

**MINUTES
CITY COUNCIL
REGULAR MEETING
CITY OF WYOMING, MINNESOTA
APRIL 19, 2011
7:00 PM**

CALL TO ORDER:

Mayor Eric Peterson called the Regular Meeting of the Wyoming City Council for April 19, 2011 to order at 7:00 P.M.

CALL OF ROLL:

On a Call of the Roll the following members of the Wyoming City Council were present: Councilmembers Eric Peterson, Roger Elmore, Linda Nanko/Yeager, Joe Zerwas and Steve Zerwas.
Absent: None

DETERMINATION OF A QUORUM:

The Mayor determined a Quorum was present.

PLEDGE OF ALLEGIANCE:

OPEN FORUM:

“An opportunity for members of the public to address the City Council on items not on the current agenda. Items requiring Council action maybe deferred to staff or Boards and Commissions for research and future Council Agendas if appropriate. You will be limited to two (2) minutes and we ask that you conduct yourself in a professional, courteous manner, and refrain from the use of profanity. Failure to abide by this policy may result in the loss of your privilege to speak”.

Ben Montzka and George McMahon (Chisago County Commissions) were present to update the City Council on the Chisago County employees taking a 5% pay cut so the County would not have to lay off employees. Montzka also stated the County approved a 2011 county property tax levy that did not increase over the 2010 or the 2011 levy. The unemployment rate in Chisago County is at 8.6%. Montzka and McMahon also stated what an asset the Peterson Companies were to Chisago County and they will work on keeping them in the County. Montzka stated Chisago County has contributed \$24,000 to the radio computer system for the Wyoming Police Department.

APPROVAL OF MINUTES:

- 1 Consider approving the minutes of the “Regular Meeting” of the Wyoming, Minnesota City Council for April 5, 2011.**

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY COUNCILMEMBER ELMORE, TO APPROVE THE “REGULAR MEETING” MINUTES OF THE WYOMING, MINNESOTA CITY COUNCIL FOR APRIL 5, 2011.

Voting Aye: Elmore, Nanko/Yeager, Peterson, J. Zerwas and S. Zerwas
Voting Nay: None
Abstain: None

SCHEDULED BID LETTINGS: NONE

SCHEDULED PUBLIC HEARINGS: NONE

CONSENT AGENDA:

Items under the "Consent Agenda" will be adopted with one motion; however, council members may request individual items to be pulled from the consent agenda for discussion and action if they choose.

- 2 To consider issuing a Vendor Permit to 10K MMA, Mark Anthony Petrulo, to be located at 24400 Greenway Avenue N, Wyoming MN.**
- 3 To consider adopting Resolution No. 11-04-27 a resolution authorizing Final Payment to I State Truck Center in the amount of \$78,558.24 and Towmaster in the amount of \$86,113.46 (total amount of \$164,671.70) to be funded from Street Department Reserve Fund (fund 880).**

ACKNOWLEDGE RECEIPT OF REPORTS OF OFFICERS, BOARDS, COMMISSIONS AND DEPARTMENT HEADS:

- 4 Report of the Wyoming Police Chief, Paul Hoppe for April 14, 2011**
- 5 Report of the Wyoming Public Works Supt., Jason Windingstad for April 13, 2011**
- 6 Report of City Building Official, Fred Weck, IV for April 14, 2011**
- 7 Report of City Attorney Mark Vierling for April 14, 2011**
- 8 Report of City Engineer Mark Erichson, WSB for April 14, 2011**

COMMUNICATIONS:

- 9 Acknowledge Receipt of letter from Brandon Russell asking the City to consider a "Skate Park" and to forward the letter to the Wyoming Park & Recreation Board for consideration.**

Consensus of the City Council to forward this to the Park Board.

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY COUNCILMEMBER ELMORE, TO APPROVE CONSENT AGENDA ITEMS #2 THROUGH #9 AS PRESENTED.

Voting Aye: Elmore, Nanko/Yeager, Peterson, J. Zerwas and S. Zerwas
Voting Nay: None
Abstain: None

OLD BUSINESS: NONE

NEW BUSINESS:

- 10 To consider the request of Chisago City to detach five (5) to seven (7) acres of property within the City of Wyoming for Annexation to Chisago City per MN State**

Statute 414.061 Incorporated Land; Concurrent Detachment, Annexation to accommodate the Building request of Peterson Companies, 8322 County Road 22 (Wyoming Trail).

Administrator Mattson stated Chisago City would like the City of Wyoming to detach 5 – 7 acres of land to Chisago City in a orderly detachment for Peterson Companies to rebuild.

Administrator Mattson stated staff recommends denying this request because Peterson's have adequate land in Wyoming to build a building. The City has already made a quick decision when Wyoming let Chisago City annex Forest Ridge. The City of Wyoming lost \$118,000 in property taxes to Chisago City. The City of Wyoming lost tax base and increased their cost of maintaining roads.

John Peterson (Peterson Companies) stated their goal is to look presentable to the public. They would like to have two driveways one on each side of the building. The way it sits now a grain bin and his uncle's buildings would be intruding on the new building. The new building would be approximately 12,000 square feet and would be a tip up wall style. Peterson always has been in Chisago City and is interested in some property on the Chisago City side and he does not want to deal with their property being split between two cities. Peterson stated his company has been in this site for 100 years and he stated this would be a 30 – 50 year investment in the new building. The timeframe for Peterson's moving into their new building is 5 – 6 months. They are also looking into moving the business to Osceola Wisconsin.

