

TOWN OF FAYAL
4375 SHADY LANE, EVELETH, MN 55734

Judy M. Sersha, Clerk/Treasurer

Steven J. Kniefel, Chairman

Supervisors: Tony Tamaro, James Pernu, Lee Branville, Mike Erjavec

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REGULAR MEETING OF THE FAYAL TOWN BOARD

NOVEMBER 18, 2008

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 Erjavec, Supervisor Branville, Supervisor Pernu, Supervisor Tamaro and Clerk Sersha.

Audience members in attendance were Jim Schulz of SEH, Jan Mesich, Amy Hendrickson, Jerry Ulman and Steve Shykes.

Motion to approve the minutes of the October 21, 2008 Regular Meeting, made by Supervisor Branville, support from Supervisor Pernu. Motion carried unanimously.

Motion to approve the minutes of the November 12, 2008 Special Meeting, made by Supervisor Tamaro, support from Supervisor Pernu. Tamaro, Pernu, Branville and Erjavec voted yes. Kniefel abstained, due to his absence from the meeting. Motion carried.

SCHEDULED GUESTS

Jim Schulz of SEH was in attendance and reported there will be a change order forthcoming on the O'Laughlin Square water line project. Reasons given for the change order were for an unknown/unmarked water line break and boulders encountered during drilling. A proposal was also submitted by SEH in the amount of \$850.00 for CAD and PDF files of the as-builts for the project. Chairman Kniefel referred the proposal to New Business. Mr. Schulz also submitted a report on the costs and feasibility of a street construction project between South Shady Lane and Airport Lane, which was referred to Old Business. At this point, Mr. Schulz left the meeting.

Jan Mesich and Amy Hendrickson, Fayal representatives on the EFG Joint Cable TV Commission, were in attendance and reported there IS currently no station manager, studio or filming crew for the public access channel 12. The commission tried to secure a contract with the previous station manager and has advertized for a filming crew, but has been unsuccessful. At this time they have decided to return to their respective entities and ask for assistance to either restructure or reorganize the commission and merge with Virginia, Mt. Iron and Buhl. Discussion by the board. The board agreed the commission should research that possibility. Ms. Mesich and Ms. Hendrickson thanked the board for their time and will take this recommendation back to the commission. They left the meeting at this point.

REPORT ON TOWNSHIP ELECTION-

Clerk Sersha reported on the township election held on November 4, 2008. Results are as follows:

Special Election for Town Supervisor - 2 year term:

Mike Erjavec	833 votes
Ralph Johnson	433 votes
Write-In	8 votes

Mike Erjavec was the top vote getter.

Election for Town Supervisor - 4 year term, elect two officers:

Tony Tamaro	544 votes
Patrick Ziegler	510 votes
Steven J. Kniefel	643 votes
Denny Bone	310 votes
Write-In	18 votes

Tony Tammaro and Steven J. Kniefel were the two top vote getters.

Election for Clerk/Treasurer - 2 year term:

Judy M. Sersha	1150 votes
Write-In	17 votes

All candidates have submitted the Certification of Filing and there has been no request for a recount or contested election. Oaths of Office will be given in the Clerk's Office between November 19 and November 29, 2008 to the newly elected officers and the new term will begin on the first Tuesday in January, 2009.

Motion to accept the election results report, as submitted by the clerk, made by Chairman Kniefel, support from Supervisor Erjavec. Motion carried unanimously.

REPORTS

Clerk/Treasurer's Report- For the month of October 2008, there were \$74,037.52 in revenues and \$119,379.81 in expenditures. Ending balances are as follows:

Miners Bank-	\$81,183.17
Assessment Savings-	\$272,478.44
Mt. Iron Checking-	\$753,084.85

Fayal Water Company- October 2008 revenues were \$6,598.41 in water sales and expenditures were \$8,496.24. Cash balance is \$6,544.46.

Fayal Sewer Company- October 2008 revenues were \$34,768.09 in sewer sales and expenditures were \$35,886.16. Cash balance is \$61,773.86.

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

Motion to accept the October 2008 Police Report made by Supervisor Erjavec, support from Chairman Kniefel. Motion carried unanimously.

Motion to accept the minutes of the November 10, 2008 EFGSD Joint Rec Regular Meeting, made by Supervisor Tammaro, support from Supervisor Branville. Motion carried unanimously.

Motion to accept the October 2008 Road & Bridge Report made by Supervisor Tammaro, support from Supervisor Pernu. Motion carried unanimously.

Motion to accept the minutes of the October 27, 2008 Planning Committee meeting made by Chairman Kniefel, support from Supervisor Tammaro. Motion carried unanimously.

