

TOWN OF FAYAL
4375 SHADY LANE, EVELETH, MN 55734

Judy M. Sersha, Clerk/Treasurer

Steven J. Kniefel, Chairman

Supervisors: Tony Tamaro, Ron Beldo, Kathryn Erjavec

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REGULAR MEETING OF THE FAYAL TOWN BOARD

JANUARY 20, 2004

The Regular Meeting of the Fayal Board of Supervisors was called to order at 7:00 PM by Chairman Kniefel. Present were: Chairman Kniefel, Supervisor Beldo, Supervisor Erjavec, Supervisor Tamaro and Clerk Sersha.

Audience members in attendance were: Lee Branville, Dave Zelinski, Mike Erjavec, Jerry Ulman, Dale Dickson, Diane Stewart, Scott Smith, Jim Pernu and Bob Mavec.

Motion to approve the minutes of the January 6, 2004 Regular Meeting made by Supervisor Tamaro, support from Supervisor Erjavec. Motion carried unanimously. Supervisor Beldo commented that the minutes of the approved December 16, 2003 Regular Meeting did not include any discussions on posting for the vacancy on the board created by Wes Ojanpa's resignation.

SCHEDULED GUESTS

Bob Mavec was in attendance to comment on the record as follows: 1) The guys in the back are keeping the roads in good order, with all the snow storms that we have had. 2) The Board should send a letter of thanks to Mr. Ojanpa for his many years of service to the township. 3) There are a few people vying for the vacancy on the town board, and he hopes the Board has done their homework on the candidates and that personal feelings do not get in the way when a new member is picked.

Chairman Kniefel stated a letter of thanks was sent to Mr. Ojanpa after his resignation was accepted by the Board.

REPORTS

Clerk/Treasurer's Report- The ending balances as of December 31, 2003 are as follows:

Miners Bank-	\$82,486.05
American Bank Spec. Assessments-	\$505,568.96
American Bank, General Fund-	\$668,434.30

For the period of January 1 -20, 2004-, Miners Bank, there have been \$19,704.97 in receipts. There have been no expenditures. A transfer will to be made to American Bank this week. For the same period, receipts to the Assessments Savings were made in the amount of \$6,165.31. Expenditures in the amount of \$44,251.80 were made from the American Bank General Account, leaving a balance of \$461,317.16.

Clerk Sersha also reported on the new GASB and Fixed Assets Banyon program.

Motion to approve the Clerk/Treasurer's Report made by Supervisor Beldo, support from Supervisor Erjavec. Motion carried unanimously.

Motion to accept the minutes of the January 14, 2004 EFGSD Joint Rec Regular Meeting, made by Supervisor Erjavec, support from Supervisor Tamaro. Motion carried unanimously.

Motion to accept the December 2003 Police Report made by Chairman Kniefel, support from Supervisor Beldo. Motion carried unanimously.

Motion to accept the unapproved January 14, 2004 Fire Department Regular Meeting minutes, made by Chairman Kniefel, support from Supervisor Beldo. Motion carried unanimously.

CORRESPONDENCE

Dept. Of Employee Relations- First notice of non-compliance. Salary or hourly wage for female office manager with 240 points must be at least equal to salary or hourly wage for male class of police officer with 236 points. Kniefel submitted a new wage report. Placed on file.

MN Dept of Trade & Economic Development- The PFA sewer loan will expire Sept 18, 2004, unless the PFA agrees to an extension. Referred to New Business.

IRRRA- Mineland Reclamation staff are asking for project suggestions within the Taconite Assistance Area. Requests must be submitted by Friday, Feb. 27, 2004. Placed on file.

Mark Mesich- Letter of resignation from the Joint Rec Board as Fayal representative. Referred to New Business.

Dean Vincent- Request to be appointed to Joint Rec Board as Fayal representative. Referred to New Business.

Bill Kron, SLC Commissioner- The Census Report: Mapping & Facts, a Geographical Portrait report is being given to all cities and townships requesting one. The report is also available at www.co.st-louis.mn.us. Placed on file.