John Pechman (City of Chisago Administrator) stated John Peterson approached the City of Chisago about the annexation and keeping their business in Chisago City.

Mayor Peterson would like both City Administrators, County Assessor, both City Building Officials and City Attorneys to get together and discuss this. Mayor Peterson stated it is important to keep this business in Chisago County.

A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER J. ZERWAS, TO DENY THE REQUEST OF CHISAGO CITY TO DETACH FIVE (5) TO SEVEN (7) ACRES OF PROPERTY WITHIN THE CITY OF WYOMING FOR ANNEXATION TO CHISAGO CITY PER MN STATE STATUTE 414.061 INCORPORATED LAND; CONCURRENT DETACHMENT, ANNEXATION TO ACCOMMODATE THE BUILDING REQUEST OF PETERSON COMPANIES, 8322 COUNTY ROAD 22 (WYOMING TRAIL).

Voting Aye: Elmore, Nanko/Yeager, Peterson, J. Zerwas and S. Zerwas

Voting Nay: None

Abstain: None

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY S. ZERWAS, TO FORM A COMMITTEE INCLUDING BOTH BUILDING INSPECTORS, COUNTY ASSESSOR, CITY ATTORNEY'S AND THE CITY ADMINISTRATORS TO EXPIDITE THE PROCESS AND DETERMINE IF ANNEXATION IS THE ONLY ALTERNATIVE FOR PETERSON'S BUILDING.

THE MOTION WAS AMENDED TO INCLUDE CHRIS ENG (HRA-EDA CHISAGO COUNTY) TO ATTEND THE MEETING ALSO.

Voting Aye: Elmore, Nanko/Yeager, Peterson, J. Zerwas and S. Zerwas

Voting Nay: None

Abstain: None

11 To consider Hiring Brenda Frechette, 20457 7th Street NE, Cedar, Minnesota 55011 as the Wyoming Accountant/Bookkeeper at a starting wage of \$26.00/hr with five days of sick leave, employment to commence on May 9, 2011.

Administrator Mattson stated there were 37 applicants who applied for the position. The committee interviewed 5 of the best qualified applicants. The best candidate recommended by staff would be Brenda Frechette. Frechette has previously worked for the City of Andover, Coon Rapids and currently works at St Anthony. Her starting date will be May 9th, 2011.

A MOTION WAS MADE BY COUNCILMEMBER J. ZERWAS, SECONDED BY COUNCILMEMBER ELMROE, TO APPROVE HIRING BRENDA FRECHETTE, 20457 7TH STREET NE, CEDAR, MINNESOTA 55011 AS THE WYOMING ACCOUNTANT/BOOKKEEPER AT A STARTING WAGE OF \$26.00/HR WITH FIVE DAYS OF SICK LEAVE, EMPLOYMENT TO COMMENCE ON MAY 9, 2011.

Voting Aye: Elmore, Nanko/Yeager, Peterson, J. Zerwas and S. Zerwas
Voting Nay: None
Abstain: None

CLAIMS:

12 Consider authorizing payment of recommended bills, payroll and Journal Entries for the period of April 6, 2011 through April 19, 2011.

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY COUNCILMEMBER S. ZERWAS, TO AUTHORIZING PAYMENT OF RECOMMENDED BILLS, PAYROLL AND JOURNAL ENTRIES FOR THE PERIOD OF APRIL 6, 2011 THROUGH April 19, 2011.

Voting Aye: Elmore, Nanko/Yeager, Peterson, J. Zerwas and S. Zerwas
Voting Nay: None
Abstain: None

COUNCIL REPORTS:

COUNCILMEMBER NANKO/YEAGER – Attended the EDA meeting where they discussed the work plan updates and the revolving loan application process. Nanko/Yeager thanked everyone for attending the meeting.

COUNCILMEMBER ZERWAS – Attended the Joint Sewer Commission meeting. The Bio System is almost complete. The population of the City of Wyoming is now 7,791.

COUNCILMEMBER ELMORE – Announced the Egg Hunt is Saturday, April 23, 2011. The Egg Hunt starts at 9:30 am sharp at Tolzmann Park.

COUNCILMEMBER ZERWAS – Attended the Joint Sewer Commission meeting on April 18, 2011. The shaft the snapped off could possibly go to litigation if the State Statute of litigation runs out. The new mower for the sewer ponds on a State contract will cost \$12,221.00 for the City of Wyoming.

MAYOR PETERSON – Attended the EDA meeting. Also, attended the City of Chisago Council meeting with Nanko/Yeager where they discussed the annexation for the Peterson building.

Questioned if there was any information on joining the joint compost site yet. Administrator Mattson said there was not at this time.

ADJOURN

A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER NANKO/YEAGER, TO ADJOURN THE APRIL 19, 2011 "REGULAR MEETING" OF THE WYOMING, MINNESOTA CITY COUNCIL AT 7:58 P.M.

Voting Aye: Elmore, Nanko/Yeager, Peterson, J. Zerwas and S. Zerwas

Voting Nay: None

Abstain: None

A portion of this public meeting may be closed to discuss "Labor Negotiation Strategies"; "Misconduct allegations or charges"; "Attorney-client privilege"; or "Performance evaluations" as per MN State Statute 13D.01-.05.

NEXT
REGULAR MEETING
MAY 3, 2011
7:00 PM

_____, Deputy Clerk