

**APPROVED MINUTES  
CITY COUNCIL  
REGULAR MEETING  
CITY OF WYOMING, MINNESOTA  
APRIL 19, 2016  
7:00 PM**

**CALL TO ORDER:**

Mayor Eric Peterson called the Regular Meeting of the Wyoming City Council for April 19, 2016 to order at 7:03P.M.

**CALL OF ROLL:**

On a Call of the Roll, the following members of the Wyoming City Council were present: Mayor Eric Peterson, Councilmembers Linda Nanko/Yeager, Claire Luger, Joe Zerwas and Lisa Iverson.

Absent: NONE

Also Present: Mark Erichson, City Engineer WSB, Mark Vierling, City Attorney Eckberg Lammers, Fred Weck, Zoning Administrator/Building Official, Robb Linwood, Assistant City Administrator, and Craig J. Mattson, City Administrator.

**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".*

**Mark Koran – Republican endorsed candidate Senate District 32** – Mr. Koran introduced himself as the republican candidate for District 32 and said he was visiting different municipalities

**Sandy Standridge 26811 Friesland Ave** – Had questions regarding the police department's efforts to have residents clean up junked properties. She wanted to know what steps could be taken to make sure residents comply.

**APPROVAL OF MINUTES:**

1. Consider approving the minutes of the "Regular Meeting" of the Wyoming, Minnesota City Council for April 5 2016.

**A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER SECONDED BY COUNCILMEMBER LUGER TO APPROVE THE "REGULAR MEETING" MINUTES OF THE WYOMING, MINNESOTA CITY COUNCIL FOR APRIL 5, 2016 AS PRESENTED**

*Voting Aye: Nanko/Yeager, Peterson, Luger, Zerwas and Iverson*

*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 the 2016 Massage Therapist License Application for Emily Linn of His and Hers Hair Company located at 26699 Faxton Ave. Wyoming, MN 55092
3. To consider **Resolution 16-04-25** a resolution approving the issuance of an off-sale liquor license for Liquor Liquidators, LLC (dba Rick's Liquor) located at 26687 Forest Blvd., Wyoming, MN for the year 2016.
4. To consider the approval of a 2016 tobacco license of John Peltier (dba Rick's Liquors) located at 26687 Forest Blvd., Wyoming, MN
5. To confirm the City Council of The City of Wyoming Does Not Waive the monetary limits on municipal tort liability established by Minnesota Statutes 466.04. When renewing Liability

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

6. Report of the Public Safety Director, Paul Hoppe for April 13, 2016
7. Report of City Building Official, Fred Weck, IV for April 15, 2016
8. Report of City Attorney Mark Vierling for April 13<sup>th</sup>, 2016
9. Report of City Engineer Mark Erichson, WSB for April 13, 2016

### **A MOTION WAS MADE BY COUNCILMEMBER ZERWAS SECONDED BY COUNCILMEMBER IVERSON TO APPROVE CONSENT AGENDA ITEMS #2 THOROUGH #8 AS PRESENTED**

*Voting Aye: Nanko/Yeager, Peterson, Luger, Zerwas and Iverson*

*Voting Nay: None*

*Abstain: None*

### **COUNCIL MEMBER NANKO/YEAGER PULLED CONSENT AGENDA ITEM #9**

***Council Member Nanko/Yeager*** - asked City Engineer Erichson about the public information meeting on the 245<sup>th</sup> and Fondant Avenue Project

***City Engineer Erichson*** – Explained that a public information meeting would be held on April 25 from 5:00pm to 6:30pm at the Giese Memorial Wyoming Library.

### **A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER SECONDED BY COUNCILMEMBER LUGER TO APPROVE CONSENT AGENDA #9 AS PRESENTED**

*Voting Aye: Nanko/Yeager, Peterson, Luger, Zerwas and Iverson*

*Voting Nay: None*

*Abstain: None*

## COMMUNICATIONS:

OLD BUSINESS: NONE

NEW BUSINESS:

10. To consider approval of comptroller Tina Meyers access to the following City of Wyoming funds for the purpose of daily financial transactions as necessary: General Fund, Wyoming EDA, Wyoming EDA Revolving Fund, and Safety Deposit Box

*City Administrator Mattson – Explained that the bank is asking for council approval regarding specific account access for Tina Meyers to complete day-to-day city finance and accounting transactions.*

**A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER SECONDED BY COUNCILMEMBER IVERSON TO APPROVE ACCESS OF COMPTROLLER TINA MEYER TO THE FOLLOWING CITY OF WYOMING FUNDS FOR THE PURPOSE OF DAILY FINANCIAL TRANSACTIONS AS NECESSARY: GENERAL FUND, WYOMING EDA, WYOMING EDA REVOLVING FUND, AND SAFETY DEPOSIT BOX**

