

**MINUTES  
CITY COUNCIL  
REGULAR MEETING  
CITY OF WYOMING, MINNESOTA  
JULY 5, 2011  
7:00 PM**

**CALL TO ORDER:**

*Mayor Eric Peterson called the Regular Meeting of the Wyoming City Council for July 5, 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".*

None

**SWEARING IN OF POLICE OFFICERS:**

Mayor Peterson swore in the 2 new Police Officers Scott Thomas and Michael Tadych.

**APPROVAL OF MINUTES:**

- 1 Consider approving the minutes of the "Regular Meeting" of the Wyoming, Minnesota City Council for June 21, 2011.**

**A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY COUNCILMEMBER S. ZERWAS, TO APPROVE THE "REGULAR MEETING" MINUTES OF THE WYOMING, MINNESOTA CITY COUNCIL FOR June 21, 2011 AS PRESENTED.**

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

*Voting Nay: None*

*Abstaining: 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. 11-07-34 a resolution appointing the Wyoming Volunteer Police Reserve Officers for 2011.**
- 3 To consider approving the contract for the Fireworks Program at Stagecoach Days on Saturday, September 17, 2011 with RES Specialty Pyrotechnics, 21595 286<sup>th</sup> Street, Belle Plaine, MN 56011 at a cost of \$6,000.**

City Council discussed the fund this expenditure will come out of. They decided to approve the contract but not the proposed funding.

**A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY COUNCILMEMBER ELMORE, TO APPROVE THE CONTRACT WITH RES SPECIALTY PYROTECHNIS AND AT THE NEXT REGULAR CITY COUNCIL MEETING THEY WILL DISCUSS THE FUNDING.**

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

*Voting Nay: None*

*Abstaining: None*

- 4 To consider adopting Resolution No. 11-07-35 a resolution authorizing "Payment #2 - Final" to Peterson Companies Inc. in the amount of \$8,700 for the Bridgewater Culvert Replacement Project (City project 2010-02-WSB Project 1688-67) Total Contract Cost \$60,000.**

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

- 5 Report of the Wyoming Police Chief, Paul Hoppe for June 29, 2011**
- 6 Report of City Building Official, Fred Weck, IV for June 29, 2011**
- 7 Report of City Attorney Mark Vierling for June 29, 2011**
- 8 Report of City Engineer Mark Erichson, WSB for June 29, 2011**
- 9 Report of the Wyoming Public Works Supt., Jason Windingstad for June 29, 2011**

**A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER J. ZERWAS, TO APPROVE CONSENT ITEMS #2 AND #4 THROUGH #9 AS PRESENTED AND PULLING #3 FOR DISCUSSION.**

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

*Voting Nay: None*

*Abstain: None*

**COMMUNICATIONS: NONE**

OLD BUSINESS: NONE

NEW BUSINESS:

**10 To consider entering into a not to exceed contract with Ground Tech Inc. for \$19,000 to Clean-up Property at 24258 Fallbrook Avenue as granted by the District Court Order and to authorize funding from the Wyoming City Council Contingency Fund and Bill Back/Assess to the Property Owner the total cost of clean-up as authorized by the District Court Order.**

Police Chief Hoppe stated the City of Wyoming has acquired a District Court Order for cleaning up the property at 24258 Fallbrook Avenue. The homeowner has started to clean-up the site but has not accomplished much. There will be no more items deposited on the property by court order. The Wyoming Police have the authority to stop all work that may be happening on the property. During the clean-up process there will be a Wyoming Police Officer on the site at all times.

Attorney Vierling stated the claims for the clean-up on the property will be an assessment to the property's taxes in 2012. The property owner will have 30 days to pay the clean-up fees in full or the City of Wyoming will assess the fees.

Chief Hoppe stated the clean-up will include:

- Remove all refuse and rubbish from the property
- Remove all junk motor vehicles, motor vehicles and motor vehicle accessories
- All materials that are removed from the property must be removed from the City limits and disposed of in accordance with State and Federal laws.
- Materials removed from the property cannot be brought back onto the property
- Items that are contained in the buildings on the property may remain on the property

The funding for the project has not been budgeted in 2011 therefore the City Administrator Craig Mattson suggested taking the funds out of the Contingency Fund.

