

TOWN OF FAYAL
4375 SHADY LANE, EVELETH, MN 55734

Heidi M. Coldagelli, Clerk/Treasurer

Anthony Tammaro, Chairman

Supervisors: Lee Branville, Mark Chad, Richard Sather, Patrick Ziegler

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REGULAR MEETING OF THE FAYAL TOWN BOARD

JULY 19, 2022

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

Audience members in attendance were Gina Brascugli, Mark & Virginia Craddock and Steve Shykes.

Motion to approve the minutes of the Regular Town Board Meeting of June 21st, 2022, made by Supervisor Branville, support from Supervisor Ziegler. Supervisor Sather abstained due to his absence from the last meeting. Motion carried.

SCHEDULED GUESTS- Jamie Lindseth was unable to attend to discuss the insurance renewal.

Mark and Virginia Craddock were present to continue discussions regarding a waterline to their property. The best approach is to make a connection to their property and for the Town to provide an easement through the Ballfield for access. The Craddock's have already been in contact and received a quote from Jola and Sopp for installation. Chairman Tammaro brought forward that at the same time the Town should also have a line installed to the Ballfield. A quote was provided by Jola and Sopp for \$5,300.00 for the installation for a water service line to the Ballfield with one yard hydrant. Discussion regarding the Town paying for the bituminous repair as the curb stop is located on the other side of the road. The Town can pay for the line installation to the Ballfield utilizing ARPA funds.

Motion to approve water connection to the Ballfield with one hydrant by Jola and Sopp, made by Supervisor Sather, support from Supervisor Branville. Supervisor Ziegler abstained as he is an owner of Jola and Sopp. Motion carried.

Discussion that the Town needs assistance with creating and granting a utility easement that runs through the Ballfield for a private waterline for Mark & Virginia Craddock and Doug & Janet Laube. The easement would need to describe the property, contain that the easement is for a private waterline and that no future tapping of the waterline would be allowed. Any repairs to the waterline are the property owners' responsibility.

Motion to enter into an easement agreement, made by Chairman Tammaro, support from Supervisor Branville. Supervisor Ziegler abstained as he is an owner of Jola and Sopp who is completing the work for the homeowner. Motion carried.

The Craddocks will pay for the attorney costs, but will still need final approval from the joint owners, the Laube's, in order to proceed with the request.

Chairman Tammaro read Resolution 2022-12 regarding contracting with Jola and Sopp for installation of water service at the Fayal Ballfield.

Motion to adopt Resolution 2022-12, A Resolution to Authorize Contract with Interested Officer Under Minn. Stat. § 471.88, subd. 5, made by Chairman Tammaro, support from Supervisor Sather. Supervisor Ziegler abstained as he is an owner of Jola and Sopp. Discussion regarding location of the hydrant in the outfield. Motion carried.

REPORTS-

Clerk/Treasurer's Report-

Bank statements for the month of June have been received and all accounts reconciled. Revenues were \$58,502.45 and expenditures were \$177,141.61. Ending balances for the month of June are:

Miners Checking- \$785,279.09

Assessment Savings- \$431,514.78

CD Savings- \$583,285.37

For the month of July to date, revenues are \$623,199.45 and expenditures are \$100,228.23.

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

Other Reports-

Motion to accept the Fayal Fire Department Business Meeting Minutes from June 8th, made by Supervisor Sather, support from Supervisor Ziegler. Motion carried unanimously.

Motion to accept the Public Utilities Commission Meeting Minutes from June 14th, made by Supervisor Sather, support from Supervisor Branville. Motion carried unanimously.

Motion to accept the June Wastewater Operator Report, made by Supervisor Sather, support from Supervisor Branville. Motion carried unanimously.

Motion to accept the PUC Delinquency Report, made by Supervisor Sather, support from Supervisor Ziegler. Motion carried unanimously.

Motion to accept the June 2022 Road and Bridge Report, made by Supervisor Ziegler, support from Supervisor Sather. Motion carried unanimously.

