

**APPROVED MINUTES  
CITY COUNCIL  
REGULAR MEETING  
CITY OF WYOMING, MINNESOTA  
JUNE 3, 2014  
7: 00PM**

**CALL TO ORDER:**

*Mayor Eric Peterson called the Regular Meeting of the Wyoming City Council for June 3, 2014 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, Linda Nanko/Yeager, Roger Elmore, Steve Zerwas and Joe Zerwas*

*ABSENT: None*

*Also Present: Mark Vierling, Eckberg Lammers, Robb Linwood-Assistant City Administrator, Craig Mattson-City Administrator, City Engineer, Mark Erichson, and Public Safety Director, Paul Hoppe.*

**DETERMINATION OF A QUORUM:**

**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”.*

**APPROVAL OF MINUTES:**

- 1 Consider approving the minutes of the “Regular Meeting” of the Wyoming, Minnesota City Council for May 20, 2014.**

**A MOTION WAS MADE BY J. ZERWAS SECONDED BY COUNCILMEMBER S. ZERWAS TO APPROVE THE MINUTES OF THE “REGULAR MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL FOR MAY 20, 2014.**

*Voting Aye: Elmore, Nanko/Yeager, Peterson, S. Zerwas and J. 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 adopting **Resolution No. 14-06-36** a resolution appointing Keith Woinarowicz and Justin Berry to Wyoming Paid on Call Firefighters to Probationary Firefighter Status

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

- 3 Report of the Public Safety Director, Paul Hoppe for May 29, 2014
- 4 Report of City Building Official, Fred Weck, IV for May 29, 2014.
- 5 Report of City Attorney Mark Vierling for May 28, 2014
- 6 Report of City Engineer Mark Erichson, WSB for May 28, 2014
- 7 Report of Wyoming Public Works Supt., Jason Windingstad for May 28, 2014

**A MOTION WAS MADE BY COUNCILMEMBER ELMORE SECONDED BY COUNCILMEMBER NANKO/YEAGER TO APPROVE CONSENT AGENDA ITEMS #2 THROUGH #7 AS PRESENTED.**

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

*Voting Nay: None*

*Abstain: None*

## COMMUNICATIONS:

### OLD BUSINESS:

### NEW BUSINESS:

- 8 To consider **Resolution No. 14-06-37** Ordinance 2014-03 amending the City of Wyoming Code of Ordinances, Chapter 20, Law Enforcement, Article IV, Division 1: Social Host Ordinance.

Fred Weck – Worked with Planning Commission using the Chisago County Draft Ordinance.

Mayor Peterson – Is this the same as the county

Fred Weck – We changed some of the language back to the M.A.D.D.

**A MOTION WAS MADE BY COUNCILMEMBER, S. ZERWAS SECONDED BY COUNCILMEMBER J. ZERWAS RESOLUTION 14-06-37 ORDINANCE 2014-03 AMENDING THE CITY OF WYOMING CODE OF ORDINANCES, CHAPTER 20, LAW ENFORCEMENT, ARTICLE IV, DIVISION 1: SOCIAL HOST ORDINANCE.**

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

*Voting Nay: None*

*Abstain: None*

- 9 To consider **Resolution No. 14-06-38** a resolution removing 7323 Lake Boulevard, PID #21.10715.00, from the temporary moratorium on conditional use permit applications for wireless telecommunication facilities in the City.

The Planning Commission has set up a public hearing for June 24<sup>th</sup>, and if the property owner applies they would be on the June 24<sup>th</sup> meeting and would be under the current ordinance and not under the new proposed that will go to public hearing. They would have to show

Nanko/Yeager – Wouldn't they have co located if they could have right away?

Fred Weck – They could have co located on their own tower.

Joe Zerwas – This is just for 7323 Lake Blvd.

Nanko/Yeager – Thinks we should remove the whole city not just the property. Having the applicant use the new ordinance only delays the application a month

Verizon Wireless Request – As the process unfolded feels they are going to use the commercial area in the hierarchy as the ordinance states. Verizon would like to move forward as soon as possible. This is not our ideal location and we would be able to show that.

Fred Weck – Christianson property was the last choice on the property, first choice was co locating and there were no other good options near that. We have the ability to hire a radio engineer to show that the applicants information is accurate.

Joe Zerwas – They found a better location in a commercial location, lets move forward.

Steve Zerwas – Believes with Councilmember Zerwas and thinks we should move forward.

