

**TOWN OF FAYAL**  
4375 SHADY LANE, EVELETH, MN 55734

*Judy M. Sersha, Clerk/Treasurer*

*Steven J. Kniefel, Chairman*

*Supervisors: Tony Tammaro, James Pernu, Lee Branville, Mike Erjavec*

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**REGULAR MEETING OF THE FAYAL TOWN BOARD**

**NOVEMBER 3, 2009**

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

Audience members in attendance were: Steve Shykes, Jerry Ulman, DeLyle Pankratz, SEH Engineer Jim Johnson and nine E-G High School students.

***Motion to approve the minutes of the Regular Meeting of October 20, 2009, made by Supervisor Branville, support from Supervisor Pernu. Motion carried unanimously.***

**SCHEDULED GUESTS**

DeLyle Pankratz was in attendance to answer questions from the board regarding the proposed agreement between the Town of Fayal and the Trailhawks Snowmobile Club. The agreement outlines the responsibilities of both parties associated with the development of a recreational snowmobile trail located between Hwy. 53 and the town hall.

Chairman Kniefel questioned the permitting and funding portions of the agreement. The agreement states that the town shall be responsible for obtaining the necessary permits for the trail and the crossing on Hwy. 132 and a \$2,000 commitment for trail development. Kniefel questioned what the cost is for the permits? Supervisor Branville stated that there has been past discussion on the town providing in-kind service for installation of culverts for the crossing. Kniefel questioned if the township wants to get into the trail business? Supervisor Branville stated the \$2,000 could come from mining effects money and this will be a one time fee to get the trail up and going. Discussion on grooming the trail. The agreement states the town will pay the club an annual maintenance fee, currently \$607 per mile. Supervisor Branville stated that is a decision the town can make on an annual basis.

*Branville stated the town is already in the trail business because we have had a bike trail for a number of years. Appended 11-17-09.*

Supervisor Pernu was concerned about the trail end being at the town hall. Pernu stated that the rink is open and we have over 1,800 people skating in a season and he is concerned with safety issues. Mr. Pankratz stated the trail end does not have to be at the town hall, it can be at the Ely Lake Park. Supervisor Branville stated that many snowmobilers will come down the trail from Hwy. 53 to go to the Shortstop for gas, and that will benefit a business in the township. Supervisor Pernu questioned how the bike trail can be used for snowmobiles when the signs state no motorized vehicles. Supervisor Branville stated the trail will be re-signed to state "No motorized vehicles, except snowmobiles", and that is done all over the state.

More discussion on the Hwy. 132 crossing and the possibility of obtaining county support.

**REPORTS**

***Clerk/Treasurer's Report-*** Bank statements for the month of October 2009 have not yet been received so this report is tentative. Revenues received for the month are \$45,639.14 and expenditures were \$129,013.71. Ending balances are as follows:

Miners Bank-	\$111,727.58
Assessment Savings-	\$341,847.15
Mt. Iron Checking-	\$622,283.33

As of October 31, 2009, cash balances for the Fayal Water Company are \$4,313.61 and for the Sewer Company they are \$39,399.51.

The Health Partners medical plan has been implemented as of Nov. 1, 2009 and all employees have received their medical cards.

***Motion to approve the Clerk/Treasurer's Report made by Supervisor Branville, support from Supervisor Pernu. Motion carried unanimously.***

***Motion to approve the October 2009 Police Report made by Supervisor Branville, support from Supervisor Erjavec. Branville states the report is dated September and must be in error, it is the October report. Motion carried unanimously.***

#### **CORRESPONDENCE**

League of MN Cities- Information on loss control and appraisals from Hiron & Associates. Placed on file.

SLCATO- Regular Meeting minutes of Sept. 23, 2009. Next meeting is Oct. 28, Cotton Community Center, speakers will be Andy Shrinner of Qwest and Ron Dicklich of RAMS. Following meeting is Dec. 2, Cotton, speaker Jim Faldesi, SLC road superintendent. Annual conference is in Rochester, Nov. 19, 20, 21 and a bus is available. Placed on file.