CORRESPONDENCE-

June 23rd- Notice from Minnesota Power with notice of public hearings for proposed rate increase. Placed on file.

June 30th-Letter from Jenny Bourbonais from St. Louis County Planning and Development Department with information regarding short term rentals. As part of the permitting process, St. Louis County has determined, on a private septic system that the total human occupancy of a short term rental is dependent on the number of bedrooms a septic system is designed for. For example, the number of bedrooms a septic system is designed for is multiplied by 2 for maximum human occupancy and if a system is designed for 2 bedrooms, the maximum occupancy could be four people. St. Louis County would like to discuss forming a memorandum of understanding on determining the occupancy for proposed short term rentals that are on a sanitary district. For consistency, St. Louis County would like to propose setting the maximum human occupancy by multiplying the total number of bedrooms on the property by 2. Send to the Public Utilities Commission for review.

July 11th- Letter from MN Power with notice of recent account review that necessitates a change in rate when customer's use greater than 2,500 kilowatt hours for three consecutive months or when the connected load indicates customer demand may be greater than 10 kilowatts. The account affected has the lift stations. Send to the Public Utilities Commission for review.

OLD BUSINESS

Supervisor Sather-

Old Bullfrogs Building- Attorney Mike Kearney is working to facilitate with appraiser Dawn Cole.

Sewer & Water Access Charges Verbiage- PUC is reviewing.

Picnic Shelter- Construction should start on August 1st. The structure will consist of one half serving as a picnic shelter and the other half serving as a skate shack. The building will be stubbed for utilities for future connection. The existing skate shack will be removed. The Cultural Recreation Grant opens August 1st. If the construction is being completed in phases, could possibly qualify. Mining Effects could pay for half of the structure and \$25,000 from American Rescue Plan Act funds was previously allocated towards the project.

2022 EMS Strategic Plan- The plan needs to be completed and then advertising can occur. There has been interest.

Chairman Tammaro-

Big Screen TV for Town Hall- Foreman Latvaaho is looking at options for the Town Hall.

American Rescue Plan- The second half of the ARPA funds have been received.

Town Equipment For Sale- Chairman Tammaro opened and read all the bids received. A total of nine bids were received from four individuals. The items were then awarded to the highest bidder for each item.

Two bids were received for the snow blower, low bid of \$235.00 and high bid of \$319.00.

Motion to approve the sale of the snow blower to Jeff Nelson for \$319.00, made by Supervisor Ziegler, support

from Supervisor Branville. Motion carried unanimously.

Three bids were received for the Generac generator, low bid of \$150.00 and high bid of \$750.00.

Motion to approve the bid to Dennis Frye for \$750.00 for the generator, made by Supervisor Branville, support from Supervisor Sather. Motion carried unanimously.

Two bids were received for the steamer, low bid of \$225.00 and high bid of \$600.00.

Motion to approve the bid to Dennis Frye for \$600.00 for the culvert steamer, made by Supervisor Branville, support from Supervisor Sather. Motion carried unanimously.

Two bids were received for the 2000 dump truck, low bid of \$8,600.00 and high bid of \$12,362.18.

Motion to approve the bid to Selena Ziegler, 2 EZ Inc. for \$12,362.18 for the dump truck, made by Supervisor Branville, support from Supervisor Sather. Discussion regarding ability to bid. Supervisor Ziegler stated that the business is eligible to bid. ***Supervisor Ziegler abstained. Motion carried.***

Motion that the funds received from the sale of the items be applied to the new dump truck when it arrives as the price has increased approximately \$14,000.00, made by Chairman Tammaro, support from Supervisor Ziegler. Motion carried unanimously.

St. Mary's Development- The City of Gilbert approved the potential of up to 22 connections.

Diana Dickson Vacation Pay Update- In speaking with an attorney and Walker, Giroux & Hahne, the Town can issue the vacation pay directly to the surviving spouse and a 1099 would be issued at year end. The Town had previously approved the payout to the estate, but needs to approve changing the payee to Dale Dickson.

