

**APPROVED MINUTES
CITY COUNCIL
REGULAR MEETING
CITY OF WYOMING, MINNESOTA
MAY 1, 2018
7:00PM**

CALL TO ORDER:

Mayor Lisa Iverson called the Regular Meeting of the Wyoming City Council for May 1, 2018 to order at 7:00PM

CALL OF ROLL:

On a Call of the Roll the following members of the Wyoming City Council were present: Councilmembers Lisa Iverson, Linda Nanko/Yeager, Joe Zerwas, Don Waller, and Claire Luger

ABSENT: None

Also Present: Mark Vierling, Eckberg Lammers, Robb Linwood, City Administrator, Mark Erichson-WSB, Paul Hoppe, Public Safety Director, Fred Weck, Zoning Administrator/Building Official

DETERMINATION OF A QUORUM:

PLEDGE OF ALLEGIANCE:

Quarterly Update – Matt Engstrom – Wyoming Planning Commission – Commissioner Engstrom noted that this has been a fairly busy year and noted that there is an opening on the Commission if the Council knows anyone who may be interested. He stated that they have spent quite a bit of time reviewing and making recommended changes to the Architectural Standards Ordinance to reflect modern construction materials and methods. They have recently spent time working on the Comprehensive Plan and are currently updating the Shoreland Ordinance.

Councilmember Waller asked how the City ordinance was compared to the Department of Natural Resources (DNR) ordinance for shoreland.

Commissioner Engstrom stated that the City had language that was above and beyond that of the DNR, so they are having discussions about where and when the City wants to be more restrictive than the DNR.

Mayor Iverson noted that she had been present for the discussions surrounding the Shoreland Ordinance and commended the Planning Commission for how well they have worked with the audience members who are very passionate about this issue.

OPEN FORUM:

“An opportunity for members of the public to address the City Council on items on/or 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 three (3) 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”

Ben Montzka – Chisago County Commissioner – County Commissioner Montzka distributed the annual report for Chisago County. He noted that one of the bigger items to note is the jail is nearing completion and has come in on budget. He noted that there appears to have been some damage done to the Prairie Sunrise Trail from snowmobiles. He stated that some of the damage is fairly significant and will need to be address in order to be open for in-line skating. The County is looking at ways to address that issue.

Councilmember Zerwas asked if deputies ever patrol on snowmobiles.

County Commissioner Montzka stated that the deputies do not but are able to stop snowmobiles and ticket them. He thinks this might need to be a larger area of focus for future winters. He said that they had been trying to plow the trails to keep the snowmobiles off, but it didn't seem to do any good.

Councilmember Zerwas suggested looking getting a few snowmobiles and stated that they may also come in handy for lake patrol duties.

Councilmember Luger asked whether County Commissioner Montzka felt the County was keeping up with the increased mental health demands in the County.

County Commissioner Montzka stated that there are social workers for the County that specialize in both adult and children mental health issues. He stated that most of this is funded by State grants. He stated that this is something that needs to be continually looked at, for example in schools, there are social services available. He noted that this is something to consider possibly using future levy dollars to address this issue, in the future. He noted that one thing the County Board has tried to focus on is the per student funding, because they are in the lower half of the funding, which means that some of the schools are literally getting 40% of what other school districts are getting to educate the children.

Councilmember Nanko/Yeager stated that Cambria Hills facility was turned down by Forest Lake. She asked if there were any other communities in Chisago County that were considering allowing the facility. She noted that she had seen a Facebook post that implied East Bethel was going to try to get the facility.

County Commissioner Montzka stated that he was not familiar with any efforts to get the facility in Chisago County. He asked why it was turned down by the City of Forest Lake.

Councilmember Nanko/Yeager stated that the presenting issue was a necessary zoning change.

County Commissioner Montzka reiterated that he will have staff look into the mental health facility.

APPROVAL OF MINUTES:

- 1. Consider Approving the Minutes of the “Work Session Meeting” of the Wyoming, Minnesota City Council for April 11, 2018**

A MOTION WAS MADE BY COUNCILMEMBER LUGER, SECONDED BY COUNCILMEMBER ZERWAS, TO APPROVE THE MINUTES OF THE “WORK SESSION MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL FOR APRIL 11, 2018, AS SUBMITTED.

