

**APPROVED MINUTES
CITY COUNCIL
REGULAR MEETING
CITY OF WYOMING, MINNESOTA
OCTOBER 16, 2012
7:00 PM**

CALL TO ORDER:

Mayor Eric Peterson called the Regular Meeting of the Wyoming City Council for October 16, 2012 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 Roger Elmore, Linda Nanko/Yeager, Eric Peterson Joe Zerwas and Steve Zerwas.

Absent: None

Additional staff present: Fred Weck-Building Official, Mark Vierling-City Attorney, Eckberg Lammers, Mark Erichson-City Engineer, WSB, Craig Mattson-City Administrator, Nicole Miller-Administrative Assistant.

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”.

***Dan Babbitt- 26220 Glen Oak**-Inquired as to when a plan for the roads in Wyoming will be completed. Believes the city should have a better plan than they currently have for the roads. Questioned the council as to what cities they used as comparables when approving the salary increase for The Director of Public Safety and City Administrator.*

***Mayor Peterson**-The Pavement management Study was completed in 2009. A worksession will be scheduled prior to the next council meeting on November 8, 2012 at 5:30 P for the City Engineer to provide council with additional information regarding the current condition of the roads.*

***Lisa Iverson- 25675 Goodwin Rd**-Invited residents and council to a Candidate Forum at Stars and Strikes on October 25, 2012 at 7:00 PM. Stars and Strikes will offer free pizza for everyone from 6:30 PM-7:00 PM.*

***Ray VinZant- 6842 270th St**-Informed residents that he will not be at the next Candidate Forum due to traveling for work.*

APPROVAL OF MINUTES:

- 1 Consider approving the minutes of the “Regular Meeting” of the Wyoming, Minnesota City Council for October 2, 2012.**

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY COUNCILMEMBER S.ZERWAS TO APPROVE THE MINUTES OF THE “REGULAR

MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL FOR OCTOBER 2, 2012.

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

2 Consider approving the minutes of the “Worksession Meeting” of the Wyoming, Minnesota City Council for October 2, 2012.

A MOTION WAS MADE BY COUNCILMEMBER J.ZERWAS, SECONDED BY COUNCILMEMBER ELMORE TO APPROVE THE MINUTES OF THE “WORKSESSION MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL FOR OCTOBER 2, 2012.

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

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

- 3** Report of the Wyoming Police Chief, Paul Hoppe for October 12, 2012
- 4** Report of City Building Official, Fred Weck, IV for October 10, 2012
- 5** Report of City Attorney Mark Vierling for October 11, 2012
- 6** Report of City Engineer Mark Erichson, WSB for October 11, 2012
- 7** Report of the Wyoming Public Works Supt., Jason Windingstad for October 11, 2012

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY COUNCILMEMBER S.ZERWAS TO APPROVE CONSENT AGENDA ITEMS #3 THROUGH #7.

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

COMMUNICATIONS: NONE

OLD BUSINESS: NONE

NEW BUSINESS:

- 8** To consider approving **Development Agreement between the City of Wyoming and**

Polaris Industries Inc., to complete a 143,773 sq ft addition to the Polaris Industries Product and Development Center and to authorize the Mayor and City Administrator to sign on behalf of the City.

Mark Vierling-City Attorney-The current Development Agreement is close to complete. The information regarding legal descriptions, storm water areas, licenses and fees will be noted in the agreement after the additional information is provided by Polaris and then reviewed by the City Engineer. The City Attorney is recommending that the City Council approve the Development Agreement between the City of Wyoming and Polaris Industries Inc with the understanding that the final agreement will be reviewed and completed by staff.

Councilmember Nanko/Yeager-Inquired if the public hearing would be affected if Polaris files a challenge regarding SAC and WAC fees and also inquired as to the council not being required to view the final Development Agreement prior to approving it.

Mark Vierling-City Attorney-If Polaris files a challenge regarding the SAC and WAC fees it will not affect the public hearing. The information that is missing is technical information that will be reviewed by staff prior to completion of the final draft of the Development Agreement.

A MOTION WAS MADE BY COUNCILMEMBER S.ZERWAS, SECONDED BY COUNCILMEMBER J.ZERWAS TO APPROVE THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF WYOMING AND POLARIS INDUSTRIES INC., TO COMPLETE A 143,773 SQ FT ADDITION TO THE POLARIS INDUSTRIES PRODUCT AND DEVELOPMENT CENTER AND TO AUTHORIZE THE MAYOR AND CITY ADMINISTRATOR TO SIGN ON BEHALF OF THE CITY.

