

TOWN OF FAYAL
4375 SHADY LANE, EVELETH, MN 55734

Judy M. Sersha, Clerk/Treasurer

Anthony Tamaro, Chairman

Supervisors: James Pernu, Lee Branville, Mike Erjavec, Heidi Coldagelli

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REGULAR MEETING OF THE FAYAL TOWN BOARD

MARCH 5, 2013

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

Audience members in attendance were Scott Smith, Jerry Ulman, Chief Harvey Thompson and an SEH Engineer.

Motion to approve the minutes of the February 18, 2013 Regular Meeting, made by Supervisor Branville, support from Supervisor Pernu. Motion carried unanimously.

Motion to bring into the record the minutes of the February 18, 2013 Informational Meeting, made by Supervisor Pernu, support from Supervisor Coldagelli. Motion carried unanimously.

SCHEDULED GUESTS- None.

CITIZEN CONCERNS AND COMMENTS

There were no comments.

REPORTS

Clerk/Treasurer's Report- All bank statements for the month of February 2013 have been received and reconciled. Revenues for the month were \$113,631.29 and expenditures were \$102,302.97. Transfers to other accounts totaled \$380,896.66. Ending balances are:

Miners Checking-	\$255,237.67
Assessment Savings-	\$450,419.42
CD Savings-	\$556,549.94
Mt. Iron Checking-	\$443,090.88

Annual Meeting is Tuesday, March 12, 7 pm. Supervisors Reports- Financial Needs for the Town in 2014- Tony Tamaro, Road & Bridge- Tony Tamaro, Planning Committee- Lee Branville, Buildings & Grounds- Jim Pernu, Police-Jim Pernu, Public Utilities- Mike Erjavec, Fire- Steve Shykes. Please provide a copy of your report to the clerk prior to the meeting.

Discussion regarding the supervisor reports for the annual meeting. Subject to change who gives what report.

Supervisor Branville questioned why the balance is so high in the Mt. Iron Checking and why a transfer was made? Clerk Sersha stated this will be the last transfer for the year, and the reason it was done was so that the checks could be used up, we will then start paying bills from the Miners.

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

Motion to accept the February 2013 Road & Bridge Report, made by Supervisor Pernu, support from Supervisor Branville. Motion carried unanimously.

CORRESPONDENCE

SLC Auditor- There is no longer a requirement to levy a minimum of taxable market value to be eligible for Town Road Aid. The town road aid money is now being distributed to each town within the county according to a distribution formula which takes into account each town's population, town road mileage and other factors the county board deems advisable. Placed on file.

Office of Administrative Hearings- Notice of Reconvened Hearing, March 28, 2013, 9 am, Gilbert City Hall. Chairman Tammaro to attend. Placed on file.

SLCATO- January 23, 2013 Regular Meeting minutes. Next meeting is March 27, 7 pm, Cotton. Annual election and meeting will be held April 24, 5:30 pm, Cotton . Placed on file.

Franklin BEARS PTA- Request for donation for Sixth Annual Family Bingo at Range Rec Civic Center on April 21. Referred to New Business.

Notice and Application for Taxation of Costs & Disbursements for Gilbert court case. Referred to Old Business.

OLD BUSINESS

Supervisor Erjavec-

Sewer Rate Meeting with Gilbert- Supervisors Erjavec and Tammaro met with Gilbert representatives Mayor Skenzich, Councilor Skalko and Gilbert Engineer John Jamnick. Erjavec reported that the negotiations with Eveleth for sewer service was shared with the Gilbert representatives. Jamnick stated Gilbert's I & I does not matter and costs nothing to treat. Gilbert also wants to roll their depreciation into the rate. The group will be meeting again in a week. We have also not received a proposal from Gilbert. Tammaro states we can write our own proposal and submit it to Gilbert. We would like at least a 25 year agreement.

Sewer Rate Meeting with Eveleth- Supervisors Erjavec and Tammaro also met with Eveleth's Public Works Director Mike Wiskow. Eveleth has given various prices for treatment depending on the location of the connection. Also, their cost for debt service would go down with Fayal on board. The proposal is for 20 years, with the agreement to be revisited after five years for costs.

Clerk Sersha questioned whether or not we can even connect to Eveleth, since the funding for the sewer project came from the PFA, based on a joint project with Gilbert. Sersha will check with the PFA and report back.

Supervisor Branville-

Equipment Operator Hiring- The hiring committee interviewed six candidates and has narrowed it down to two people, who will be interviewed a second time. Both candidates are good and it will be a tough decision. Branville states the hiring committee would like to make a recommendation to the town board by March 14.

Motion to set a Special Meeting of the Fayal Town Board on March 14, 2013, 9:00 AM, Fayal Town Hall, for the sole purpose of bringing forth a recommendation, for board approval, of the hiring of a candidate for the position of equipment operator, made by Supervisor Branville, support from Supervisor Erjavec. Motion carried unanimously.

Clerk Sersha will post proper notice of the Special Meeting.

Supervisor Pernu-

Roads- Plowing has been going good. Harvey has been helping Albert in this last snowstorm.

