

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

*Heidi M. Coldagelli, Clerk/Treasurer*

*Anthony Tammaro, Chairman*

*Supervisors: Lee Branville, Dave Ochis, Richard Sather, Patrick Ziegler*

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**REGULAR MEETING OF THE FAYAL TOWN BOARD**

**MAY 16, 2017**

The Regular Meeting of the Fayal Town Board of Supervisors was called to order at 7:00 PM by Chairman Tammaro. Present were: Supervisor Ochis, Supervisor Sather, Chairman Tammaro, Supervisor Ziegler and Clerk/Treasurer Coldagelli. Supervisor Branville was absent.

Audience members in attendance were Steve Gehrke, Deputy Police Chief Jesse Linde, Steve Shykes, Trevor Thompson and Jerry Ulman.

***Motion to approve the minutes of the Regular Town Board Meeting of May 2<sup>nd</sup>, 2017, made by Supervisor Ochis, support from Supervisor Sather. Motion carried unanimously.***

**SCHEDULED GUESTS-** Steve Gehrke and his neighbor are looking at purchasing the lot for sale in between their two homes. They would like to split the parcel in half and combine each parcel half to their respective lots. They would like to know that if purchased they would not be subject to another sewer access charge. One sewer access charge has already been paid on the current parcel. The Public Utilities Commission motioned to have the Town Board waive a future access charge. Chairman Tammaro stated once the property is purchased that the Town Board can waive the sewer access charge.

**AUDIENCE CONCERNS-** None at this time.

**REPORTS-**

**Clerk/Treasurer's Report-**

Bank statements for the month of April have been received and all accounts have been reconciled. Revenues were \$57,938.69 and expenditures were \$106,795.83.

Ending balances for the month of April are:

Miners Checking- \$947,336.60  
Assessment Savings- \$450,153.36  
CD Savings- \$535,022.60

For month of May to date, revenues are \$55,607.09 and expenditures are \$98,288.85.

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

**Other Reports-**

***Motion to accept the Joint Powers Recreation Board Meeting Minutes from May 10<sup>th</sup>, made by Supervisor Sather, support from Supervisor Ziegler. Motion carried unanimously.***

***Motion to accept the Channel 12 Public Access Meeting Minutes from May 3<sup>rd</sup>, made by Supervisor Sather, support from Supervisor Ochis. Motion carried unanimously.***

***Motion to accept the April Road Report, made by Supervisor Ochis, support from Supervisor Sather. Motion carried unanimously.***

***Motion to accept the Public Utilities variance request report for Brent Robillard for May 9<sup>th</sup>, Public Utilities Commission meeting for April, delinquency report and March and April Wastewater Operator Report, made by Supervisor Ziegler, support from Supervisor Ochis. Motion carried unanimously.***

Supervisor Ziegler brought forward the Public Utilities Commission motion made at their May 9<sup>th</sup> meeting and would like to hold off on motion until after the property is purchased and Clerk Coldagelli will have to do a resolution.

## **CORRESPONDENCE**

May 4<sup>th</sup>- Range Association of Municipalities & Schools minutes from February 23<sup>rd</sup> meeting. Placed on file.

May 5<sup>th</sup>- Letter from MN Dept of Revenue. Annual meeting on unmined assessments for 2017 will be at 10:00 a.m. Monday, May 22<sup>nd</sup> in the US Bank Building, 230 1<sup>st</sup> St. S, Suite 102. Placed on file.

May 5<sup>th</sup>- Email from St. Louis County. Calcium chloride contract has been awarded to Envirotech Services at \$0.879/gallon and magnesium chloride has been awarded to Edwards Oil at the price of \$0.745/gallon. Shared with Road & Bridge Dept.

May 8<sup>th</sup>- Letter from Minnesota Pollution Control Agency. Written comments are being accepted and due June 5<sup>th</sup> at 4:30 p.m. regarding City of Gilbert's wastewater facility improvements and their environmental review for wastewater treatment and collection system project. Share with the Public Utilities Commission.

May 8<sup>th</sup>- Letter from St. Louis County with variance application for Jim and Jeanne Prittinen, parcel 340-0010-00840, regarding shoreline setbacks in order to add an addition. Meeting is scheduled for June 8<sup>th</sup> before the St. Louis County Board of Adjustment. Shared with the Planning Committee.