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

9 To consider adding Polaris' application for JOBZ and future tax abatement to Polaris' Minnesota Investment Fund Public Hearing scheduled on Thursday November 8th, 2012 at 7:00 PM .

Administrator Mattson-The state of Minnesota requested that the City of Wyoming coordinate hearings for Polaris' application for the Jobz Program and Tax Abatement with the Minnesota Investment Fund public hearing scheduled for Thursday November 8th, 2012 at 7:00 PM.

Councilmember S.Zerwas-Asked for clarification regarding the JobZ Program, the program requirements to hire locally and the program's end date.

Administrator Mattson-The JobZ Program provides local and state tax exemptions. The City's involvement would be regarding property tax exemptions for the new development. The State's involvement would be regarding employment and other taxes. Currently the JobZ Program is scheduled to end in 2015 and there are not any requirements to hire locally.

Council-Polaris has been involved with the JobZ Program in the past and has always succeeded with meeting the hiring requirements.

Councilmember Nanko/Yeager-Questioned when the JobZ program ends. Inquired if the City of Wyoming's newly created tax abatement policy was going to be discussed at the Public Hearing on November 8th.

Administrator Mattson-The City of Wyoming Tax Abatement Policy would apply to the Public Hearing on November 8th but wouldn't be considered until the JobZ Program expires in 2015.

A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER S.ZERWAS TO ADD POLARIS' APPLICATION FOR JOBZ AND FUTURE TAX ABATEMENT TO POLARIS' MINNESOTA INVESTMENT FUND PUBLIC HEARING SCHEDULED ON THURSDAY NOVEMBER 8TH, 2012 AT 7:00 PM.

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

10 To consider appointing five members to the Wyoming Board of Appeals for 2012.

Mayor Peterson-The members of the Wyoming Board of Appeals for 2012 are: Steve Zerwas, Roger Elmore, Judy Coughlin, Mark Lobermeier, Maureen Wolhaupter, and Lisa Iverson as an alternate.

A MOTION WAS MADE BY COUNCILMEMBER J.ZERWAS, SECONDED BY

COUNCILMEMBER ELMORE TO APPOINT STEVE ZERWAS, ROGER ELMORE, JUDY COUGHLIN, MARK LOBERMEIER, MAUREEN WOLHAUPTER, AND LISA IVERSON AS AN ALTERNATE TO THE WYOMING BOARD OF APPEALS FOR 2012.

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

11 To consider approving the gambling permit for the Lion's Club to hold a bingo event on November 10, 2012 in the Wyoming Community Room and waive room rental fee.

A MOTION MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER J.ZERWAS TO APPROVE THE GAMBLING PERMIT FOR THE LION'S CLUB TO HOLD A BINGO EVENT ON NOVEMBER 10, 2012 IN THE WYOMING COMMUNITY ROOM AND WAIVE ROOM RENTAL FEE.

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

CLAIMS:

12 Consider authorizing payment of recommended bills, payroll and Journal Entries for the period of October 3, 2012 through October 16, 2012.

A MOTION WAS MADE BY COUNCILMEMBER J.ZERWAS, SECONDED BY COUNCILMEMBER NANKO/YEAGER TO AUTHORIZE PAYMENT OF RECOMMENDED BILLS, PAYROLL AND JOURNAL ENTRIES FOR THE PERIOD OF OCTOBER 3, 2012 THROUGH OCTOBER 16, 2012.

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

COUNCIL REPORTS:

COUNCILMEMBER NANKO/YEAGER- Attended EDA meeting and discussed fourth quarter business award.

COUNCILMEMBER J.ZERWAS-Attended union negotiating for the sewer commission where their two year contract was discussed.

COUNCILMEMBER ELMORE-No report.

COUNCILMEMBER S.ZERWAS-Attended sewer commission meeting, pump shaft situation is coming to a close. Newsletter from Joint Sewer Commission will be coming out to cities with information regarding the problems that disposable wipes are causing with the sewer system.

MAYOR PETERSON-Attended EDA meeting.

ADJOURN:

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY COUNCILMEMBER S.ZERWAS, TO ADJOURN THE OCTOBER 16, 2012 "REGULAR MEETING" OF THE WYOMING, MINNESOTA CITY COUNCIL AT 7:36 P.M.

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

Respectfully submitted
Nicole Miller, Deputy Clerk