

MAYER CITY COUNCIL MEETING MINUTES ó AUGUST 9, 2010

Call Regular meeting to order at 6:30 p.m. by Mayor Chris Capaul

PRESENT: Mayor Capaul, Council Members Stieve-McPadden, Oman, Osborn and Taylor

ABSENT:

STAFF: City Administrator Murphy, City Engineer David Martini, Deputy Chris Nelson and Clerk Maetzold

ALSO PRESENT: Don Wachholz, Nikki Larson, Ivan Raconteur, County Commissioner Jim Ische, County Attorney Jim Keeler and two members from the County Attorney's Office, Barb Christopherson and Joelle Grimsley.

The Meeting was opened with the Pledge of Allegiance.

APPROVE AGENDA

MOTION made by Council Member Taylor with a second by Council Member Stieve-McPadden to approve the agenda as presented. Motion Carried 5/0

PUBLIC COMMENT

None

APPROVE CONSENT AGENDA

A MOTION was made by Council Member Osborn with a second by Council Member Taylor to approve the Consent Agenda as follows: Motion Carried 5/0.

1. Approve Minutes of the July 26, 2010 Regular Council Meeting
2. Approve Minutes of the July 26, 2010 Work Session
3. Approve the Claims for August 2010
4. Approve the Check Summary for the Month of July 2010.
5. Approve Resolution 8-09-2010-17 Acceptance of Donations
6. Approve the Building Permit Report for the Month of July 2010
7. Approve the Fire Department Report for the Month of July 2010

CITY ADMINISTRATOR

1. **County Attorney Prosecution Contract 2011** ó Carver County Attorney James Keeler was present to discuss the Prosecution Contract and review of the past years activities and costs with by power point to the City Council. The Council felt that the contract is a good value and ordered the contract be put on the next council meeting's Consent Agenda for approval.
2. **Resolution 8-9-2010-18 Calling for an Election on \$685,000 General Obligation Bonds for a Park Improvement Project** ó City Staff and the Baseball club have been working towards establishing a plan to complete specific improvements to Old Schoolhouse Park. The improvements to be completed are grandstand bleachers with press box, lighting, restrooms and addition to the concession stand. The total amount of the bond needed for the improvements, with the addition of a contract manager, some architect fees and issuance costs, would be \$685,000. The Council discussed anticipated construction costs, the bond payment schedule and tax impact. A MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Taylor approving Resolution 8-9-2010-18 Calling for an Election on \$685,000 General Obligation Bonds for a Park Improvement Project. Motion Carried 4/1 (Osborn)
3. **Approval of Phase I Design Fee for R.L. Engebretson Architect for Park Improvement Bond Project** – Staff is requesting that the Council authorize the services of the R. L. Engebretson to

complete drawings and sketches for the Park Improvement Project Open Houses and Public Information meetings that the City will be holding prior to the election. The base fee amount for Phase I is \$4,500. A MOTION was made by Council Member Taylor and seconded by Council Member Osborn to approve Phase I Design Fee not to exceed \$4,500 including reimbursable expenses for R.L. Engebretson Architect for Park Improvement Bond Project. Motion Carried 5/0 Administrator Murphy will monitor the expenses.

4. **Request to Reimburse Mayer Knights** ó In an effort to encourage the use of the concession stand, the City approached Mayer LHS about using the concession stand when games and practices occurred. The City purchases a refrigerator for the concession stand. The Mayer Knights used the concession stand and also brought in their own freezer. Somehow the plug in that the freezer was plugged into tripped and the freezer discontinued working and the products in the freezer spoiled. The Mayer Knights are requesting reimbursement in the amount of \$174.00 for their lost product. Staff did contact the City's insurance adjuster. He stated that the City cannot guarantee power and that Mayer Knights should have been monitoring their equipment. The Council needs to consider the setting of a precedent that the City is somehow responsible for items stored in the concession stand. After hearing the chain of events that lead to the issue, a MOTION was made by Osborn and seconded by Oman to reimburse the Mayer Knights for their lost product this time. The City will put together a policy for next year that the City will NOT be responsible for any product in the future due to theft, spoilage etc. Motion carried 5/1
5. **Resolution 8-9-2010-19 Supporting Snowmobiling the Dakota Regional Trail** – Council had instructed Staff to compile a Resolution in support of the Snowmobile club's request to have a permit to snowmobile on the Dakota Regional Rail Trail. A MOTION was made by Council Member Osborn and seconded by Council Member Taylor approving Resolution 8-9-2010-19 supporting snowmobiling on the Dakota Regional Rail Trail. Motion Carried 5/0
6. **Approval of Ordinance #167 Liquor Licensing** – Council had requested that Ordinance #167 be tabled and placed on the next agenda because they had questions about the impact of the ordinance change on local organizations. After some research, the new ordinance is actually less restrictive than the ordinance in place. After review, a MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Osborn approving Ordinance #167 amending sections of the Mayer City Code pertaining to Liquor Liability Insurance. Motion Carried 5/0

OTHER BUSINESS

None

ADJOURN

There being no further business, a MOTION was made by Council Member Taylor and seconded by Council Member Osborn to adjourn the meeting at 7:20 p.m. Motion Carried 5/0

Chris Capaul, Mayor

Attest: _____
Lois A. Maetzold, City Clerk