E-G Schools- An intent to strike has been filed with the bureau of mediation services. Classes will be cancelled if a strike occurs. Placed on file.

SLC Planning- Board of Adjustment findings of facts, conclusions and decision in Roger & Karen Moller variance request. Approved, with conditions of Fayal mitigation points, no playhouse. Placed on file.

Scott Smith, Fayal FD Membership Committee- Letter of recommendation for membership of Mike Knutson to the fire dept., providing he passes a medical physical. Referred to New Business.

SLC Public Works- Information on this years crushing, crack sealing and striping program. Referred to Supervisor Beldo, placed on file.

MSI Insurance- They are now affiliated with Country Insurance and Financial Services and their name will change in the future. Placed on file.

Letters of interest in appointment to the Fayal Town Board to fill the vacancy created by Wes Ojanpa from Gerald Ulman, Lee Branville, Karen Moller and Jim Pernu. Referred to New Business.

OLD BUSINESS

Supervisor Beldo-

Russ Road/Cedar Island Court/Lane Easements- Sersha reports that Neff has received all the signed easements for Russ Road from the property owners and will be forwarding them to Fayal for signature. The easements can then be recorded and a road order can be prepared.

Motion to authorize the town chair to sign the Russ Road easements on behalf of the Board, made by Supervisor Beldo, support from Supervisor Erjavec. Motion carried unanimously.

Chairman Kniefel will prepare the road order resolution.

Supervisor Beldo will contact the property owners on Cedar Island Court/Lane again.

Supervisor Beldo reported that there have been tools disappearing from the garage. Discussion.

OLD BUSINESS (Continued)

Supervisor Erjavec-

Skating Shack- Erjavec reports there has been some vandalism at the shack. Biss has been contacted to re-key the shack. The keys will then be given to Craig Homola to give to employees, and their final paycheck will be withheld until the key is returned. Erjavec reports to re-key the entire town complex, Biss quoted it would cost about \$1,000, and suggests that is something we can look at doing in the future.

Mark Pavelich Rink- A sign has been ordered for the rink and Craig Homola has been notified to refer to the Fayal rink as the Mark Pavelich Rink in the future.

Planning Committee- The January 27 meeting has been cancelled, and notice will be posted.

Supervisor Tamaro-

Wastewater Treatment Plant Study- LHB gave a two hour presentation on their findings to the PUC. Tamaro suggests LHB continue to work with the PUC on the project.

Telemetry Problem- Lakehead Datacom has been contacted to see if they can help with the problem.

Chairman Kniefel-

Sewer/Water Agreements- Fayal has signed the sewer agreement with Gilbert, but we have not received a document signed by Gilbert. Sersha to check with Mackley. Kniefel reports he has instructed Neff to insert arbitration language into the water agreement.

RLK Dispute- Nothing new at this time.

NEW BUSINESS

Supervisor Erjavec states a letter of thanks should be sent to Mark Mesich for serving on the Joint Rec Board. Erjavec questioned how much time he had left of his term? Tamaro to find out the term length.

Chairman Kniefel stated the AFSCME labor contracts will be expiring on April 1 and a committee of two should be designated for negotiations.

Motion to appoint Supervisors Beldo and Erjavec to negotiate the labor contracts, made by Supervisor Tamaro, support from Chairman Kniefel. Motion carried unanimously.

Motion to approve the appointment of Mike Knutson to the Fayal Fire Department, providing he pass the medical physical, made by Chairman Kniefel, support from Supervisor Tamaro. Motion carried unanimously.

Motion to accept the resignation of Mark Mesich from the EFGSD Joint Rec Board, made by Supervisor Erjavec, support from Supervisor Beldo. Motion carried unanimously.

Supervisor Erjavec asked that the open position on the Joint Rec Board be posted.

Motion to authorize the request of Chief Thompson for 12 hours of time to attend mandatory POST Board training in Hoyt Lakes, made by Chairman Kniefel, support from Supervisor Tamaro. Motion carried unanimously.

Chairman Kniefel reported he spoke with Paul Cerkenik regarding the Eveleth-Virginia Airport's Zoning Ordinance. We will be receiving correspondence shortly from the Airport Commission of the need for two reps from Fayal to sit on the Zoning Board.