Voting Aye: Waller, Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: None

Abstain: None

Absent: None

- 2. Consider Approving the Minutes of the “Regular Meeting” of the Wyoming, Minnesota City Council for April 17, 2018**

A MOTION WAS MADE BY COUNCILMEMBER ZERWAS, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE THE MINUTES OF THE “REGULAR MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL FOR APRIL 17, 2018, AS

SUBMITTED.

Voting Aye: Waller, Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: None

Abstain: None

Absent: None

- 3. Consider Approving the Minutes of the “Special Meeting” of the Wyoming, Minnesota City Council for April 19, 2018**

A MOTION WAS MADE BY COUNCILMEMBER LUGER, SECONDED BY COUNCILMEMBER ZERWAS, TO APPROVE THE MINUTES OF THE “SPECIAL MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL FOR APRIL 19, 2018, AS SUBMITTED.

Voting Aye: Waller, Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: None

Abstain: None

Absent: 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.

- 4. To Consider Resolution 18-05-32 a resolution accepting the donation from Splitrocks, LLC Tim Tuttle for bus services to the Wyoming Park Board and Wyoming City Council.**

A MOTION WAS MADE BY COUNCILMEMBER LUGER, SECONDED BY COUNCILMEMBER ZERWAS, TO APPROVE ITEM #4 OF THE CONSENT AGENDA, RESOLUTION 18-05-32, “A RESOLUTION ACCEPTING THE DONATION FROM SPLITROCKS, LLC, TIM TUTTLE FOR BUS SERVICES TO THE WYOMING PARK BOARD AND WYOMING CITY COUNCIL.”

Voting Aye: Waller, Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: None

Abstain: None

Absent: None

- 5. To Consider Resolution 18-05-33 a Resolution Restricting Parking Slong Pioneer Road from Wyoming Trail to 260th Street for the 2018 Street Reconstruction Project (City Project No. 18-01)**

Council Member Waller asked to pull item #5 for discussion.

Councilmember Waller asked if there was a map of the no parking areas reconstruction project.

City Administrator Linwood stated that the no parking area would be indicated from Wyoming Trail to 260th Street.

City Engineer Erichson gave some background on the project and noted that the only no parking areas are specifically for the roadways that have concrete curb and gutter.

A MOTION WAS MADE BY COUNCILMEMBER WALLER, SECONDED BY COUNCILMEMBER ZERWAS, TO APPROVE #5 OF THE WYOMING CITY COUNCIL CONSENT AGENDA, RESOLUTION NO. 18-05-33, "A RESOLUTION RESTRICTING PARKING ALONG PIONEER ROAD FROM WYOMING TRAIL TO 260TH STREET FOR THE 2018 STREET RECONSTRUCTION PROJECT (CITY PROJECT NO. 18-01)AS PRESENTED.

Voting Aye: Waller, Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: None

Abstain: None

Absent: None

COMMUNICATIONS:

6. Report of the Public Safety Director, Paul Hoppe for April 25, 2018
7. Report of City Building Official, Fred Weck, IV for April 27, 2018
8. Report of City Attorney Mark Vierling for April 26, 2018
9. Report of City Engineer Mark Erichson, WSB for April 26, 2018
10. Report of Public Works Superintendent Marty Powers for April 25, 2018

OLD BUSINESS: NONE

NEW BUSINESS

11. To Consider Resolution 18-05-34 a Resolution to Select a Consultant to Complete a Utility Rate Study for the City of Wyoming

City Administrator Linwood stated that the City received three responses to its Request For Proposal (RFP) from: Ehlers and Associates; Springsted Inc., working on behalf of WSB; Sambatek Engineering Firm. He reviewed the proposals submitted by the three entities and noted that he is recommending the Springsted, Inc. working in conjunction with WSB.

Mayor Iverson asked how many residents and businesses are affected by the rate study.

City Administrator Linwood stated that there are over 1,300 water/sewer accounts covering both residential and commercial.

Mayor Iverson asked how this study may be different than the previous studies and asked if the City had done anything to increase the odds of a more favorable outcome.