Motion to approve payment to Dale Dickson, versus the estate, made by Supervisor Ziegler, support from Supervisor Sather. Motion carried unanimously.

NEW BUSINESS

Deputy Clerk Appointment 8/01- Robbi Ochis was named interim Deputy Clerk until the time of hire of a new Public Utility Billing Clerk. Rebecca Waldorf has been doing a great job as the new Public Utility Billing Clerk for the past three months.

Motion to remove Robbi Ochis as interim Deputy Clerk and remove her from the bank accounts effective August 1st, made by Supervisor Sather, support from Supervisor Branville. Motion carried unanimously.

Motion to appoint Rebecca Waldorf as Deputy Clerk and add her to the bank accounts, made by Supervisor Sather, support from Supervisor Branville. The monthly pay is \$150.00. The Bank will need the approved minutes before all parties can sign new signature cards. ***Motion carried unanimously.***

Insurance Liability Coverage- Discussion regarding new insurance rates and renewals are due prior to the next meeting date. Work comp renewal is \$14,045.00. Property rates increased 14.83% due to annual inflation and rate changes. Increased from \$20,317.00 to \$23,329.00.

Motion to proceed with insurance renewal and pay the statements when received, made by Supervisor Ziegler, support from Supervisor Branville. Motion carried unanimously.

Motion to not waive the monetary limits on municipal tort liability established by Minn. Stat. § 466.04, made by Supervisor Ziegler, support from Supervisor Sather. Motion carried unanimously.

Notice of Primary Election Publishing- In the past, have posted notice of primary election and offices available at the posting places. In order meet the requirement of not having to publish in the newspaper, the Town must have a motion on file. In a primary election, the Township does not have any offices eligible for election.

Motion to not publish notices of primary election in the newspaper, made by Supervisor Ziegler, support from Supervisor Sather. Motion carried unanimously.

Fire Escrow Resolution- 2022-11- Chairman Tammaro read Resolution 2022-11.

Motion adopt Resolution 2022-11, A Resolution Establishing a Fire Escrow Account Pursuant to Minn. Stat. § 65 A.50, made by Chairman Tammaro, support from Supervisor Ziegler. Motion carried unanimously.

Bleachers- Two quotes were received to add another set of bleachers to the Ballfield. Uline's quote was \$1,758.11 and Douglas Sports Equipment was \$2,499.00.

Motion to order bleachers from Uline, made by Supervisor Sather, support from Supervisor Branville. Motion carried unanimously.

Casual Labor Employee- The existing Road & Bridge employees and casual labor employee have been very busy and there is a significant amount of work to be done. Retiree Albert Jurenic has applied as a casual labor employee to fill in when needed.

Motion to hire Albert Jurenic as a casual labor employee, made by Supervisor Branville, support from Supervisor Sather. Discussion whether Mike Erjavec's intention was to retire as casual labor employee after finding his yard waste replacement. Clerk Coldagelli will contact him. ***Motion carried unanimously.***

Employee Benefit CD Recommendation- With the passing of an employee, a retirement and last payment of a retiree's sick balance, the Employee Benefit CD will be over funded. Clerk Coldagelli provided an estimation of the benefit CD balance through 2030 based on a \$15,000 contribution. Clerk Coldagelli is recommending the following contributions, General - \$5,000.00, Road & Bridge- \$5,000.00, Fayal Water Company- \$1,000.00 and Fayal Sewer Company- \$4,000.00.

Motion to authorize the new contribution for the employee benefit CD, made by Supervisor Branville, support from Supervisor Sather. It is a \$25,000.00 per year reduction that was originally going to be re-evaluated in 2025. Prior contributions were General - \$5,000.00, Road & Bridge- \$15,000.00, Fayal Water Company- \$5,000.00 and Fayal Sewer Company- \$15,000.00. ***Motion carried unanimously.***

Fire Department Radio Payoff- The lease is through the end of 2023 and would like to payoff the radios early.

