

**AGENDA
CITY COUNCIL
REGULAR MEETING
CITY OF WYOMING, MINNESOTA
FEBRUARY 3, 2009
7:00 PM**

CALL TO ORDER:

Mayor Sheldon Anderson called the Regular Meeting of the Wyoming City Council for February 3, 2009 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: Mayor Sheldon Anderson, Councilmembers Roger Elmore, Russ Goudge, Linda Nanko/Yeager and Joe Zerwas.

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".

"Recognize various members of Wyoming Police Department"

Steve Sicheneder stated he would like the City Council to donate playground equipment for the Parks or donate funds for the landscaping project at the library before giving any Gambling Funds to the Forest Lake Teen Center. Sicheneder also stated there was a lack of respect at the last meeting in regards to the Wyoming Boy Scouts. Mayor Anderson stated he went to a scout meeting with Roger Elmore and the scouts are joining the Mayor on the ground for the Forest Lake Teen Center fund raiser.

Darrel Vincent was present to ask City Council to reconsider donating the \$10,000.00 request for the rain garden at the library.

APPROVAL OF MINUTES:

- 1 Consider approving the minutes of the "Regular Meeting" of the Wyoming, Minnesota City Council for January 20, 2008.

A MOTION WAS MADE BY COUNCILMEMBER GOUDGE, SECONDED BY MAYOR ANDERSON, TO APPROVE THE "REGULAR MEETING" MINUTES OF THE WYOMING, MINNESOTA CITY COUNCIL FOR JANUARY 20, 2009 WITH THE FOLLOWING CORRECTIONS. IN ITEM #2 THE CONTINGENCY PLAN WOULD BE FOR FINANCING THE PROJECT, IN ITEN #10 CHANGE SHOULD HAVE BEEN TO SHOULD HAVE BEEN.

Voting Aye: Anderson, Elmore, Goudge, Nanko/Yeager and 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 promoting Matt Haslach to Lieutenant in the Wyoming Volunteer Fire Department (Training Position).
- 3 To consider promoting Jason Russell (9 yr. veteran) to the Captains position vacated when John Hastings was promoted to Assistant Fire Chief of the Wyoming Volunteer Fire Department.
- 4 To consider hiring Mark Darwin, 6522 East Viking Blvd. Wyoming, MN 55092 as a Probationary Firefighter on the Wyoming Volunteer Fire Department.

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

- 5 Report of the City Engineer, Mark Erichson for January 28, 2009.
- 6 Report of the City Attorney, David Snyder for January 28, 2009.
- 7 Report of the Wyoming Acting Police Chief, Scott Dexter for January 29, 2009.
- 8 Report of City Building Official, Fred Weck, IV for January 30, 2009 and 2008 Combined City of Wyoming Building Report (Permits, Inspections etc.).
- 9 Report of the Wyoming Volunteer Fire Department for January 2009 and the 2008 City of Wyoming Annual Report of Fire Calls by the Wyoming Volunteer Fire Department.
- 10 Report of the Wyoming Public Works Department for January 2009.

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY COUNCILMEMBER GOUDGE, TO APPROVE CONSENT AGENDA MOTIONS #2 - #10 AS PRESENTED.

Voting Aye: Anderson, Elmore, Goudge, Nanko/Yeager and Zerwas.

Voting Nay: None

Abstain: None

COMMUNICATIONS: NONE

OLD BUSINESS: NONE

NEW BUSINESS:

To consider providing assistance to the Minnesota Lyme Action Support Group 2009 Walk/Run to be

held on May 16, 2009 on the Sunrise Prairie trail and to consider providing additional assistance with the portable toilet availability.

Administrator Mattson stated the group has requested traffic control and assistance with the portable toilets. Administrator Mattson said the Maintenance Department has stated they can move the portable toilets from the parks to that site for the day. Mayor Anderson stated the Police Department did assist with the walk/run last year. Chief Dexter stated no problems occurred last year.

A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER NANKO/YEAGER, TO APPROVE PROVIDING ASSISTANCE TO THE MINNESOTA LYME ACTION SUPPORT GROUP 2009 WALK/RUN TO BE HELD ON MAY 16, 2009 ON THE SUNRISE PRAIRIE TRAIL AND TO CONSIDER PROVIDING ADDITIONAL ASSISTANCE WITH THE PORTABLE TOILET AVAILABILITY.

Voting Aye: Anderson, Elmore, Goudge, Nanko/Yeager and Zerwas.

Voting Nay: None

Abstain: None

12 To consider pay/compensation for Wyoming City Board and Commission members.

Administrator Mattson stated the City did a survey of 25 communities. Currently the City of Wyoming pays the boards \$300.00 annually and the former Wyoming Township pays \$32.78 per meeting. Currently the Planning Commission and Park Board are meeting twice per month. After the land use zoning is complete the demand for the Planning Commission meeting will taper back to once per month. The Park Board meetings depend on park activities.