City Administrator Linwood explained the previous study was completed by an engineering firm, that had a different set of expertise than a financial institution. He stated that going with a financial firm that has a component of the engineering will give a more in depth look at the City and its financial needs. The City has completed water audits and doing repairs that will help create more accurate numbers.

Mayor Iverson stated that she would like to see the City hold informational meetings for the community to help get buy-in of the residents, similar to what has been done with the street projects.

City Administrator Linwood stated that he agrees and suggested that whichever firm is chosen that there are a series of Open House meetings where residents and businesses are invited to attend and get information.

A MOTION WAS MADE BY COUNCILMEMBER ZERWAS, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE RESOLUTION 18-05-34, "A RESOLUTION TO SELECT SPRINGSTED TO COMPLETE A UTILITY RATE STUDY FOR THE CITY OF WYOMING."

Voting Aye: Waller, Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: None

Abstain: None

Absent: None

12. To Consider Approving City of Wyoming Policy 18-01 a Respectful Workplace Policy

City Administrator Linwood stated that the League of Minnesota Cities has had this as an initiative to ensure cities are free of sexual harassment and conduct that is not appropriate in cities. He reviewed the recommended policy and noted that the League of Minnesota Cities policy has been updated specifically for the City.

Councilmember Zerwas commented on how thorough the policy is.

Councilmember Nanko/Yeager noted at the work session when this was discussed there were many instances where things would be referred to the City Attorney. It appears as though the City Attorney has been taken out and Mayor has been inserted. She asked why this change had been made.

City Attorney Vierling stated that he thinks the reference to City Attorney was misplaced. He thinks this was a recommendation from the League of Minnesota Cities, however, it would create a conflict of interest for the City, because the City Attorney is an advocate for the City. He stated that it would make it difficult if they were the ones receiving the complaints and pursuing the investigation.

Councilmember Nanko/Yeager stated that she was concerned about having the Mayor in this role, because that may create another conflict of interest. She asked if this policy gives the same protection to the administrator that the contracts do.

City Attorney Vierling stated that this does not provide for that same protection, but, noted that the City will be dealing with people no matter where it is up and down the line. He asked that the Council focus on the language that says this person will be "receiving the complaint". He reminded the Council that just because they would be receiving the complaint did not mean that they would be conducting the investigation. He stated in many cases, the City will refer the matter out to an independent third party to conduct the investigation.

Councilmember Nanko/Yeager asked if that should be written into the policy someplace so it is officially understood.

City Attorney Vierling stated that it is not written into the policy that the Mayor will conduct the investigation, just that the Mayor will receive the complaint. He noted that it is likely that it will dovetail into the City personnel policy. He stated that it is not going to be a situation where the person receiving the complaint is judge, jury and executioner.

Councilmember Nanko/Yeager stated that she thinks the language, as written, is confusing and implies that the Mayor will be in charge of the investigation. She suggested that this be spelled out more clearly in the policy.

City Attorney Vierling stated that he didn't think it had to be, because it is statutory.

Councilmember Waller confirmed that this is a supplement to our current personnel policy.

City Attorney Vierling stated that it is a smaller subset of the personnel policy.

Councilmember Waller stated that a personnel policy is written for employees not elected officials. He noted under the reporting section there were a lot of references to the term "may". He suggested changing this to "shall".

City Attorney Vierling stated that under no circumstances can there be any discipline of an employee without it going through the Council.

Councilmember Waller asked if there was a problem changing the language to use the word "shall" in the Special Reporting Requirements section.

City Attorney Vierling stated that not every matter is going to require disciplinary action and may involve a remedial action that takes place between the employee and their department supervisor, and because there is not disciplinary action doesn't have to come to the Council. He stated that this raises the question of whether the Council really wants everything to come back to the Council at that level. He doesn't think the language should be changed to "shall" because it may escalate minor matters into something much larger.

Councilmember Waller stated that he would like the Council to be informed about complaints that have come in. He didn't think names, needed to be disclosed, but would like a report about the complaint and how it had been handled.

City Attorney Vierling reiterated that he didn't think the policy needed to be changed. He stated that he thinks that can simply be a confidential memo from the City Administrator.

Mayor Iverson asked whether a clarification should be made at the beginning of the document to state that this applies to members of Boards, Commissions and City Council whether elected or appointed.