CORRESPONDENCE

Timothy Musick of the MPCA- Letter regarding the request by United Taconite for approval of a land treatment facility, consisting of an industrial solid waste and composed of a soil/sludge mixture that is periodically removed from the truck shop floor drain sumps, volume estimated at 48 cubic yards per year. The MPCA has approved this request, with conditions. Placed on file.

Commissioner Keith Nelson- Copy of letter sent from Commissioner Nelson's office to Timothy Musick of the MPCA, stating his concern for the application of industrial solid waste without any input from adjacent landowners or local government representatives. Placed on file.

Commissioner Keith Nelson- Copy of letter sent to Jason Aagenes of United Taconite. Commissioner Nelson states his concern regarding the application of industrial solid waste without input from citizens and requesting that the process be reevaluated and seek local input with this and other future land uses. Placed on file.

SLC Planning-Board of Adjustment will be meeting Tuesday, Nov. 18, 9 AM Northland Office Center to consider the variance request from Adam Hadrava. Placed on file.

Cliffs Natural Resources- Due to the economy, they are idling a portion of United Taconite's operations indefinitely. Hourly employees will be laid off on or after January 10, 2009. A list of those employees that may be affected is attached. Placed on file.

OLD BUSINESS

Supervisor Erjavec-

Water Rates- Supervisor Erjavec reported that by July 1, 2009 a conservation rate will have to be put in place for entities that have over 1,000 users. This should not affect Fayal. Erjavec has been working with the PUC Coordinator on coming up with a new rate for Fayal customers, hopefully by January 1.

Supervisor Branville-

Qwest DSL- Nothing at this time.

Supervisor Pernu-

Buildings & Grounds- An estimate for replacing the curbing in the front of the building was obtained. Estimated cost is \$500, but that project will now have to wait until spring. The fencing was put up around the playground for the winter.

Supervisor Tamaro-

Brush Cutter- The loader was picked up to have the attachments installed. Winter salt was obtained, but the cost was high and it was hard to get.

Chairman Kniefel-

Road Construction Feasibility- Discussion on the proposed costs to extend a road from South Shady Lane to Airport Lane. Property owners in the area will be polled to see if there is a neighborhood interest in the extension.

NEW BUSINESS

Supervisor Pernu reported that Charlie Erickson and Dennis Pernu will be the rink attendants again this year. Flooding of the rink will begin tomorrow. Supervisor Pernu stated that the rink attendants will be the only ones with keys to the skating shack, the board agreed.

Discussion on special assessment process and amount to assess for O'Laughlin project.

Chairman Kniefel informed the board that the St. Louis and Lake County Regional Rail Authority will be holding an informational meeting concerning the proposed construction of part of the Mesabi Trail system. The proposed project is located between Veteran's Park on Ely Lake Drive in Fayal and the Mesabi Station trail head in Eveleth. The meeting is scheduled to be held Thursday, December 4, 2008, 7:00 PM, Fayal Town Hall, and notice has been published and posted.

In order for the construction of the trail to move forward, an amendment must be made to the 1981 grant agreement between the MN DNR and Fayal Township, for the original trail that was constructed. Chairman Kniefel read aloud the amendments. Revision 1 changes the sponsor (originally only Fayal Township) to additionally include the St. Louis & Lake Counties Regional Railroad Authority. Revision 2 refers to Attachment A and shows the project boundaries of the new trail corridor.

Motion to agree to the grant amendment to LW27-00565 and authorize the chair and clerk to sign the agreement, made by Chairman Kniefel, support from Supervisor Pernu. Motion carried unanimously.

Motion to approve the additional engineering work by SEH for as-builts of the O'Laughlin project at a cost of \$850.00, made by Supervisor Tamaro, support from Supervisor Branville. Motion carried unanimously.

CITIZEN CONCERNS AND COMMENTS

Jerry Ulman was in attendance but had no comment.

Fire Chief Steve Shykes was in attendance and submitted a letter of resignation from Firefighter Jim Bertucci who is retiring after 21 years of service.

Motion to accept the resignation Jim Bertucci, with appreciation for his 21 years of service as a firefighter for the township, made by Supervisor Erjavec, support from Supervisor Pernu. Motion carried unanimously.

Chief Shykes informed the Board that the fire department has been notified they have received a 2008 FEMA grant in the amount of \$35,000 for a cascade system.

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

Motion to adjourn by Supervisor Tammaro.

Chairman Kniefel adjourned the Regular Meeting at 8:26 PM.

Respectfully submitted,

Judy M. Sersha
Clerk of Fayal

Approved: _____

Date: _____

Attest: _____

