

MAYER CITY COUNCIL MEETING MINUTES 6 MAY 28, 2013

Call Regular meeting to order at 6:30 p.m. by Acting Mayor Tice Stieve-McPadden.

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

ABSENT: Mayor Dodge

STAFF: City Administrator Murphy, City Engineer David Martini, Sheriff's Deputy Jake Hodge and Clerk Maetzold

ALSO PRESENT: Don Wachholz, Lorrie Ham, Chad Bloom

The meeting was opened with the Pledge of Allegiance.

APPROVE AGENDA

A MOTION was made by Council Member Boder with a second by Council Member Osborn to approve the agenda with the addition of Resolution 05/28/2013/22 Gambling Premise Permit application for 109 Ash Ave N., Knuckleheads. Motion Carried 4/0

PUBLIC COMMENT

None

APPROVE CONSENT AGENDA

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. Approve the Minutes of the May 13, 2013 Regular Council Meeting.
2. Approve the Minutes of the May 13, 2013 Work Session Meeting.
3. Approve the Minutes of the April 8, 2013 Park Board Meeting.
4. Approve the Minutes for the April 23, 2013 EDA Meeting.
5. Approve Resolution 05-28-2013-21 Acceptance of Donations from the Mayer Baseball Club.
6. Approve the Additional Claims for the Month of May 2013.

STAFF REPORTS

1. **Public Works** ó Council reviewed Jarred Loehrs's monthly report of Public Works activities for the period of April 19 ó May 23, 2013.
2. **City Engineer** ó The Council reviewed David Martini's summary of the projects Bolton & Menk have been working on during the billing period March 16 ó April 12, 2013.
3. **Sheriff's Department** ó Deputy Hodge reported that he will be working on June 1st for the Mayer Moves for Moxie 5K Run and the Dakota Trail Grand Opening at the New Germany Trailhead.
4. **City Administration** – The Council reviewed a report from April 22 ó May 24, 2013 outlining activities by the City Administrator. The First Quarter Financial reports were reviewed for the Water, Sewer and General Funds.

CITY ADMINISTRATOR

1. **Approval of Additional 2% Request from Metro West Building Inspections** – The City has contracted its building inspection services with metro West since 2009. The City has received a request from metro West to increase their fees from 30% to 32% beginning 1/1/14. This is the only requested increase in building inspection services that the City has had since the City signed the contract with Metro West. Fees collected and paid out to Metro West were reviewed for 2012 & 2013. After discussion, a MOTION was made by Council Member Boder and seconded by Council Member Osborn approving the increase in building inspection fees from 30% to 32% beginning 1/1/14. Motion Carried 4/0

2. **Approval of the Wetland Agreement with Joel Vinkemeier** ó The City has been working with the property owner Joel Vinkemeier on an agreement to create wetlands and to solve storm water issues. Once the wetland is created, the City has the possibility of selling some of the wetland credits. It appears as though the City will create 6.66 acres of Wetland credits. The Council reviewed an explanation of potential income and the agreement with Joel Vinkemeier. The intent of the project was that it would pay for itself through the sale of wetland credits. The City will need to get firmer numbers to determine financing and whether the County or the City will manage the credits. The City Engineer was on hand to answer questions about the project. After further questions, a MOTION was made by Council Member Boder and seconded by Council Member Osborn authorizing the Administrator's signature on the Agreement for Restoration of Wetlands. Motion Carried 4/0

3. **Approval of Change to Community Center Rental Deposit** – At the last Council Work Session, the City Council had instructed staff to place the deposit issue on this Council agenda. After some discussion, a MOTION was made by Council Member Osborn and seconded by Council Member Lueth to set the Community Center Deposit amount at \$100.00 and make this amount non-refundable. Motion Carried 4/0