City Attorney Vierling stated that it could be inserted but, did not think it changed the thrust of the paragraph.

Mayor Iverson stated that she would like more of a definition of "workplace", especially with respect to Councilmembers, because their workplace is very different than a City employee. She asked what recourse a resident would have if an elected official was being rude, using inappropriate humor, or disparaging language, for example, about another elected official, as they are talking to a resident. She asked about the reporting system a resident would use and how the City would respond to that. She stated that there have been instances where derogatory or obscene comments have been made in the past, to residents.

City Attorney Vierling stated that the definition could be changed and expanded to include the area at large, outside of the Council Chambers and City Hall. He stated that many Councils would not take it that far, so it comes down to an individual preference for how the term workplace is defined.

Mayor Iverson stated that she feels the elected officials need to be held to a higher standard of civility. She stated that in the work session, she had brought up the idea of an elected official code of conduct. She asked if there was interest from the Council in having a code of conduct policy for elected officials.

City Attorney Vierling stated that the Council could adopt that and it would be something distinct and separate from this policy because it is tailored and fashioned directly to elected officials.

Mayor Iverson asked how the Council could come up with language to draft and adopt this type of policy. She asked if they would simply ask City Administrator Linwood to research existing policies and bring them back to the Council for discussion at a future meeting.

City Attorney Vierling stated that the League of Minnesota Cities probably has samples of this type of policy.

Councilmember Nanko/Yeager stated that most of her workplace takes place in her home and she would find this an invasion of her privacy. She expressed her concern that conversations with her friends could be construed as “Council workplace” and an invasion of privacy.

Councilmember Waller stated that he would like that provision added. He doesn’t want it in the personnel file but wants to know that things are being addressed.

Mr. Spangler asked if the Council was redefining the workplace for the Council that the internet and social media be taken into account.

Mayor Iverson stated that could be done if the Council chooses to create an elected official code of conduct policy. She asked if the Council would be in favor of directing City Administrator Linwood and City Attorney Vierling to bring back some sample policies for consideration of creating an elected official code of conduct. She asked for a verbal response.

Councilmember Zerwas: Yes

Councilmember Nanko/Yeager: Stated that she would have some questions, given the comprehensive nature of this type of policy. She questions if the policy Mayor Iverson is advocating would be redundant because it is covered adequately in the policy before the Council. She questioned whether this would be micromanaging and overreaching into the Councilmembers privacy and personal lives.

Councilmember Luger: Stated she was in favor of exploring and considering a policy. She stated that once it is before the Council a determination could be made whether it was redundant or whether there was truly a need for it.

Councilmember Waller: Stated that he believes the policy that is currently before the Council is in depth and specific and that going too far will stimey discussion and debate. He expressed concern that going too far could result in simply asking a question being determined to be offensive. He doesn’t think a specific code of conduct for elected officials is necessary.

Mayor Iverson noted that the majority of the Council was in favor of taking a look at the code of conduct for elected officials and asked when it could be brought before the Council.

City Administrator Linwood stated that he thinks they could have some samples from the League of Minnesota Cities for discussion at the May 15, 2018 meeting and if not at a meeting shortly after.

A MOTION WAS MADE BY COUNCILMEMBER LUGER, SECONDED BY COUNCILMEMBER ZERWAS, TO APPROVE POLICY 18-01 A RESPECTFUL WORKPLACE POLICY, AS WRITTEN.

Voting Aye: Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: Waller

Abstain: None

Absent: None

13. To Consider Approving the City of Wyoming Policy 18-02 a Sexual Harassment Policy

City Administrator Linwood stated that this is another policy recommended by the League of Minnesota Cities and mirrors a lot of the information that has already been discussed.

A MOTION WAS MADE BY COUNCILMEMBER ZERWAS, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE POLICY 18-02 A SEXUAL HARASSMENT POLICY, AS WRITTEN.

Voting Aye: Waller, Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: None

Abstain: None

Absent: None

14. To Consider Resolution 18-05-35 a Resolution Approving Updates to the Wyoming Personnel Policy Regarding the Respectful Workplace Policy, Sexual Harassment Policy and Reporting Procedures

Councilmember Nanko/Yeager asked about an item on page 39 of the personnel policy. She stated that on the first page it notes that appointed and elected officials are excluded and questioned why they were included on page 39.

