morse with the revisions and clarifications discussed in the Projects Minutes under unfinished business c and to approve the Memorandum of Understanding with the changes.
Kess discussed conditions #4 and #5 in the MOU, the City is transferring approximately 89 acres to the Town of Morse, but the City is only receiving 2.4 acres, Kess stated he is opposed to not getting value for value. Kess indicated that he did not see a resolution for the properties along Boundary Street, would they become an island if this would go through.
A.Forsman indicated that the approximately 89 acres that we are giving to the Town of Morse, we would be getting our value back with the 62.4 acrese land swap with St. Louis County.

A.Forsman indicated that he has concerns with Condition #4 in the MOU; “may” should be switched to “shall”.

Mayor Novak indicated that the land we are deeding to them is the golf course land which we cannot sell at this point, unless the golf course disbands, the property does not produce any property taxes, and the Town of Morse is willing to give the golf course the same rate as we are at \$1.00 per year. The acreage that we are getting from St Louis County is developable and the land that we are trading is not.

A.Forsman/Debeltz motioned to amend the current motion to include Condition #4 “may” switched to “shall”. Motion Carried Unanimously.

Kess stated that the land swap should be between the county and city. Kess asked what the resolution is about the Boundary Street Properties that are currently in the Town of Morse. Mayor Novak stated that the Town of Morse was going to speak with the owners of the properties on Boundary Street.

Langowski stated that the Town of Morse would allow for an easement going through the parcels to get through to the City’s annexed property.

Langowski indicated that the Clerk Wognum from the Town of Morse indicated that they are following through with asking the property owners on Boundary Street again about annexing into the City of Ely and paying the same property tax rate of the Town of Morse for 10 years. Kess indicated that there is no motivation for the residents to annex into the City of Ely.

Motion written as:

Callen/Debeltz moved to approve the recommendation from Projects Committee to respond back to the Town of Morse with the revisions and clarifications discussed in the Projects Minutes under unfinished business c and to approve the Memorandum of Understanding with the changes from the projects minutes in unfinished business c and to include in condition #4 “may” switched to “shall”. Motion Approved 6-1 with Kess voting No.

Callen/Campbell moved to approve the recommendation from Projects Committee to relocate the recycling bins to the Softball complex area and not to allow for brush or mulch at the new location.

A.Forsman indicated that he would like to see cameras set up in at the new recycling area. Langowski stated that the recycling center will stay where it is until the contractor asks for it to be moved, could be another month or so. There is definitely a plan to have cameras the new recycling center and this will be discussed at the next projects meeting.

Kess asked for new signage to be installed at the recycling center.

Mayor Novak indicated that St. Louis County will help us with the installation of a new fence to go around the new recycling center.

Motion Carried Unanimously.

Callen/Debeltz moved to approve the recommendation from Projects Committee to allow for up to three annual dock leases near the Spaulding boat ramp and advertise the spots so all residents in Spaulding have an opportunity to apply for them. Motion Carried Unanimously.

Housing & Redevelopment Authority of Ely: Minutes included in the council packet

9. DEPARTMENTAL REPORTS:

A. Clerk-Treasurer

B. Fire Chief

C. Library Director

Library Director Heinrich gave an update of the upcoming events at the library which can be located on the Library Website.

D. Police Chief

E. City Attorney

i. Omerza/Callen moved to approve the 2nd Reading of Ordinance No. 337, 2nd Series An Ordinance of the City of Ely, Minnesota, Amending Chapter 5, Sections 5.07.2, 5.13, 5.31, 5.41, 5.43 and 5.44 Alcoholic Beverages Licensing and Regulations.

Mayor Novak indicated that we had a public hearing on this topic at 5pm and we did not receive any comments.

A.Forsman stated that he thinks it would be beneficial if the ordinance referred to the state statutes rather than the exact times, this would help to avoid an ordinance change any time the state statute changes.

Attorney Klun indicated that if the council would like the state statutes in the ordinance, she would like to reproduce the ordinance with the statutes in it. Klun stated that the ordinance talks about timing numerous places in the ordinance and they are all statutory. Klun stated she is willing to write the ordinances whichever way the council would like, by having the times in the ordinance it is more of a public notice, and to not have to look at another document to find the regulations and times.

Roll Called: Council Member A.Forsman- No, Kess-Yes, Debeltz-Yes, Omerza-Yes, Callen-Yes, Campbell – Yes, and Mayor Novak-Yes. Motion Carried 6-1 with Council Member A.Forsman voting No.

ii. Omerza/Debeltz moved to approve the Note and Mortgage for Commercial Rehab Loan for 302 Sheridan, LLC, DBA Rockwood Bar and Grill for \$17,500 at 302 E Sheridan St. Motion Carried Unanimously.

F. City Engineer

10. COMMUNICATIONS: None

11. CLAIMS FOR PAYMENT:

A. City and EUC claims for September 17, 2019 – \$949,842.00

B. Benchmark Engineering, Inc, Invoice #1909-46 for the Voyageur Country ATV Trail for \$2795.00

C. SEH Invoice #372967 for Voyageur ATV Trail for \$6657.74

Callen/A.Forsman moved to approve the claims for payment items A-C. Motion Carried Unanimously.

12. OLD BUSINESS:

13. NEW BUSINESS:

- A. Debeltz/Omerza moved to approve the in kind services for the Ely Marathon on September 21, 2019. Motion Carried Unanimously.**

- B. Callen/Campbell moved to approve the Residential Rehab Loan for Drew Trippler to get the sewer line to code per POS Sewer Ordinance for 211 W Chapman St for \$9000.00, pending proper paperwork and fees and to direct Attorney Klun to work with the applicant and to proceed with the loan processing. Motion Carried Unanimously.**

- C. Callen/Campbell moved to approve the Commercial Rehab Loan for Sarah Burger to replace roof at 48 E Sheridan St for \$10,000, pending 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. Omerza/Callen moved to approve Resolution 2019-031 Resolution Authorizing Application for Ely Blue Line Club of Ely to Apply for Raffle Permit. Roll Called: Council Member A.Forsman- Yes, Kess-Yes, Debeltz-Yes, Omerza-Yes, Callen-Yes, Campbell – Yes, and Mayor Novak-Yes. Motion Carried Unanimously.**

14. OPEN FORUM: None

15. ADJOURN

Mayor Novak adjourned the meeting at 6:07pm without objection.

Casey Velcheff
Deputy Clerk