City of Mt. Iron Fire Chief Tom Cvar- They are updating their mutual aid agreements with local fire departments and they would like us to review, sign and return to the Mt. Iron Fire Dept. Referred to New Business.

Arrowhead Procure- By-laws, draft #2 10-19-09. Placed on file.

SEH- Final pay estimate # 1, I-C-134 and letter of consent from surety company from Mesabi Bituminous for the Golf Course Road Project. Placed on file.

Rogers Online- Estimate for computer services. A discount can be obtained if service hours are purchased in advance. Referred to New Business.

Two sealed bids were received for the purchase of the generator.

#### **NEW BUSINESS**

***Motion to authorize the clerk to proceed with the advanced billing of November 2, 2009 to Roger's Online, made by Chairman Kniefel, support from Supervisor Erjavec. Motion carried unanimously.***

#### **Supervisor Erjavec-**

**Gilbert Wastewater Improvements/Sewer Rates-** Nothing new to report with Gilbert. A request was sent to Eveleth for a proposal on sewer rates from that city.

**Delinquent Utility Bills-** The PUC made a motion at their last meeting to go back to placing the delinquencies on the property taxes instead of pursuing collections through RCB.

***Motion to discontinue service with RCB Collections and authorize the clerk to certify the delinquencies to the county auditor by the December 15 deadline, made by Chairman Kniefel, support from Supervisor Erjavec. Motion carried unanimously.***

#### **Supervisor Branville-**

**Fire Hall Sites-** Nothing at this time.

**Trail Hawks Agreement-** Supervisor Branville states he would like to resolve the trail crossing issue on 132 and address the concerns with the trail end. Branville will contact the county to see if they will participate on the crossing. The issue was tabled until the next meeting.

#### **Supervisor Pernu-**

Buildings & Grounds- Supervisor Pernu stated he would like to extend the yardwaste for another weekend, due to the bad weather we have been having.

Supervisor Pernu requested the fire department burn the brush pile and relocate their trailer. The Hibbing College has been contacted to perform air testing in the garage, due to a moldy odor.

***Motion to extend the yardwaste site for another weekend and have it open Nov. 6,7, & 8, noon to 5:00 pm, made by Supervisor Pernu, support from Chairman Kniefel. Motion carried unanimously.***

**NEW BUSINESS**

***Motion to authorize the chair to sign the mutual protection agreement with the City of Mt. Iron Fire Department and forward it back to Mt. Iron, made by Supervisor Branville, support from Supervisor Pernu. Motion carried unanimously.***

***Motion to approve the 2010 Mesabi Humane Society contract for animal control, made by Chairman Kniefel, support from Supervisor Branville. The contract is the same as last year, and the price did not increase. Motion carried unanimously.***

Chairman Kniefel opened the two sealed bids received for the generator, those being: Tim Kniefel- \$302.00 and Steve Verkovich- \$326.00.

***Motion to sell the generator to the high bidder, made by Supervisor Erjavec, support from Supervisor Branville. Motion carried unanimously.***

**CITIZEN CONCERNS AND COMMENTS**

Jerry Ulman, Jim Johnson, Steve Shykes and the students had no comment.


***Motion to pay the bills made by Supervisor Pernu, support from Supervisor Branville. Motion carried unanimously.***

Motion to adjourn by Supervisor Pernu.

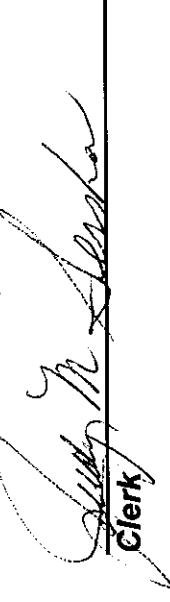
Chairman Kniefel adjourned the Regular Meeting at 7:54 PM.

Respectfully submitted,

  
Judy M. Sersha  
Clerk of Fayal

Approved:   
Chair

Date: Nov. 17, 2009

Attest:   
Clerk