

**UNAPPROVED MINUTES
CITY COUNCIL
REGULAR MEETING
CITY OF WYOMING, MINNESOTA
NOVEMBER 19, 2013
7:00 PM**

CALL TO ORDER:

Mayor Eric Peterson called the Regular Meeting of the Wyoming City Council for November 19th, 2013 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 and Joe Zerwas
ABSENT: Steven Zerwas*

Also Present: Mark Vierling - Eckberg Lammers, Mark Erichson-City Engineer-WSB, Jason Windingstad, Public works Superintendent, Robb Linwood-Assistant City Administrator, Craig Mattson-City Administrator, Fred Weck, Building Official, Paul Hoppe, Public Safety Director

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 may be 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".

Jerry McConnell – *Pizza Pub Owner in North Branch. Would like to open Pizza Pub in old Blockbuster building. They would like to ask for a reduction in the WAC/SAC fees, they are too much for him at approximately \$65,000. Would like the council to explore any way to reduce them to bring his business to Wyoming. Mr. McConnell stated he can back out of deal by December 6, 2013. Would like to Drop WAC/SAC Fees by a 1/3 to approximately \$40,000.*

Council Member Nanko/Yeager – *have we ever given a discount on WAC/SAC FEES?*

Administrator Mattson – *No, but this also has TIF 3-1 involved where there has been \$16,000 to \$17,000 in kickbacks annually. We have assessed significant amounts of money to the Residents and businesses of the City on this development. We have had recent developments in the community that have fully paid WAC/SAC fees.*

Jerry McConnell – *I would purchase the building for \$265,000, just the portion between Tasty Asia and Liquor Works.*

Council member Nanko/Yeager – *Could we talk about this item at the workshop on the 25th?*

Mayor Peterson - Could we extend the WAC/SAC Fees over a period?

Administrator Mattson – We will discuss at workshop and have on our Agenda at our next council meeting.

APPROVAL OF MINUTES:

- 1 To consider approving the minutes of the “Regular Meeting” of the Wyoming, Minnesota City Council for November 5, 2013.

A MOTION WAS MADE BY COUNCILMEMBER J. ZERWAS SECONDED BY COUNCILMEMBER NANKO/YEAGER TO APPROVE THE MINUTES OF THE “WORK SESSION MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL FOR OCTOBER 15, 2013.

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

Voting Nay: None

Abstain: None

SCHEDULED BID LETTINGS: NONE

SCHEDULED PUBLIC HEARINGS:

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 approving contributing **\$5,800.00** from the Fire Pension Contribution Fund (General Fund) into the **Wyoming Fire Department Relief Association**.
- 3 To acknowledge the receipt of **\$15,400 Donation** from **The Hallberg Family Foundation** to the **Wyoming Public Safety Department** for equipment needs and to **express appreciation for their generosity**.
- 4 To consider adopting **Resolution 13-11-70** a resolution declaring certain vehicles as surplus property for disposal and authorizing the police department to dispose of vehicles through online auction.

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

- 5 Report of the Director of Public Safety, Paul Hoppe November 14 , 2013
- 6 Report of City Building Official, Fred Weck, IV for November 14, 2013
- 7 Report of City Attorney Mark Vierling for November 13, 2013
- 8 Report of the Wyoming Public Works Supt., Jason Windingstad for November 15, 2013

9 Report of City Engineer Mark Erichson, WSB for November 14, 2013

Mayor Peterson – *Would like to acknowledge generous donation by Hallberg Family*

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER SECONDED BY COUNCILMEMBER ELMORE TO APPROVE CONSENT AGENDA ITEMS NUMBER #4 THROUGH #9 AS PRESENTED

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

Voting Nay: None

Abstain: None

COMMUNICATIONS:

10 To consider the East Central Regional Housing Study's request for \$3,000 to conduct a Housing Study

Cheree Palenius - ECRH – *Was here to request that the City of Wyoming to participate in a housing study with other cities and counties through the East Central Regional Housing Department. MHP will be putting \$10,000 towards the project and believes that this is a viable economic tool for the organization and the city.*

Mayor Peterson – *With the study do you think there will be more funding options for developers?*

Cheree Palenius – *Yes, developers want this info on housing study and market studies.*

Council Member Elmore – *Do we ever have developers ask for this?*

Administrator Mattson – *No, our major issue in Wyoming is transportation or mass transportation.*

Council Member Nanko/Yeager – *We are mainly built out and does not feel we are necessarily rural enough to benefit from this study.*

Cheree Palenius – *Believes that Wyoming will benefit and you will be able to collaborate with other communities along I 35.*

Council Member Joe Zerwas – *Agrees with Council Member Elmore that staff has never been asked for the information from developers.*

CITY COUNCIL IS NOT INTERESTED IN PARTICIPATING IN STUDY

11 To consider supporting the Geronimo Energy Aurora Solar Project in the City of Wyoming

Administrator Mattson – *They have rescheduled to the December 3rd, 2013 Meeting.*

12 A Presentation by Nancy Ziegler and Mark Erichson, WSB and The Minnesota Department of Health for the results of the Well Head Protection Plan

Council Member Nanko/Yeager – *is there private wells in the DWSMA?*

Nancy Ziegler, WSB – *There are some that exist.*

Public Works Superintendent Windingstad – *that would be our job to inventory those wells.*

City Engineer Erichson – *Wells may have been abandoned but we need to make sure they were closed properly and sealed. We have some irrigation wells that are allowed in the city.*

Mayor Peterson – *if there is an older well is there anything to prevent backflows?*

Nancy Ziegler – *Not at this time.*

OLD BUSINESS: NONE

NEW BUSINESS: NONE

- 13** To acknowledge the letter of **resignation** of **Sergeant Scott Dexter** after **27 years** of **service** from the **Wyoming Police Department** effective **December 30th, 2013**.