A MOTION WAS MADE BY COUNCILMEMBER ZERWAS TO APPROVE THE PAY/COMPENSATION FOR WYOMING CITY BOARD AND COMMISSION MEMBERS \$35.00 PER MEETING.

Motion failed no second.

A MOTION WAS MADE BY COUNCILMEMBER ELMORE, TO APPROVE THE PAY/COMPENSATION FOR WYOMING CITY BOARD AND COMMISSION MEMBERS \$32.78 PER MEETING. COUNCILMEMBER ZERWAS AMENDED THE MOTION TO PAY/COMPENSATION FOR WYOMING CITY BOARD AND COMMISSION MEMBER \$30.00 PER MEETING.

Voting Aye: Anderson, Elmore, Goudge, Nanko/Yeager and Zerwas.

Voting Nay: None

Abstain: None

13 To Adopt Resolution No. 09-02-15 Approving an Interim Use Permit for a Home Occupation for Jared Wilcox at 6026 270th Street, Wyoming, MN.

Building Inspector Weck stated the City of Wyoming Planning Commission held a Public Hearing January 27, 2009. The Home Occupation Permit would allow small engine and snowmobile repair from a detached accessory building located on the applicant's property. Mr. Wilcox stated he owns 18 acres abutting Carlos Avery; he will have approximately 2-5 customers per month. The hazardous waste generated by the motors usually only 1 gallon will be recycled with SCR. The City of Wyoming Planning Commission voted unanimously to recommend approval of the request based on the findings that the standards have been met, with the staff's recommended conditions.

1. The Interim Use Permit is subject to the continual compliance with the standards for home occupations.
2. The applicant receives and maintains a Hazardous Waste License.
3. All equipment is stored inside the accessory building.
4. No outdoor storage.
5. Hours of operation be between 9:00 am to 5:00 pm Monday through Friday; 10:00 am to 2:00 pm on Saturday; and closed on Sunday.

6. The Interim Permit will expire upon the sale of the property.

Steve Mattson (resident on 270th Street) stated the noise is unbearable because of no mufflers and the traffic on Grand and 270th Street has increased.

Candy Girtz stated she has seen an increase in traffic; including many cars with boat trailers. Girtz stated the beginning of Grand Ave gets calcium chloride spread on it which only a handful of resident's pay for and when Wilcox starts advertizing the traffic on Grand Ave. will get worse.

Attorney Snyder stated the City of Wyoming reserves the right to impose additional criteria for noise and dust control. Also add to the conditions of the permit.

7. Review the permit once per year.

8. Monitor the dust control on Grand Ave.

A MOTION WAS MADE BY COUNCILMEMBER YEAGER, SECONDED BY COUNCILMEMBER ELMORE, TO ADOPT RESOLUTION NO. 09-02-15 APPROVING AN INTERIM USE PERMIT FOR A HOME OCCUPATION FOR JARED WILCOX AT 6926 270TH STREET, WYOMING, MN. WITH CONDITIONS 1-8 LISTED ABOVE.

Voting Aye: Anderson, Elmore, Goudge, Nanko/Yeager and Zerwas.

Voting Nay: None

Abstain: None

14 To consider entering into an agreement with Chisago City to Share Costs on Odor Control of the Joint Sanitary Sewer Trunk Main at the CSAH 36/TH 8 Lift Station and CR 80/Hwy 77 Lift Station for a cost to the City of Wyoming of \$73,800 and Chisago City \$46,200. Resolution No. 09-02-16.

Engineer Erichson stated the odor problems are at the above 2 lift station locations. The Joint Sewer Commission is waiting for the City of Wyoming to turn over the lift stations to them. Once the odor problem is resolved the City of Wyoming will not be liable for these 2 lift stations.

A MOTION WAS MADE BY COUNCILMEMBER GOUDGE, SECONDED BY COUNCILMEMBER ZERWAS, TO APPROVE ENTERING INTO AN AGREEMENT WITH CHISAGO CITY TO SHARE COSTS ON ODOR CONTROL OF THE JOINT SANITARY SEWER TRUNK MAIN AT THE CSAH 36/TH 8 LIFT STATION AND CR 80/HWY 77 LIFT STATION FOR A COST TO THE CITY OF WYOMING OF \$73,800 AND CHISAGO CITY \$46,200. RESOLUTION NO. 09-02-16.

Voting Aye: Anderson, Elmore, Goudge, Nanko/Yeager and Zerwas.

Voting Nay: None

Abstain: None

15 To adopt Resolution No. 09-02-17 a resolution approving Plans and Specifications and Authorizing Advertisement for Bids for the 2009 Street and Utility Improvement Project (City Project No. 2008-02) CSAH 22-Wyoming Trail, Goodview Ave & Fallbrook Ave.

