

MAYER CITY COUNCIL MEETING MINUTES 6 AUGUST 12, 2013

Call Regular meeting to order at 6:30 p.m. by Mayor Mike Dodge

PRESENT: Mayor Dodge, Council Members Stieve-McPadden, Lueth, Boder, and Osborn

ABSENT:

STAFF: City Administrator Murphy and Clerk Maetzold

ALSO PRESENT: Rod Maetzold, Jarred Switch, Don Wachholz, Lorrie Ham, Ivan Raconteur, Bob, Linnea Boyd and family and Tom Muehlberg.

The meeting was opened with the Pledge of Allegiance.

APPROVE AGENDA

MOTION made by Council Member Boder with a second by Council Member Stieve-McPadden to approve the Agenda with the addition of 1) Resolution 08-12-2013-28 Appointment of New Firefighter; and 2) Compost Site. Motion Carried 4/0

PUBLIC COMMENT

NONE

APPROVE CONSENT AGENDA

After questions, a MOTION was made by Council Member Osborn with a second by Council Member Boder to approve the Consent Agenda: Motion Carried 4/0.

1. Approval of the Minutes for the July 22, 2013 Regular Council Meeting.
2. Approval of the Minutes for the July 9, 2013 Park Board Meeting.
3. Approval of the Minutes for the June 18, 2013 EDA Meeting.
4. Approval of the Minutes for the June 3, 2013 Senior Commission Meeting.
5. Approval of the Sheriff's Department Report for the Month Ending July 2013.
6. Approval of Claims for the Month of August 2013.
7. Approval of Resolution 8-12-13-27 Acceptance of Donations.
8. Approval of the Building Permit Report for the month ending July 2013.

CITY ADMINISTRATOR

1. **Resolution 8-12-2013-28 Appointment of Firefighter** – A MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Osborn approving Resolution 8-12-2013-28 Appointing Jarred Switch to the Mayer Fire Department. Motion Carried 4/0 Switch was introduced by Fire Chief Rod Maetzold and welcomed by Mayor Dodge and the Council.
2. **General Fund Budget 2014** 6 The Council reviewed additional line items that the Finance committee is recommending to be added to the Streets, Parks and Fire Department. The Committee proposed no increases in the budget. Council will need to consider salary adjustments, seal coating of trails, streets and the Community Center parking lot. The City has not yet received the estimated market values from the County. Once those are received, the tax rate will be examined to determine if further reductions need to be made to the budget.
3. **Request from resident at 116 Ash Avenue North for Chickens** 6 It was brought to the City's attention that the property owners at 116 Ash Ave N have chickens on their property. They were notified of the violation of the City Code and that the chickens would have to be removed within 10 days. The property owners Bob & Linnea Boyd have come before the Council to appeal Staff's

decision. Linnea Boyd presented the Council with pictures of their coop and run which is fully contained and predator proof. Boyd's moved in June 1st. They added the 5 hens to their family two years ago to add to their homeschooled curriculum. The hens have become part of the family. They addressed the noise and odor concerns and have verbal approval from their neighbors. Their goal is to open a coffee shop/bakery in the near future and the hens would provide the organic eggs for their business as well as moving toward self sustainability by providing food for their family. She outlined the many surrounding communities that already allow hens with their Cities. She is asking the Council to make a change to their ordinance to allow hens and would be happy to serve on a committee to outline strict provisions for their keeping. Another possibility would be to allow them in the C-2 district as a part of their business. The Council, after some discussion, agrees to be willing to work through the process of looking into revising the ordinance with strict provisions. A MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Osborn to allow Boyd's to keep their hens until the City Administrator has more time to research the issue. Motion Carried 4/0/1 (Council Member Lueth abstains as he arrived late in the discussion.)

4. **Resident at 2495 River Bend Trail Sod Invoice** ó The resident Tom Muehlberg appeared before the Council to discuss the sod repair bill for his property at 2495 River Bend Trail. The City had sent it to the contractor for payment which was denied. Mr. Muehlberg understands the City policy that does not repair damages within the City's right of way. He has staked his property for three years and each year the contractor has come farther and farther onto the right of way. He just wants the City to hold the contractor accountable. He will stake his curb again this season and will install a camera to record further damage. The Council assured him that they will monitor the contractor's future actions and performance.
5. **Continued Discussion on Video Taping of Council Meetings** ó ZTS Productions will be asked to come to a Council meeting to answer additional questions regarding the video taping of Council meetings.
6. **Ball Field Agreement with Zion Lutheran School** ó Zion Lutheran School has made a request to use the City's ball field #4 during school days. The Council reviewed an agreement that was drafted by the City Attorney. A few minor changes were made to the agreement. A MOTION was made by Council Member Osborn and seconded by Council Member Boder authorizing Administrator Murphy to sign the Ball Field agreement with Zion Lutheran School as changed. Motion Carried 5/0
7. **Quote on Replacement of Boulevard Trees in Fieldstone** ó After some discussion, a MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Osborn approving the purchase of 8 trees from Oas Landscaping to replace dead trees in Fieldstone at a cost of \$3,400 including a one year warranty. Motion Carried 4/1 (Lueth)
8. **Presentation of Information on a Community Pool** ó Staff was asked to gather and present information about Pool operations and construction expenses. The information presented revealed that pools do not generate additional revenue but operate in a deficit. Many of the pools were built with other funds than bond or property taxes. The Council does not want any more City Staff time spent on the issue. The Council agreed to the Park Board's request to have a Citizens' committee to look into the issue further.