**A MOTION WAS MADE BY COUNCILMEMBER J. ZERWAS, SECONDED BY COUNCILMEMBER ELMORE TO ENTER INTO A NOT TO EXCEED CONTRAT WITH GROUND TECH INC. FOR \$19,000 TO CLEAN-UP PROPERTY AT 24258 FALLBROOK AVENUE AS GRANTED BY THE DISTRICT COURT ORDER AND TO AUTHORIZE FUNDING FROM THE WYOMING CITY COUNCIL CONTINGENCY FUND AND BILL BACK/ASSESS TO THE PROPERTY OWNER THE TOTAL COST OF CLEAN-UP AS AUTHORIZED BY THE DISTRICT COURT ORDER.**

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

*Voting Nay: None*

*Abstain: None*

**11 To consider setting a Council Work session to discuss the Comprehensive Surface Water Management Plan and Associated Storm Water Utility Rates – Discussion Only**

Engineer Erichson stated WSB Engineering was authorized to draft a Comprehensive Surface Water Management Plan and Associated Storm Water Utility Rates. The work session will be for discussion only.

The work session was set for July 14, 2011, at 5:00 pm and the City Municipal Building.

**12 To consider rescheduling the regular City Council meeting August 2, 2011, due**

**to National Night Out.**

**A MOTION WAS MADE BY NANKO/YEAGER, SECONDED BY S. ZERWAS, TO HAVE THE REGULAR CITY OF WYOMING COUNCIL MEETING AT 4:00 PM AUGUST 2, 2011, AT THE WYOMING MUNICIPAL BUILDING DUE TO NATIONAL NIGHT OUT WHICH BEGINS AT 5:00 PM.**

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

*Voting Nay: None*

*Abstain: None*

## **CLAIMS**

**A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER NANKO/YEAGER, TO AUTHORIZE PAYMENT OF RECOMMENDED BILLS, PAYROLL AND JOURNAL ENTRIES FOR THE PERIOD OF JULY 22, 2011 THROUGH JULY 5, 2011.**

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

*Voting Nay: None*

*Abstain: None*

## **COUNCIL REPORTS:**

### **COUNCILMEMBER NANKO/YEAGER**

Chisago County is seeking one citizen member to serve on the Water Plan Policy Team. The Policy Team directs implementation of the goals, objectives and action items contained in the County Water Plan. They also oversee funding decisions to accomplish projects that protect the water quality of the county.

Current membership on the Policy Team consists of agency representatives from the Chisago Soil and Water Conservation District, Chisago County Department of Environmental Service/Zoning University of Minnesota Extension Service, DNR Waters, NRCS, Chisago County Public Health, County Board of Commissioners, and five citizen representatives.

The term for this Policy Team membership is three years and runs July 24, 2011 through July 23, 2014. The standard county per diem will be paid for each regular meeting attended. The Policy Team meets every other month, usually in North Branch.

Interested citizens must submit an Application for Appointment Form to the Chisago County Clerk of Board, 313 North Main Street, Room 175, Center City, MN 55012. The form is available by contacting County Administration at 651-213-8830.

Additional information about the position is available from the Zoning Office at 651-213-8383 and by using the link provided below. The Board requests that Application for Appointment is received by July 14, 2011. However, the Board reserves the right to extend the application deadline. Applications for Appointment may also be faxed to 651-213-8876.

Also thanked everyone for attending the meeting.

### **COUNCILMEMBER ZERWAS**

No report at this time.

**COUNCILMEMBER ELMORE**

No report at this time.

**COUNCILMEMBER ZERWAS**

No report at this time.

**MAYOR PETERSON**

Attended the ribbon cutting for the Farmers Market.

**ADJOURN**

**A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER NANKO/YEAGER, TO ADJOURN THE JULY 5, 2011 "REGULAR MEETING" OF THE WYOMING, MINNESOTA CITY COUNCIL AT 7:26 P.M.**

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

*Voting Nay: None*

*Abstain: None*

-----, Deputy Clerk

***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.***