Supervisor Coldagelli-

Animal Ordinance Revisions- Supervisors Coldagelli and Tammaro, along with Chief Harvey Thompson met with Mike Kearney regarding revisions to the ordinance. Basically, if your animal is off of your property, it must be on a leash no longer than 8 feet long. Other revisions are changing certain portions of the ordinance to petty misdemeanors instead of misdemeanors.

Supervisor Branville stated the ordinance will penalize well behaved dogs, and disagreed with the revision regarding the leash. Branville also stated the problem is with controlling at-large dogs and that additional manpower is needed. Discussion by the board. Coldagelli states this is a start to try to solve the dog complaints. Tamaro states the ordinance can always be amended at a later date. Pernu stated something has to be done, dogs cannot be allowed to be running. Branville re-states that it is an at-large problem.

Motion to adopt Ordinance 2013-01 Town of Fayal Animal Ordinance, made by Supervisor Erjavec, support from Supervisor Pernu. Erjavec, Pernu, Coldagelli and Tamaro voted yes. Branville voted no. Motion carried.

Motion to have the clerk publish Ordinance 2013-01 as presented, as prescribed by law, in its entirety the legal section of the Mesabi Daily News, made by Supervisor Erjavec, support from Supervisor Coldagelli. Motion carried unanimously.

Chairman Tamaro-

Detachment Hearing- Tamaro states he will attend. Former Chair Steve Kniefel has offered to attend, but he may not be able to make it that day.

Building Addition- A to Z has started the interior work and is many days ahead of schedule, and way under on their hours. We are waiting for the tin to come in so that will be installed next.

Gilbert Court Costs- Gilbert filed for reimbursement of their court costs- \$620.00. Tamaro reported Mayor Skenzich was unaware of this.

2014 Levy- At the last meeting it was discussed to present to the people at the Annual Meeting a levy request totaling \$564,800, a 7.1% increase over last year. Breakdown would be as follows: Town Hall Building Fund- \$10,000, General- \$95,000, Buildings & Grounds- \$50,000, Fire- \$65,000, Police- \$36,000, Rec- \$15,000, Capital Equipment- \$30,000 and Road & Bridge- \$263,800.

Motion to present the 2014 levy, as stated, to the Annual Meeting, made by Supervisor Branville, support from Supervisor Pernu. Motion carried unanimously.

NEW BUSINESS

Supervisor Erjavec stated the billing clerk has asked for the office manager wages when the office manager is on vacation. Supervisor Branville asked what the policy has been in the past? Supervisor Erjavec stated the union contract states the billing clerk will be paid at a higher rate of pay if she is performing another job where the hourly rate is more than her normal rate of pay. However, the office manager is not in the bargaining unit and is non-union. Clerk Sersha stated the billing clerk was paid at a higher rate of pay during extended sick leave, but was unsure about vacations.

Motion not to pay any additional wages to the billing clerk until the issue is researched, and for the future, to establish a written policy, made by Supervisor Branville, support from Supervisor Pernu. Motion carried unanimously.

Supervisor Branville reported he received a quote from Pohaki's for the materials to replace the roof metal on the older part of the storage building. The quote is for \$2084.63.

Supervisor Branville stated the town hall floors should be sealed and buffed twice yearly, instead of only once per year. Branville suggested we have the floors done as soon as possible after the Annual Meeting. Clerk Sersha will work with Branville in scheduling the work.

At this point in the meeting, Chief Thompson submitted his Police Report.

Motion to accept the February 2013 Police Report, made by Supervisor Pernu, support from Supervisor Coldagelli. Motion carried unanimously.

Motion to allow the request for renewal of the 2013-2014 3.2 Percent Malt Liquor License and ON- Sale Wine License with Authorization to Sell On-Sale Intoxicating Malt Liquor to Candy's Land of Eveleth, Inc d/b/a K & B Drive In, made by Supervisor Tamaro, support from Supervisor Erjavec. Motion carried unanimously.

Motion to allow the request for renewal of the 2013-2014 3.2 Percent Malt Liquor License for John Roger Rinne d/b/a John Roger Rinne, Eveleth Golf Course, made by Supervisor Tammaro, support from Supervisor Pernu. Motion carried unanimously.

Motion to donate \$100 to the Eveleth BEARS PTA Annual Family Bingo event to be held April 21, 2013, made by Supervisor Erjavec, support from Supervisor Pernu. Motion carried unanimously.

Supervisor Tammaro reported the SLC Assessor Pat Orent contacted him and informed us that Fayal is not in compliance for Board of Equalization. At least one member of the town board must have attended training prior to December 1, 2012, and this did not happen. We are not the only entity that is out of compliance, there are several others. An "Open Book" Board of Equalization for Fayal will be held in Virginia at the Assessor's Office this year. Town Board members may attend, but can take no action.

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

Motion to accept the 2012 Financial Statements of the Town of Fayal, as audited by Walker, Giroux & Hahne, made by Supervisor Erjavec, support form Supervisor Pernu. Motion carried unanimously.

Motion to adjourn by Supervisor Branville.

Chairman Tammaro adjourned the Regular Meeting at 8:00 PM.

Respectfully submitted,

Judy M. Sersha
Clerk of Fayal

Approved: _____
Chair

Date: _____

Attest: _____
Clerk