Motion to pay the radios off for a total of \$39,439.86, made by Supervisor Sather, support from Supervisor Branville. Funds are from the ARPA Funds. ***Motion carried unanimously.***

Chairman Tammaro questioned if Fire Chief Steve Shykes had heard any updates regarding the SCBA grant. The grant committee meets later in the year.

New Employee Prorated HSA-

Motion to issue new employee, Jason Westby, a check for \$3,855.18 once his HSA account has been established, made by Supervisor Ziegler, support from Supervisor Branville. ***Motion carried unanimously.***

New Contractor for Approved Contractor List- Have received all the required documents from Frye Construction.

Motion to add Frye Construction, made by Supervisor Ziegler, support from Supervisor Sather. ***Motion carried unanimously.***

Transfer from Checking to Assessment Savings- Apportionment monies were received.

Motion to transfer \$2,839.31, made by Supervisor Ziegler, support from Supervisor Sather. ***Motion carried unanimously.***

Thunderbird Trail Patching- Supervisor Ziegler requested a quote from Mesabi Bituminous for completion.

Pleasant Lake North Culverts- Chairman Tammaro brought forward that Foreman Jason Latvaaho will not have time to replace the culverts on Pleasant Lake North. He worked with Jola and Sopp and received a quote for \$6,300.00. The payment would come from Road & Bridge.

Motion to accept the bid of \$6,300.00 from 2 EZ Inc., made by Supervisor Branville, support from Supervisor Sather. Discussion regarding the residents need to be notified of the replacement as the road will be closed. ***Supervisor Ziegler abstained as he is one of the owners of the 2 EZ Inc., doing business as Jola and Sopp.*** ***Motion carried.***

Chairman Tammaro read Resolution 2022-13.

Motion to adopt Resolution 2022-13, A Resolution to Authorize Contract with Interested Officer Under Minn. Stat. § 471.88, subd. 5, made by Chairman Tammaro, support from Supervisor Sather. Supervisor Ziegler abstained as he is one of the owners of the 2 EZ Inc., doing business as Jola and Sopp. ***Motion carried.***

National Night Out Update- There will be no organized event at Veteran's Park this year. In speaking with the Eveleth Police, the Department would like to encourage residents to hold neighborhood block parties. Steve Shykes will be hosting a block party in his neighborhood. Discussion that next year the Town Hall should host. The goal of National Night Out is for residents to host block parties to get to know their neighbors.

Supervisor Sather brought forward a Fire Department annual request of \$10,000.00 from Mining Effects funds for personal protective equipment replacement.

Motion to transfer the annual \$10,000.00 for Fire Department PPE, made by Supervisor Sather, support from Supervisor Ziegler. Discussion regarding gear replacement of every 10 years, with a couple sets purchased every

year. **Motion carried unanimously.**

Supervisor Sather brought forward a quote for a 20" chainsaw from Grande's for \$997.97.

Motion to approve, made by Supervisor Sather, support from Supervisor Ziegler. Motion carried unanimously.

Chief Shykes provided a quote for \$8,345.00 for a sliding unit for the side by side that will be delivered next month. The payment would come from the Greenwood Fire funds.

Motion to approve the payment from the Greenwood funds for \$8,345.00 and pay when the bill comes, made by Supervisor Sather, support from Supervisor Ziegler. Motion carried unanimously.

Motion to pay the claims in the amount of \$169,272.94, made by Supervisor Ziegler, support from Supervisor Branville. Motion carried unanimously.

Motion to adjourn, made by Supervisor Branville.

Chairman Tammaro adjourned the Regular Meeting at 8:13 PM.

Respectfully submitted,



Heidi M. Coldagelli

Clerk/Treasurer Town of Fayal

Approved: _____

~~Vice-~~ Chair



Date: _____

8/16/22

Attest: _____



Clerk