City Attorney Vierling stated that the paragraph initially talks about the elected officials being the victim. He is not sure that you want to set up a policy where it applies only if the employee is a victim.

Councilmember Nanko/Yeager asked if the definition should then be changed to include the Council and members of the Boards and Commissions as employees.

City Attorney Vierling stated that he did not think so. He explained that the issue is taking action against an employee whose behavior is inappropriate.

A MOTION WAS MADE BY COUNCILMEMBER LUGER, SECONDED BY COUNCILMEMBER ZERWAS, TO APPROVE RESOLUTION 18-05-35 A RESOLUTION APPROVING UPDATES TO THE WYOMING PERSONNEL POLICY REGARDING THE RESPECTFUL WORKPLACE POLICY, SEXUAL HARASSMENT POLICY AND REPORTING PROCEDURES.

Voting Aye: Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: Waller

Abstain: None

Absent: None

15. To Consider Resolution 18-05-36 a Resolution Adopting and Approving a Summary Publication for Ordinance 2018-03, an Ordinance Amending the City of Wyoming Code of Ordinances, Chapter 18, Fire Prevention and Protection

Public Safety Director Hoppe explained the revisions that were made to the ordinance.

Councilmember Zerwas asked how many members of the fire department there are.

Public Safety Director Hoppe stated that there were 27 members of the fire department, with four of them currently on leave.

Councilmember Waller stated that at the work session where this was discussed, he brought up the fact that the City has not been performing the operations up to City Code as it is written.

Public Safety Director Hoppe agreed that the operations are different, which is why he is before

the Council asking for this revision to get things cleaned up.

Councilmember Waller asked what the reasons were for changing the operations before the code was changed.

Public Safety Director Hoppe stated that when the department was combined from the separate fire and police components, it was done in accordance with Council and administration that was in place at the time. He stated that it is unusual to see a job description listed within the fire code. He stated that moving to a department of public safety, was not solely his decision. It was a decision that was made by the City Council that was seated, at that time. He stated that he believes this was an oversight, by the organization, as a whole, including staff and the Council, that they didn't go through and identify the changes needed in the code to comply with the new organizational standards that were put into place. It is identifying that changes need to be made in the City code so the operations and the code are consistent with each other.

Councilmember Luger stated that the City supported the surrounding communities and asked if this policy was consistent with the peer cities and their fire codes.

Public Safety Director Hoppe stated that when staff redrafted the code, they did consider the surrounding cities and their fire codes, as well as information from the League of Minnesota Cities. He stated that the code being presented tonight is consistent with surrounding cities as well as the League of Minnesota Cities recommendations.

Council Member Nanko/Yeager –Stated that she did not have complete information when she made that decision and did not know the City was not operating according to code and she expressed her disappointment in that.

Councilmember Zerwas asked if the City was covered under the reciprocity agreement.

Public Safety Director Hoppe stated that the mutual aid agreement is a separate document outside of the fire code.

Mayor Iverson stated that the City has a new City Administrator and a new Council, so it is working towards transparency and making sure all the policies and ordinances are up to date and in line with the stated goals.

A MOTION WAS MADE BY COUNCILMEMBER IVERSON, SECONDED BY COUNCILMEMBER ZERWAS, TO APPROVE RESOLUTION 18-05-36 "A RESOLUTION ADOPTING AND APPROVING A SUMMARY PUBLICATION FOR ORDINANCE 2018-03, AN ORDINANCE AMENDING THE CITY OF WYOMING CODE OF ORDINANCES, CHAPTER 18, FIRE PREVENTION AND PROTECTION".

Voting Aye: Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: Waller

Abstain: None

Absent: None

16. To Consider Resolution 18-05-37 a Resolution Establishing an Authorized Staffing Level for the Wyoming Fire Department for Paid on Call Firefighters

Public Safety Director Hoppe noted that this issue came to light from a past question by Councilmember Waller. He explained that based on their findings they are recommending a staffing level of 35 firefighters. He stated that by having this in resolution form, rather than including it in the code, it is more easily adaptable as the City grows and changes.

Councilmember Nanko/Yeager asked about plans moving forward to get the number up to 35 firefighters.