May 10<sup>th</sup>- Email from City of Gilbert extending an invitation for an emergency operations plan presentation and discussion. Meeting will take place Thursday, July 27<sup>th</sup>, 6:30-7:30 at Gilbert City Hall. Clerk Coldagelli will be attending and invitation is open to everyone.

May 10<sup>th</sup>- Letter from Mediacom notifying extension of one-gigabit broadband services and is available to our community. Placed on file.

May 10<sup>th</sup>- Thank you letter from City of Eveleth for participation in the 2017 City Wide Rummage Sale. Placed on file.

May 15<sup>th</sup>- Letter from St. Louis County with variance application for Tedd McCue, parcel 340-0155-00010, regarding shoreline setbacks in order to build a garage. Meeting is scheduled for June 8<sup>th</sup> before the St. Louis County Board of Adjustment. Shared with the Planning Committee.

## **OLD BUSINESS**

### **Supervisor Sather-**

**Fire Department Co-op**- Still working to get Gilbert on board. Chief Shykes added that he believed Gilbert was reaching out to the IRRRB.

**Fire Department/EMS**- Therese Elverum has spoke to all 5 interested parties and more to come.

**Water Tender**-Table for now.

**Ballfield Dugouts**- Lumber has been ordered and is here. Casual employees will help.

### **Summer Schedule-**

***Motion to amend the summer schedule for Town Board meetings as 6/20/17, 7/18/17 and 8/15/17, made by Supervisor Sather, support from Supervisor Ochis. Motion carried unanimously.***

**Volunteer Appreciation BBQ**- Need to change the date to Tuesday, June 27<sup>th</sup> in order to receive assistance from the employees.

**Credit/Debit Card Acceptance**- Banyon's one-time charge is \$985 with the PDF billing option. Adding the other accounts (Town Hall rent, dogs licenses) there are no additional fees and the customers will still be charged the same usage fees. In speaking with Banyon, there is a little extra work for the Township to utilize.

***Motion to accept PUC recommendation to accept credit cards with Payment Service Network, made by Supervisor Sather, support from Supervisor Ziegler. Motion carried unanimously.***

### **Supervisor Ochis-**

**2017 Road Project**- Trevor Thompson updated that SEH met with Road & Bridge and Maple Lane and Woodlawn Drive would be the alternate roads based upon what the bids come in at. Would most likely need a special meeting to approve advertising and July 18<sup>th</sup> contracts could be awarded.

### **Supervisor Ziegler-**

**Old Bullfrogs Building**- Clerk Coldagelli spoke with property owner. Chairman Tammaro would like to speak with him also. Concern was if it would become a tax forfeited property. Mr. Toman is in a contract for deed and the building would go back to the bank for any contract defaults. Chief Shykes suggested having a resolution or ordinance in place for in the future for condemned/fire damaged properties to hold a percentage of insurance proceeds. Supervisor Ziegler will file a blight complaint against Mr. Toman and the Eveleth Police Department will take action.

**Joint Powers Eveleth-Gilbert-Fayal-Leonidas Sewer**- Chairman Tammaro, Clerk Coldagelli and Mayor Milos met the previous week regarding the fines that the MPCA can enforce. Everything Clerk Coldagelli could find regarding fines was a maximum fine of \$20,000 from the MPCA. Gilbert was going to be holding a special meeting signing a contract for the project and Mayor Milos was going to work on looking at the communities working together again. Clerk Coldagelli added that she expressed to Mayor Milos that at least have a "real" study done to determine the viability. After Gilbert's special meeting, Clerk Coldagelli was informed by Mayor Milos that the Gilbert attorney stated that Gilbert wastewater treatment plant was already incurring fines from the MPCA and could exceed \$200,000 per year if they do not move forward with the plant upgrades.

**Pine Drive and St. Mary's Court Signage**- The roads are on MnDOT's speed study schedule for fall of 2017.

**Joint Cooperation with Eveleth, Gilbert, Leonidas, ISD 2154**- No updates.

**Mediacom Agreement**- Ms. Sunde will be revisiting with Clerk Coldagelli in one to two months.

**2018 Cable Board Budget**- Will need to look at in future years because the franchise fees coming in will not support the expenses.

***Motion to approve the cable budget for 2018 made by Supervisor Ziegler, support from Supervisor Ochis. Motion carried unanimously.***

**Fiber Optic in the Town Hall**- Coldagelli is working with the installation company for service to the entire building. Worst case, Roger's Online can install.