Council Member Osborn leaves the meeting at 7:50 pm

9. **Approval of the EDA Banner Program** ó The EDA has offered to the local businesses to purchase a banner with their name and the City of Mayer's logo. The banners would be displayed from March 1st

6 November 1st. The City anticipates the banners will last 2 years and then after that time the banner will belong to the business. The cost of the banners is \$105.00 and the city is charging \$125.00 for each banner. A MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Lueth approving the EDA Banner Program and authorizing the purchase of the banners. Motion Carried 4/0

10. **Resolution 08-12-2013-26 Approval of Tax Forfeited Parcel for Public Auction** – The City has received notice that Parcel #50.2430590 is in tax forfeiture. According to the City's Attorney, the City has three options: approve the parcel for public auction, request conveyance for public use or purchase the parcel for public use. Since the lot is not a buildable lot, the Council can recommend the land be sold to the adjacent property owners. After review, a MOTION was made by Council Member Boder and seconded by Council Member Lueth approving Resolution 8-12-2013-26 Approving Sale of Tax Forfeited Land by Public Auction. Motion Carried 4/0
11. **Park Board Recommendations on Soccer Goals** – A MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Lueth approving the Park Board's recommendation to purchase soccer goals to be placed in Meadow Park at a price of \$2,599.00. Motion Carried 4/0. The amount will be taken from the Park's capital outlay fund.
12. **Park Board Recommendation on Trees in Park** – A MOTION was made by Council Member Boder and seconded by Council Member Stieve-McPadden approving the Park Board's recommendation to purchase six trees to replace trees that have died in the parks at a cost of \$2,550 including a one year warranty. Motion Carried 3/1 (Lueth) The amount will be taken from the Park's capital outlay fund.
13. **Park Board Recommendations on Benches** – A MOTION was made by Council Member Boder and seconded by Council Member Lueth approving the Park Board's recommendation to purchase six park benches in the amount of \$1,865.93. Motion Carried 4/0. Two benches will be placed in each of Meadow, W. Ridge and Old Schoolhouse Parks. They will be placed in the wood chips around the playground equipment. Installations costs will be minimal. The amount will be taken from the Park's capital outlay fund.
14. **Request of the Veterans' Committee Regarding Veterans' Monument** – The Veterans' committee has been working on a Monument to be constructed at the Mayer Trailhead. They are looking for City support of the project by asking to tie into the City street lights for electricity for the Monument and having the City pay for the electricity as the City's commitment toward the project. They are estimating a \$25-\$30 per month charge for electricity for the monument. Being able to show the City's commitment will be beneficial as they go to the County Board to ask for their support of the project. A MOTION was made by Council Member Lueth and seconded by Council Member Boder authorizing the City's commitment to the Veterans' Memorial by approving to pay for the monthly electricity necessary for the monument. Motion Carried 4/0
15. **Compost Site** – Carver County Environmental Services has solicited and received a RFP from Minnesota Top Soils to haul yard waste. Their RFP indicated that they would be bringing the material to the Mayer compost site. In a phone call to the City, the County was informed that MN Top Soils does not have an agreement with the City of Mayer to haul to our site. The current agreement with the City is with R.W. Farms. Administrator Murphy explained the issues we have had with the contractor in the past. Staff was directed to continue to work with the County on the issue.

OTHER BUSINESS

None

COUNCIL REPORTS

- Council Member Boder reported that the Finance Committee has met twice to work on the 2014 Budget.
- Council Member Stieve-McPadden reported that the Park maps are being updated with current locations of utilities, trees, park equipment etc.
- Mayor Dodge reported on Personnel Committee, Fire Department meeting and National Night Out, which was well attended. He hoped that the City can continue to promote the event.

ADJOURN

There being no further business, a MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Lueth to adjourn the meeting at 8:30 p.m. Motion Carried 4/0

Mike Dodge, Mayor

Attest: _____
Lois A. Maetzold, City Clerk