APPOINTMENT OF TOWN SUPERVISOR

Chairman Kniefel stated that we have received four applications from very well qualified and capable individuals to fill the vacancy on the town board. Kniefel suggested a procedure to start the process. Town Board members should nominate an individual from the list received, or another individual if they know of one who is interested. Kniefel explained that by state statute, the town clerk is also a

voting member in this process. An effective date for the individual to take office should also be set. Kniefel asked if there were any questions on the process. Supervisor Erjavec questioned if there is going to be a reorganization of the board, or does the person who is picked assume the same position that is being filled. Kniefel answers yes, since the board is not set to reorganize until January 1, 2005.

Motion to make the date of appointment effective on February 1, 2004, made by Chairman Kniefel, support from Supervisor Beldo. Motion carried unanimously.

Chairman Kniefel then called for nominations.

Motion to nominate Jerry Ulman, made by Supervisor Beldo, support from Supervisor Erjavec.

Motion to nominate Jim Pernu, made by Chairman Kniefel, support from Supervisor Tammaro.

Motion to nominate Lee Branville, made by Supervisor Tammaro, support from Supervisor Erjavec.

Motion to nominate Karen Moller, made by Supervisor Erjavec, support from Supervisor Beldo.

Chairman Kniefel asked if there were any more nominations. There being none, Chairman Kniefel made a motion, supported by Supervisor Beldo, to close the nominations. Motion carried unanimously.

Chairman Kniefel then suggested that each voting member of the board write down two persons from those nominated.

(Clerk's Note: All supervisors and the clerk were provided with a piece of green paper with their names listed at the top, to write down their choices. These papers will be attached to the original minutes.)

The choices were passed to Clerk Sersha to tally. There were four votes each for Lee Branville and Jim Pernu and two votes for Jerry Ulman. The voting was as follows:

Steve Kniefel- Jim Pernu and Lee Branville
Ron Beldo- Jerry Ulman and Lee Branville
Tony Tammaro- Jim Pernu and Lee Branville
Kathryn Erjavec- Jerry Ulman and Jim Pernu
Judy Sersha- Jim Pernu and Lee Branville

Chairman Kniefel stated the top two vote-getters were Lee Branville and Jim Pernu, and we must now narrow that to one.

Chairman Kniefel asked for a show of hands for Jim Pernu. Kniefel, Beldo, Erjavec and Sersha raised their hands. Kniefel then asked for a show of hands for Lee Branville. Tammaro raised his hand.

Jim Pernu was approved to fill the vacancy on the board.

Chairman Kniefel thanked Lee Branville for his interest and reminded him that four supervisor terms will be up for election in the fall.

CONCERNS AND COMMENTS FROM THE AUDIENCE

Lee Branville, Dave Zelinski, Scott Smith, Mike Erjavec, Diane Stewart and Dale Dickson were in attendance but had no comment.

CITIZEN COMMENTS (Continued)

Jim Pernu thanked the board and stated he appreciated the confidence the board has placed in him.

Jerry Ulman submitted tentative dates for the yard waste site to be open in the spring—April 23-30, May 1 & 2, May 7-9, Noon to 5:00 PM

Bob Mavec questioned why the fire department responded when someone had a sewer backup, and what the procedure is when there is a sewer backup? Supervisor Tammaro explained that 911 has the information on who to call, but an error was made.

Motion to pay the bills, except the Range Cornice change order bill, made by Supervisor Tammaro, support from Supervisor Beldo. Motion carried unanimously.

Discussion on the letter received from PFA regarding the sewer loan funding.

Motion to craft a response letter to Becky Sabie of PFA to update our status, made by Chairman Kniefel, support from Supervisor Tammaro. Motion carried unanimously.

Discussion on 2005 budget.

Motion to adjourn by Supervisor Tammaro.

Regular Meeting adjourned at 8:22 PM.

Respectfully submitted,

Judy M. Sersha
Clerk of Fayal

Approved: _____
Chair

Attest: _____
Clerk