**MN Power Demand Rate Follow-Up**- Chairman Tammaro called MN Power and the demand rate does apply to single phase. Two liftstations spike when they start. Maybe install soft starts on them. Will need to weigh the cost difference between monthly cost with MN Power and soft start installation.

**Chairman Tammaro**-

**Emergency Procedures**- Table.

**Generators**- Table.

**Eveleth/Fayal IRRRB Grant- Eveleth**- Meeting was held with SEH and Eveleth. SEH is putting a plan together starting with Eveleth, then look possibly with IRRRB and getting on the bonding bill. Eveleth could possibly do a land trade with DNR for developable land.

**Board of Equalization and Appeal- May 16<sup>th</sup>**- Very legitimate concerns with valuation increases. Meeting was reconvened for Thursday, May 25<sup>th</sup> at 1:00 PM.

**"Congress Comes to You"**- Representatives from Nolan's Office will be at the Town Hall June 6<sup>th</sup> from 2:00 PM- 3:00 PM.

**Ordinance Revision 98-1**- Clerk Coldagelli added the recommended changes. One section had discrepancies in a time frame that needs to be determined. Supervisor Ziegler thought that the term should be longer.

***Motion to table revisions for Ordinance 98-1 until next meeting, made by Chairman Tammaro, support from Supervisor Ziegler. Motion carried unanimously.***

**NEW BUSINESS**-

***Motion to accept the retirement of Frank Pavelich from the Fayal Fire Department, made by Supervisor Sather, support from Supervisor Ochis. Motion carried unanimously.***

**Yard Waste Site**- Supervisor Ochis would like to have the yard waste site open one weekend a month until October. Based upon resident usage it could change. Jerry Ulman would meet with Clerk Coldagelli to determine the dates.

**Motion to have the Yard Waste Site open one weekend a month until October 1<sup>st</sup>, made by Supervisor Ochis, support from Supervisor Sather. Motion carried unanimously.**

**Employee Request**- Employee Zavodnik expressed interest in working 4 ten-hour shifts per week through October. Supervisor Ochis approved as long as the Department was covered and it was okay with the other Road & Bridge employee. Discussion led that the Supervisors were not opposed and tentatively approve the concept with details to be worked out by the union with a memorandum of understanding to approve at the next meeting.

**Sewer Access Charge-**

**Motion to raise the Sewer Access Charge to \$9,300, made by Supervisor Ziegler, support from Supervisor Ochis. Motion carried unanimously.**

**Motion to approve Resolution 2017-04 A Resolution to Amend Town of Fayal Resolution 2003-19 Setting a Sewer Access Fee for the Town of Fayal Wastewater Collection System, made by Supervisor Ziegler, support from Supervisor Sather. Motion carried unanimously.**

**Motion to approve Resolution 2017-05 A Resolution to Amend Residential and Commercial Sewer Use Fees in Accordance with the Town of Fayal Sewer Service Charge Ordinance 98-2, made by Supervisor Ziegler, support from Supervisor Sather. Motion carried unanimously.**

Chairman Tammaro stated North Memorial will have living quarters at a hanger at the airport and questioned who owned the liftstation at the airport.

Supervisor Ziegler brought forward a citizen request for dump truck rental. City of Eveleth charges \$30 for rental and leaves the truck locked at the property. A city employee picks up the truck and then the citizen pays the tipping fees at St. Louis County Landfill. Supervisor Ziegler was going to research as an option to assist our citizens and it could possibly help clean up blight.

**Motion to pay the claims, made by Supervisor Ziegler, support from Supervisor Ochis. Motion carried unanimously.**

**Motion to pay SEH claim for \$16,532.25 for the Road Project, made by Supervisor Sather, support from Supervisor Ochis. Motion carried unanimously.**

**Motion to adjourn made by Chairman Tammaro.**

Chairman Tammaro adjourned the Regular Meeting at 8:02 PM.

Respectfully submitted,

*Heidi M. Coldagelli*

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Clerk/Treasurer Town of Fayal

Approved: \_\_\_\_\_

*Phil Tammaro*  
Chair

Date: \_\_\_\_\_

*6-20-17*

Attest: \_\_\_\_\_

*Heidi M. Coldagelli*  
Clerk