Public Safety Director Hoppe stated that one of their initiatives for 2018 is to work on recruiting. They have already created a short video to be used throughout social media. They are also planning to host monthly Open House events at the fire department, to create some energy around the department.

Councilmember Nanko/Yeager suggested the old-fashioned one on one, firefighter find a friend approach.

Public Safety Director Hoppe stated that is a constant ongoing event for their firefighters recruiting their friends and family.

Councilmember Waller stated that historically, the fire department staff numbers have been about 32 and questioned the wisdom of putting a top number on our staffing levels since the City is having trouble maintaining the current lower staffing levels. He doesn't think putting this staffing level number in is beneficial. He stated that the question, to him, is what is going on with recruiting since the change to a public safety department.

Public Safety Director Hoppe stated that recruiting is a challenge that pretty much every community across the country is dealing with right now. He stated that it is not specific to the City and noted it is well documented across the country because of a change in culture and the amount of time and willingness people have to volunteer is decreasing. He stated that things have changed from what used to be the norm in the 50s with one family member working outside of the home to now when sports and extracurricular activities use up free time and they are not just seasonal anymore but year-round. He stated that dual income families that share the parenting amongst the core family group also creates challenges to the idea of volunteerism. He stated that there has also been an increase in demand since 9/11 and has moved away from a social group to a paid on-call fire department by increasing the certification programs, the training requirements, including the number of hours it takes to train a fire fighter. He stated that all of these elements contribute to a negative effect on their ability to recruit. He stated that a set of turn out gear is about \$3,000/person.

Councilmember Waller explained that he wasn't saying the City should create more positions, but simply get rid of the number.

Public Safety Director Hoppe stated that he thinks it is important to have an upper limit as a target point, so when the City reaches 35, it will know that is capacity. He stated that there could be a waiting list or even a cadet program to help train and have more prepared recruits available when there is an opening.

A MOTION WAS MADE BY COUNCILMEMBER ZERWAS, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE RESOLUTION 18-05-37 A RESOLUTION ESTABLISHING AN AUTHORIZED STAFFING LEVEL FOR THE WYOMING FIRE DEPARTMENT FOR PAID ON CALL FIREFIGHTERS.

Voting Aye: Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: Waller

Abstain: None

Absent: None

17. To Consider Approving a Job Description for the Wyoming Fire Division "Fire Chief" Position and to Discuss the Hiring Process for a New Fire Chief

Public Safety Director Hoppe stated Fire Chief Hastings has submitted his resignation as fire chief. He intends to stay on with the fire department, just not in the capacity as Fire Chief. He stated that Fire Chief Hastings has agreed to stay on to help train his replacement before he transitions out of the position.

Councilmember Waller stated that he did not see it listed in the job description but asked if there

was a requirement that the candidates must qualify for the City fire department, including the eight-minute response time.

Public Safety Director Hoppe stated that he will take a closer look and make sure that it states that.

City Administrator Linwood noted that this requirement was included in the fire code.

Public Safety Director Hoppe stated that he would like feedback from the Council on whether they would like the position advertised both internally and externally. He noted that there is a fire fighter on staff who is qualified, capable and willing.

A MOTION WAS MADE BY COUNCILMEMBER ZERWAS SECONDED BY COUNCILMEMBER LUGER TO APPROVE A JOB DESCRIPTION FOR THE WYOMING FIRE DIVISION "FIRE CHIEF" POSITION, TO LIVE OR WORK WITH THE 8 MINUTE RESPONSE TIME, AND TO ADVERTISE THE POSITION BOTH INTERNALLY AND EXTERNALLY, TO HIRE A NEW FIRE CHIEF.

Voting Aye: Waller, Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: None

Abstain: None

Absent: None

18. To Discuss and Consider the Future use of City of Wyoming's 75,000 Gallon Water Tower #1

City Engineer Erichson gave an overview of past discussion surrounding Tower #1.

City Administrator Linwood stated that the City did receive a few phone calls expressing some initial tentative interest, but there has been no official interest in someone purchasing the tower.

There was a **consensus** of the Council to go out for bids for demolition of Water Tower #1.