*Voting Aye: Nanko/Yeager, Peterson, Luger, Zerwas and Iverson*

*Voting Nay: None*

*Abstain: None*

11. To consider the hiring of Marty Powers for the vacant Public Works Superintendent Position

*City Administrator Mattson – Summarized the process of advertising and filling the public works superintendent position. Mr. Mattson summarized Mr. Powers work history, skills, and qualifications that make him a strong fit for the position.*

*Council Member Iverson – Had questions regarding having employees from the department be a part of the interviews for the superintendent position. She also had questions regarding the contract allowing the position to receive a whole year's salary if terminated. Questioned if the individual had experience to warrant the same pay as the last superintendent. Also had questions about the distance the individual lives from Wyoming in an emergency response. Had questions regarding the amount of vacation the individual receives.*

*City Administrator Mattson – The individual is a department head, employees he will be managing would not be on the interview panel. The contract is a standard ICMA contract that protects the individual from termination without cause. If the individual was terminated with cause, the severance would not apply. The individual has significant experience and education to warrant the pay. The individual will not receive a take home vehicle due to the distance. The individual will receive some of his vacation borrowed sooner for the year due to already planned vacations, but will not exceed his normal amount of vacation earned during a year.*

*Council Member Zerwas – Had concerns regarding the distance the individual lives from the City. Believes in the past the city had other personnel move closer to the city.*

*Council Member Nanko/Yeager – Had concerns regarding the distance the individual lives from Wyoming. Also had concerns regarding the contract having an evergreen contract, believes it does not allow the council flexibility if we had a recession or other economic difficulties. Had concerns that raises are already in the contract, would like to see council have the ability to vote on raises for department heads.*

**Mayor Peterson** – He believes that most contracts used by cities for employees are evergreen, they are not expiring. Believes that otherwise you are telling employees they have a temporary job.

**Council Member Zerwas** – Would like to have a city council member on a panel in the future for hiring department heads.

**A MOTION WAS MADE BY COUNCILMEMBER PETERSON SECONDED BY COUNCILMEMBER ZERWAS TO APPROVE THE HIRING OF MARTY POWERS FOR THE VACANT PUBLIC WORKS SUPERINTENDENT POSITION**

*Voting Aye: Luger, Zerwas, Peterson*

*Voting Nay: Nanko/Yeager, Iverson*

*Abstain: None*

**CLAIMS:**

12. Consider authorizing payment of recommended bills, payroll and Journal Entries for the period of April 6, 2016 through April 19, 2016.

**A MOTION WAS MADE BY COUNCILMEMBER ZERWAS SECONDED BY COUNCILMEMBER IVERSON TO AUTHORIZE PAYMENT OF RECOMMENDED BILLS, PAYROLL AND JOURNAL ENTRIES FOR THE PERIOD OF APRIL 5, 2016 THROUGH APRIL 19, 2016**

*Voting Aye: Nanko/Yeager, Peterson, Luger, Zerwas and Iverson*

*Voting Nay: None*

*Abstain: None*

**COUNCIL REPORTS:**

**COUNCILMEMBER NANKO/YEAGER** – Attended Sewer Commission Meeting – the majority of the meeting was a presentation from Solar Stone a solar panel company. The commission voted to have the attorney look at a potential contract with the solar panel company. The class action suit for chemical price fixing that we were looking to join is less likely due to the lead plaintiff not following through. Flows are up to due to ground saturation, ammonia and solids processes continue to be adjusted as needed. A sludge storage tank received repairs and a furnace was replaced

*Attended the Board of Equalization*

**COUNCILMEMBER ZERWAS** – No Report

**COUNCILMEMBER LUGER** – No Report

**COUNCILMEMBER IVERSON** – Attended the Board of Equalization hearing on Monday, April 18. Stated that it was very informative and would encourage residents to attend if they have questions about their assessed property values. Asked when the police department would have the tow and maintenance RFP's on the council agenda

**MAYOR PETERSON** – Attended Planning Commission

City Council will set up a time for a work session to review the submittals for the needs assessments RFPs at the next city council meeting

**ADJOURN**

**A MOTION WAS MADE BY COUNCILMEMBER ZERWAS, SECONDED BY COUNCILMEMBER NANKO/YEAGER, TO ADJOURN THE APRIL 19, 2016 “REGULAR MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL AT 7:36P.M.**

*Voting Aye: Nanko/Yeager, Peterson, Zerwas, Luger and Iverson*

*Voting Nay: None*

*Abstain: None*