

**MINUTES  
CITY COUNCIL  
REGULAR MEETING  
CITY OF WYOMING, MINNESOTA  
DECEMBER 6, 2011  
7:00 PM**

**CALL TO ORDER:**

*Mayor Eric Peterson called the Regular Meeting of the Wyoming City Council for December 6, 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

**APPROVAL OF MINUTES:**

- 1. Consider approving the minutes of the “Regular Meeting” of the Wyoming, Minnesota City Council for November 15, 2011.**

**A MOTION WAS MADE BY COUNCILMEMBER ELMORE SECONDED BY COUNCILMEMBER S. ZERWAS, TO APPROVE THE “REGULAR MEETING” MINUTES OF THE WYOMING, MINNESOTA CITY COUNCIL FOR NOVEMBER 15, 2011 WITH THE FOLLOWING CORRECTION. THE NOVEMBER 15, 2011 CITY COUNCIL MEETING WAS AJOURNED 1<sup>ST</sup> BY COUNCILMEMBER J. ZERWAS AND 2<sup>ND</sup> BY COUNCILMEMBER NANKO/YEAGER AT 7:56 PM.**

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

**SCHEDULED BID LETTINGS: NONE**

**SCHEDULED PUBLIC HEARINGS:**

**2. "TRUTH-IN-TAXATION" HEARING - TAX LEVY 2011 PAYABLE 2012**

- ✓ **Consider adopting Resolution No. 11-12-62 - 2011 Tax Levy Payable In 2012**
- ✓ **Consider adopting Resolution No. 11-12-63 - 2012 Expenditures Budget**

Tom Terry (26752 Freeport Court) questioned if the audience was going to receive copies of the proposed budget. Administrator Mattson stated the staff was making copies and should be done soon.

Administrator Mattson review the proposed budget.

Ed Hein (25930 East Comfort Drive) stated his taxes went down \$900.00 in 2011 and are going up 37% in 2012. He would like to know what he is getting for that increase.

George Osgood (7559 260<sup>th</sup> Street) stated his taxes are increasing 60% in 2012.

Jerry Owens (25717 Gramford) stated his property value went down and his taxes increased by 55.5% for 2012.

Mike Chapman (25732 East Comfort Drive) stated his taxes increased 64% for 2012.

Dean Johnson (4520 245<sup>th</sup> Street) stated his taxes increased 77% for 2012.

Steve Sicheneder (6201 266<sup>th</sup> Court) stated the City Council has given no explanation of where the \$360,000.00 tax increase in the general fund is going. This budget is over a 12% increase from 2011. And there has been no planning for the increase of \$500,000.00 in the street improvement budget.

Rodney Hestekin (26811 Freeport Court) could not believe his increase when he received his tax statement. His properties went up 24% and economic times are tough. He also stated companies get hit harder than the residents are. He would like the City Council to set the budget where it has been in the past couple years. He stated it's not the time to raise taxes that residents and businesses cannot afford. Hestekin stated it is getting to a point where businesses are not going to relocate or start a business in Wyoming.

Dan Babbitt (26200 Glen Oak Drive) stated the City Council needs to be better prepared when finalizing the budget for 2012.

Mayor Peterson stated the City Council is looking for a solution to fix the City streets. The \$500,000.00 would be the Street Replacement Fund for the streets in Wyoming, having the fund would eliminate assessing the residents for their street replacement. Peterson stated in the long run this would actually be a good value because the residents could write it off on their taxes.

**A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER NANKO/YEAGER, TO CLOSE THE "TRUTH IN TAXATION" HEARING FOR THE 2011 TAX LEVY PAYABLE IN 2012 AT 8:23PM.**

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

*Voting Nay: None*

*Absent: None*

**A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER TO SET THE CERTIFIED LEVY AT 3,250,000 THIS IS REPRESENTING A FLAT LEVY JUST LIKE WE SAW LAST YEAR. MOTION DIES FOR LACK OF A 2<sup>ND</sup>.**

**A MOTION WAS MADE BY MAYOR PETERSON, SECONDED BY J. ZERWAS, TO SET THE CERTIFIED LEVY AT 3,300,000. FUND 880 WILL HAVE 572,000 AT THE END OF 2011. MAYOR PETERSON PROPOSES TO TAKE 500,000 OUT OF FUND 880 AND HAVE IT FOR THE NEW ENDOWMENT FOR THE STREET REPLACEMENT FUND AND TAKE THE REMAINING 72,000 AND PUT IT IN THE GENERAL FUND TO HELP WITH THE 2012 BUDGET. THE STREET FUND WILL BE A PROTECTED FUND.**

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

*Voting Nay: Nanko/Yeager*

*Absent: None*

**3. To consider the Vacation of a Portion of Falcon Avenue and Drainage and Utility Easements pursuant to Minnesota Statute 412.851**

- ✓ **Consider adopting Resolution No. 11-12-64 – Vacating Falcon Avenue and Drainage and Utility Easements**

**A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER NANKO/YEAGER TO OPEN THE PUBLIC HEARING VACATING FALCON AVENUE AND DRAINAGE AND UTILITY EASEMENTS AT 8:31 PM**

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

*Voting Nay: None*

*Absent: None*

Administrator Mattson stated notices were published and sent to neighbors within 500 feet. The land is currently land locked in a fenced area owned by Hallberg Marine. The taxes the City is currently paying on this property are \$4,068.00 per year.