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER SECONDED BY COUNCILMEMBER J. ZERWAS TO ACKNOWLEDGE THE LETTER OF RESIGNATION OF SERGEANT SCOTT DEXTER AFTER 27 YEARS OF SERVICE FROM THE WYOMING POLICE DEPARTMENT EFFECTIVE DECEMBER 30TH, 2013.

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

Voting Nay: None

Abstain: None

- 14** To consider adopting **Resolution 13-11-68** a resolution to approve this advance for financing approved municipal state aid street project(s) of the Municipality of Wyoming in an amount up to \$1,700,000.00

City Engineer Mark Erichson – *WSB was authorized to have feasibility study for Greenway, this is a MSA road and MNDOT would have the available funds, we can request up to 5 years in advance. With resolution that is in front of you I will be requesting the full five years. This allows us the most flexibility without the feasibility study being completed as of yet.*

Council Member Joe Zerwas – *This is 5 years' worth of MSA Funding*

City Engineer Erichson – *Correct*

Council Member Nanko/Yeager – *Balance of \$831,000 in the account currently, we won't have any other debits off of that account?*

City Engineer Erichson – *We are trying to see where we are but that balance was current as of last week.*

Council Member Nanko/Yeager – *No other MSA project on the horizon for the next 5 years?*

City Engineer Erichson – does not believe we will use the full amount available on this project but we can review and look for another cooperative project for another street if available.

Council Member Nanko /Yeager – feasibility study was \$2 million now it is \$2.5 million?

City Engineer Erichson – We can only use the cost of project and we are asking for \$2.5 to ensure we receive the full amount, does not anticipate that full amount for project.

City Administrator Mattson – Usually not in favor of encumbering MSA funds, but Greenway needs to be replaced now. There are certain projects I would not be in favor for but this is one that needs to be completed.

Council Member Elmore – Would we look to add Sewer and Water to this area?

City Engineer Erichson - We are looking at that through the delineation and a component that we will be looking at. The availability to put sewer there is limited though.

Mayor Peterson – Would we see a contribution from the Watershed District?

City Engineer Erichson – They would like to raise water in that area but they would not contribute since our roadway would be above the level they would like to see the water level at.

Council Member Joe Zerwas – Is there a timeline on this on approving this item?

City Engineer Erichson – There is a deadline by December 6th, 2013.

Council Member Linda Nanko/Yeager – What happens if we are not successful?

City Engineer Mark Erichson – We would continue asking year after year.

A MOTION WAS MADE BY COUNCILMEMBER J. ZERWAS SECONDED BY COUNCILMEMBER ELMORE TO APPROVE THIS ADVANCE FOR FINANCING APPROVED MUNICIPAL STATE AID STREET PROJECT(S) OF THE MUNICIPALITY OF WYOMING IN AN AMOUNT UP TO \$1,700,000.00

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

Voting Nay: None

Abstain: None

- 15** To consider adopting **Resolution 13-11-69** closing certain donation fund and merging proceeds into one Public Safety donation fund and committing specific CIP account balances into an unreserved fund balance

Combining the accounts

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER SECONDED BY COUNCILMEMBER J. ZERWAS CLOSING CERTAIN DONATION FUND AND MERGING PROCEEDS INTO ONE PUBLIC SAFETY DONATION FUND AND COMMITTING SPECIFIC CIP ACCOUNT BALANCES INTO AN UNRESERVED FUND BALANCE

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

*Voting Nay: None
Abstain: None*

- 16** To consider adopting **Resolution 13-11-71** a resolution temporarily suspending meetings of the City of Wyoming Park Board for reorganization.

A MOTION WAS MADE BY COUNCILMEMBER ELMORE SECONDED BY COUNCILMEMBER NANKO/YEAGER A RESOLUTION TEMPORARILY SUSPENDING MEETINGS OF THE CITY OF WYOMING PARK BOARD FOR REORGANIZATION.

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

CLAIMS:

- 17** To consider **authorizing payment of recommended bills, payroll and Journal Entries for the period of November 6, 2013 through November 19, 2013.**

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 NOVEMBER 6, 2013 THROUGH NOVEMBER 19, 2013.

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

COUNCIL REPORTS:

COUNCILMEMBER NANKO/YEAGER

Thanked everyone for coming.

COUNCILMEMBER J.ZERWAS

No Report

COUNCILMEMBER ELMORE

No Report

COUNCILMEMBER S.ZERWAS

No Report

MAYOR PETERSON

No Report

ADJOURN

A MOTION WAS MADE BY COUNCILMEMBER J. ZERWAS SECONDED BY COUNCILMEMBER ELMORE TO ADJOURN THE NOVEMBER 5, 2013 "REGULAR

MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL AT 8:15 PM

Voting Aye: Nanko/Yeager, Peterson, Elmore and J. 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
DECEMBER 3, 2013