Roger Elmore – Difference is they have to show they can co-exist in new ordinance, not the old one. We did tell Mr. Bohnen that he could place an application and remove the moratorium at any time.

Verizon Rep – We would hope the 1 month is the best case scenario..not a for sure. We believe that we could prove that we should not co-exist.

**A MOTION WAS MADE BY COUNCILMEMBER, PETERSON \_\_\_\_\_ SECONDED BY COUNCILMEMBER NANKO/YEAGER \_\_\_\_\_ RESOLUTION 14-06-38 A RESOLUTION REMOVING 7323 LAKE BOULEVARD, PID #21.10715.00, FROM THE TEMPORARY MORATORIUM ON CONDITIONAL USE PERMIT APPLICATIONS FOR WIRELESS TELECOMMUNICATION FACILITIES IN THE CITY.**

*Voting Aye: Elmore, Nanko/Yeager, Peterson,*

*Voting Nay: S. Zerwas and J. Zerwas*

*Abstain: None*

- 10 To consider **Resolution No. 14-06-39** a resolution approving an exclusive sale listing

agreement between Colliers International and the City of Wyoming for the sale of the City owned parcel of undeveloped land (Bingham property) totaling 14.81 acres.

Robb – All changes were accepted

Craig Mattson – WE do have other ways to pay this – WE can use TIF Money for this.

**A MOTION WAS MADE BY COUNCILMEMBER, J. ZERWAS SECONDED BY COUNCILMEMBER ELMORE RESOLUTION NO. 14-06-39 A RESOLUTION APPROVING AN EXCLUSIVE SALE LISTING AGREEMENT BETWEEN COLLIERS INTERNATIONAL AND THE CITY OF WYOMING FOR THE SALE OF THE CITY OWNED PARCEL OF UNDEVELOPED LAND (BINGHAM PROPERTY) TOTALING 14.81 ACRES**

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

*Voting Nay:*

*Abstain: None*

- 11 To consider Resolution No. 14-06-40 a resolution establishing a policy for sign retroreflectivity assessment and management**

We are not out of accord on any of our signage.

Nanko/Yeager – What is the expected sign life

Mark – 10 to 15 years. We base on

**A MOTION WAS MADE BY COUNCILMEMBER, ELMORE SECONDED BY COUNCILMEMBER S. ZERWAS RESOLUTION NO. 14-06-40 A RESOLUTION ESTABLISHING A POLICY FOR SIGN RETROFLECTIVITY ASSESSMENT AND MANAGEMENT.**

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

*Voting Nay: None*

*Abstain: None*

- 12 To consider and recommend a communication to be mailed to property owners of the Goodview Avenue / Wyoming Trail Improvement project outlining status of their assessment.**

**A MOTION WAS MADE BY COUNCILMEMBER, Nanko/Yeager SECONDED BY COUNCILMEMBER J. ZERWAS TO HAVE STAFF SEND OUT A COMMUNICATION TO BE MAILED TO PROPERTY OWNERS OF THE GOODVIEW AVENUE / WYOMING TRAIL IMPROVEMENT PROJECT OUTLINING STATUS OF THEIR ASSESSMENT.**

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

*Voting Nay: None*

*Abstain: None*

#### **CLAIMS:**

- 13 Consider authorizing payment of recommended bills, payroll and Journal Entries for the period of May 21, 2014 through June 3, 2014.**

**A MOTION WAS MADE BY COUNCILMEMBER, ELMORE SECONDED BY**

**COUNCILMEMBER S. ZERWAS AUTHORIZE PAYMENT OF RECOMMENDED BILLS, PAYROLL AND JOURNAL ENTRIES FOR THE PERIOD OF MAY 20, 2014 THROUGH JUNE 3, 2014.**

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

**COUNCIL REPORTS:**

**COUNCILMEMBER NANKO/YEAGER** – *Attended Business Lunch on Water and Sewer Rate Increases*

**COUNCILMEMBER J.ZERWAS** – None

**COUNCILMEMBER ELMORE** – None

**COUNCILMEMBER S.ZERWAS** –

**MAYOR PETERSON** –

**A MOTION WAS MADE BY COUNCILMEMBER J. ZERWAS SECONDED BY COUNCILMEMBER NANKO/YEAGER TO ADJOURN THE JUNE 3, 2014 “REGULAR MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL AND ENTER A REGULAR SESSION AT 8:53**

*Voting Aye: Nanko/Yeager, Peterson, Elmore, S. Zerwas and J. Zerwas  
Voting Nay: 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  
JUNE 17, 2014 at 7:00 PM**