Jerry Owens (25717 Gramford) stated he would like to see the land owned by Hallberg Marine which currently has outdoor storage on it screened from the freeway traffic. Administrator Mattson stated that is a different subject and should be addressed at a later date. City Council suggested informing Building Official F. Weck to look into the storage problem in that area.

**A MOTION WAS MADE BY COUNCILMEMBER ELMORE, SECONDED BY COUNCILMEMBER S. ZERWAS TO CLOSE THE PUBLIC HEARING VACATING FALCON AVENUE AND DRAINAGE AND UTILITY EASEMENTS AT 8:36 PM.**

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

*Voting Nay: None*

*Absent: None*

**A MOTION WAS MADE BY COUNCILMEMBER J. ZERWAS, SECONDED BY COUNCILMEMBER ELMORE, TO ADOPT RESOLUTION NO. 11-12-64 A RESOLUTION TO VACATE OF A PORTION OF FALCON AVENUE AND DRAINAGE AND UTILITY EASEMENTS PURSUANT TO MINNESOTA STATUTE 412.851**

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

*Voting Nay: None*

*Absent: 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 adopting Resolution No. 11-12-65 a resolution declaring certain impounded vehicles as surplus property for disposal and authorizing Police Department to sell.**
- 5. To consider adopting Resolution No. 11-12-66 a resolution appointing the Wyoming Volunteer Police Reserve Officers for 2011/12**
- 6. To consider adopting Resolution No. 11-12-67 a resolution approving the issuance of various On-Sale and Off-Sale Liquor Licenses in the City of Wyoming for the year 2012.**

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

- 7. Report of the Wyoming Police Chief, Paul Hoppe for December 1, 2011**
- 8. Report of City Building Official, Fred Weck, IV for November 30, 2011**
- 9. Report of City Attorney Mark Vierling for December 2, 2011**
- 10. Report of City Engineer Mark Erichson, WSB for November 30, 2011**
- 11. Report of the Wyoming Public Works Supt., Jason Windingstad for December 1, 2011**
- 12. Comfort Lake Forest Lake Watershed District Liaison Report for November 29, 2011**

**COMMUNICATIONS:**

***FYI - Assignment of Rights Under Contract - CLJSTC - approved 11-15-2011 by Wyoming CC.***

**A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER, SECONDED BY COUNCILMEMBER S. ZERWAS, TO APPROVE CONSENT AGENDA ITEMS #4 THROUGH #12 AS PRESENTED.**

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

*Voting Nay: None*

*Abstain: None*

**OLD BUSINESS: NONE**

**NEW BUSINESS: NONE**

**CLAIMS:**

**13. Consider authorizing payment of recommended bills, payroll and Journal Entries for the period of November 16, 2011 through December 6, 2011.**

**A MOTION WAS MADE BY COUNCILMEMBER NANKO/YEAGER SECONDED BY COUNCILMEMBER J. ZERWAS, TO AUTHORIZE PAYMENT OF RECOMMENDED BILLS, PAYROLL AND JOURNAL ENTRIES FOR THE PERIOD OF NOVEMBER 16, 2011 THROUGH DECEMBER 6, 2011.**

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

*Voting Nay: None*

*Abstain: None*

**COUNCIL REPORTS:**

**COUNCILMEMBER NANKO/YEAGER**

Rush Line-Route 285 Bus Service – Route started October 2010 with – 90 trips/day which has increased to 145-150 trips/day in September 2011.

Nearly 53% of the riders are from Chisago County Task Force members have requested data to determine which cities the riders are coming from.

Funding discussion – Route 285 is funded by Chisago, Anoka, Washington and Ramsey Counties, federal funds and fares.

Since first year costs were substantially below estimates, there was enough left over to fund a second year.

Funding for a third year, beginning 11/1/12 may be a problem since it doesn't seem likely that Metro Transit will take over the service. Suggestions for third year funding included approaching the St Paul businesses that benefit from the bus bringing their workers in and asking cities that are not in the taxing district (like Wyoming) to join.

Attended the November 21, 2011 Budget Workshop.

**COUNCILMEMBER JOE ZERWAS**

Attended the Budget Workshop meeting on November 21, 2011. Also, attended the Joint Sewer Commission meeting where they discussed selling some equipment that they had advertised

**COUNCILMEMBER ELMORE**

Attended the Park Board meeting and reported there are two (2) openings on the Park Board.

Also attended the Budget Workshop on November 21, 2011.

**COUNCILMEMBER STEVE ZERWAS**

Attended the Budget Workshop on November 21, 2011. Also, attended the Personnel meeting at the Joint Sewer Commission and the Highway 8 Task Force meeting where they discussed the Highway 8 and County 26<sup>th</sup> construction project.

**MAYOR PETERSON**

Attended the Budget Workshop November 21, 2011.

**ADJOURN**

**A MOTION WAS MADE BY COUNCILMEMBER J. ZERWAS, SECONDED BY COUNCILMEMBER NANKO/YEAGER, TO ADJOURN THE DECEMBER 6, 2011 "REGULAR MEETING" OF THE WYOMING, MINNESOTA CITY COUNCIL AT 8:47 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.***

***NEXT  
REGULAR MEETING  
DECEMBER 20, 2011  
7:00 PM***