19. To Consider Setting a Work Session Date of May 9th, 2018 at 5:30PM for a Street and Project Tour

City Administrator Linwood stated that Splitrocks allowed the Park Board to use their bus last Thursday for a park tour and have agreed to allow the Council and the public to use the bus on May 9, 2018. He thanked Splitrocks and the Tuttles for this donation to the City.

Councilmember Nanko/Yeager asked about the earlier start time.

City Administrator Linwood stated that he thought the time was chosen in order to try to have more daylight hours in order to see as much as possible.

A MOTION WAS MADE BY COUNCILMEMBER WALLER, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE A ROAD TOUR/PROJECT TOUR CITY COUNCIL WORK SESSION FOR MAY 9, 2018 at 5:30PM

Voting Aye: Waller, Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: None

Abstain: None

Absent: None

20. To consider entering closed session under Minnesota Statute 13D.05 Subdivision

3,(c)(3) to discuss Pioneer Rd. easement acquisition

Mayor Iverson suggested covering other agenda items before coming back to consider closed session.

CLAIMS

21. Consider Authorizing Payment of Recommended Bills, Payroll and Journal Entries for the period of April 18, 2018 through May 1, 2018.

Councilmember Waller asked for details about audio communications costs and the equipment listed.

City Administrator Linwood stated that he believes those costs reflect the additional radios that have been added to Public Works vehicles to improve communications.

Councilmember Nanko/Yeager stated that she would like clarification too because the coding appears to be mixed up.

City Administrator Linwood stated that he will confirm the details with Public Works Director Powers and report back to the Council.

A MOTION WAS MADE BY COUNCILMEMBER ZERWAS, SECONDED BY COUNCILMEMBER LUGER, AUTHORIZING PAYMENT OF RECOMMENDED BILLS, PAYROLL AND JOURNAL ENTRIES FOR THE PERIOD OF APRIL 18, 2018 THROUGH MAY 1, 2018 AND CORRECT CODING OF BILLS.

Voting Aye: Waller, Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: None

Abstain: None

Absent: None

COUNCIL REPORTS:

Council Member Waller – Attended Special Meeting on April 19, 2018.

Council Member Luger – Attended Joint Park Plan Meeting on for Cherry Hill Development.

Council Member Nanko/Yeager – Attended Special Meeting on April 19, 2018.

Council Member Zerwas – Attended Special Meeting April 19, 2018.

Mayor Iverson – Attended the Planning Commission Meeting on April 17, the Special Meeting April 19, and the Minnesota Mayors Conference in Perham, MN. She thanked Polaris for their donation to the mayor's raffle at the Mayors Conference.

20. To Consider Entering Closed Session Under Minnesota Statute 13D.05 Subdivision 3,(c)(3) to Discuss Pioneer Rd. Easement Acquisition - Continued

City Attorney Vierling noted that the Council will be entering a closed session to review matters regarding possible easement acquisitions as it effects lands located within the 2018 roadway project area that the Council has already identified as benefited. The Council will go into closed session. The closed session will be recorded as is required by law. The tape will be maintained and a digital recording will be available for two years. The Council will come back into open session and announce any action taken.

A MOTION WAS MADE BY COUNCILMEMBER ZERWAS, SECONDED BY COUNCILMEMBER WALLER, TO ENTER INTO CLOSE SESSION UNDER MN STATE

STATUTE 13D.05, SUBDIVISION 3(c) (3), TO DISCUSS PIONEER ROAD EASEMENT ACQUISITION AT 8:47 PM

City Attorney Vierling stated that the Council was back in open session where staff had presented positions to Council. Council gave direction to staff but no formal action was taken. All members of the Council were present during the closed session, as were staff members: City Administrator Linwood; City Engineer Erichson; and City Attorney Vierling.

A MOTION WAS MADE BY COUNCILMEMBER LUGER, SECONDED BY COUNCILMEMBER ZERWAS, TO ADJOURN THE MAY 1, 2018 "REGULAR MEETING" OF THE WYOMING, MINNESOTA CITY COUNCIL REGULAR MEETING AT 9:04PM

Voting Aye: Waller, Nanko/Yeager, Luger, Zerwas, Iverson

Voting Nay: None

Abstain: None

Absent: 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:

May 15, 2018

7:00PM