A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER NANKO/YEAGER, TO ADOPT RESOLUTION NO. 09-02-17 A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING ADVERTISEMENT FOR BIDS FOR THE 2009 STREET AND UTILITY IMPROVEMENT PROJECT (CITY PROJECT NO. 2008-02) CSAH 22 – WYOMING TRAIL, GOODVIEW AVE & FALLBROOK AVE.

Voting Aye: Anderson, Elmore, Goudge, Nanko/Yeager and Zerwas.

Voting Nay: None

Abstain: None

16 To consider approving entering into an agreement with Richard Setter, Police Consultant to provide Background Checks etc. on Police Chief candidates at a cost of \$100/hr.

Administrator Mattson stated there are about 20 applicants. Out of the 20 applicants 3 – 5 will be chosen as finalists.

A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER ZERWAS, TO APPROVE ENTERING INTO AN AGREEMENT WITH RICHARD SETTER, POLICE CONSULTANT TO PROVIDE BACKGROUND CHECKS ETC ON POLICE CHIEF CANDIDATES AT A COST OF \$100/HR.

Voting Aye: Anderson, Elmore, Goudge, Nanko/Yeager and Zerwas.

Voting Nay: None

Abstain: None

A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY MAYOR ANDERSON, TO HAVE MAYOR ANDERSON AND COUNCILMEMBER ZERWAS ASSIST IN THE POLICE CHIEF SELECTION OF 3 – 5 CANDIDATES WITH ADMINISTRATOR MATTSON.

Voting Aye: Anderson, Elmore, Goudge, Nanko/Yeager and Zerwas.

Voting Nay: None

Abstain: None

17 To discuss Staff Member (Department Heads) attendance at Council meetings.

Administrator Mattson stated when the City Council meeting does not require Department Heads input he would not recommend their attendance. If Council has questions for the Department Heads there is a Staff meeting before the City Council meeting at 5:00 pm.

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY COUNCILMEMBER GOUDGE, TO APPROVE STAFF MEMBER (DEPARTMENT HEAD) ATTENDANCE AT COUNCIL MEETINGS.

Voting Aye: Anderson, Elmore, Goudge, Nanko/Yeager and Zerwas.

Voting Nay: None

Abstain: None

18 To consider granting Mayor Anderson approval to use the roof of City Hall from February 23rd to March 1st to conduct a Fundraiser for the Forest Lake Teen Center.

Darrell Vincent (City resident) stated City property should not be used for something that is not in our community.

Eric Peterson questioned the total cost to the City for the fundraiser. Mayor Anderson stated he will have a laptop which will use the City's internet service and possibly a TV. Also, Mayor Anderson stated he knows a number of City of Wyoming kids that use the facility. Councilmember Nanko/Yeager questioned if the roof was damaged from the last fundraiser. Administrator Mattson stated a platform was built for the tent so nothing was attached to the roof and there was no damage. The City also checked with the insurance carrier and there is no liability to the City.

A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER ZERWAS, TO APPROVE GRANTING MAYOR ANDERSON APPROVAL TO USE THE ROOF OF CITY HALL FROM FEBRUARY 23RD TO MARCH 1ST TO CONDUCT A FUNDRAISER FOR THE FOREST LAKE TEEN CENTER.

Voting Aye: Anderson, Elmore, Goudge, Nanko/Yeager and Zerwas.

Voting Nay: None

Abstain: None

CLAIMS:

- 2 Consider authorizing payment of recommended bills and payroll for the period of January 21, 2009 through February 3, 2009.

A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY COUNCILMEMBER ELMORE, TO AUTHORIZING PAYMENT OF RECOMMENDED BILLS AND PAYROLL FOR THE PERIOD OF JANUARY 21, 2009 THROUGH FEBRUARY 3, 2009.

Voting Aye: Anderson, Elmore, Goudge, Nanko/Yeager and Zerwas.

Voting Nay: None

Abstain: None

COUNCIL REPORTS:

COUNCILMEMBER GOUDGE – Questioned if any Councilmember’s were going to attend the RDC meeting. Mayor Anderson and Councilmember Elmore will be attending.

COUNCILMEMBER ZERWAS – None

COUNCILMEMBER ELMORE – None

COUNCILMEMBER NANKO/YEAGER – None

MAYOR ANDERSON - None

ADJOURN

A MOTION WAS MADE BY COUNCILMEMBER ZERWAS, SECONDED BY COUNCILMEMBER ELMORE TO ADJOURN THE FEBRUARY 2, 2009 “REGULAR MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL AT 8:20 P.M.

_____, Deputy Clerk