4. **Approval of Per Diem Pay for Senior Commission** – Currently members of the Senior Commission and the Electronic Sign Committee are not paid a per diem for attending meetings. The Senior Commission meets quarterly or more if needed and is comprised of 5 members. The Electronic Sign Committee meets on an as needed basis and is comprised of 5 members. The Council discussed the issue. A MOTION was made by Council Member Boder and seconded by Council Member Osborn approving per diem pay for the Senior Commission and to delegate the responsibilities of the Electronic Sign Committee to another Board. Motion Carried 4/0

5. **Approval of Park Board Recommendation of Fence Quote** – The Park Board is recommending the following fence repairs to be done at Field #1: The fence around field #1 in Old Schoolhouse Park is in need of repair. Staff met with a representative of Century Fence and inspected the fence. The Council reviewed a quote for repairs to the fence in the amount of \$1,825. There are funds in the budget for these repairs. In addition, a safety fence needs to be installed in front of each dugout for little league requirements for an amount of \$1,500. The Mayer Baseball Club has donated funds for the safety fence. A MOTION was made by Council Member Osborn and seconded by Council Member Boder approving the repairs to the fence at Field #1 as recommended by the Park Board. Motion Carried 4/0

6. **Request for Information from Park Board** – The Park Board has submitted the following request of the Council: "We the Park Board feel strongly about the restrooms for Old Schoolhouse Park. We would like to address your concerns to gain your support of the project. Could you please provide us in writing your issues and concerns so we can provide you with the information you need to vote yes on this project?" Thank you, Mayer Park Board.

The Council discussed the request. Their general consensus is that there is no Community support for the restrooms. Park Board member Chad Bloom appeared before the Council to express the Park Board's desire to proceed with projects on the Capital Improvement Plan. The Council should submit their concerns to Administrator Murphy by Thursday June 6th so they can be included in the Park Board Packet for Tuesday June 11th.

7. **Proposed Ordinance Language** ó At the May 13, 2013 Work Session, the Council discussed the issue of attendance at Commission meetings. The Council instructed staff to research proposed language addressing attendance. The Council reviewed Administrator Murphy's findings. A MOTION was made by Council Member Boder and seconded by Council Member Osborn to send the issue to the Personnel Committee to come back to the Council with a recommendation. Motion Carried 4/0

8. **Approval of Trees in Old Schoolhouse Park** ó The City code has landscaping requirements in the Planning and Zoning Code for Commercial Businesses and if the business cannot complete the landscaping requirements, there is an option to plant trees in the city's parks. This mainly happens for businesses in the downtown district because of the limited lot size. Recently the Holz-Ryan boat storage had an expansion and Schmidty's gas station is planning an expansion. The City is due 14 trees; 8 from Schmidty's and 6 from Holz-Ryan. The Park Board is recommending that the City purchase 14 evergreen trees to be placed around the fence at Field #1 at Old Schoolhouse Park. Staff will invoice the businesses for the trees. A MOTION was made by Council Member Lueth and seconded by Council Member Boder approving the planting of 14 evergreen trees in Old Schoolhouse Park. Motion Carried 4/0
9. **Approve Resolution 05-28-2013-22 Approving Gambling Permit Application** ó The City has received an application for a gambling premise permit to allow charitable gambling at Knuckleheads, 109 Ash Ave North. The Mayer Baseball Club has the lawful gambling permit in the City of Mayer and would like to expand to include the new business. A MOTION was made by Council Member Osborn and seconded by Council Member Boder to approve Resolution 05-28-2013-22 approving a gambling premise permit at 109 Ash Ave. N. Motion Carried 3/0 (Council Member Stieve-McPadden abstains).

COUNCIL REPORTS

- Council Member Boder reported that the EDA met and discussed the old creamery at 113 5th St NW. They are looking into contacting a structural engineer to see if the building can be used if repaired or whether it should be torn down.

OTHER BUSINESS

- Council Member Osborn would like to see property owners notified when they blow their grass onto the City Street that it is an Ordinance violation.
- Council Member Lueth would like the City Engineer to look into whether or not the dip in Hwy 25 just south of Fieldstone Parkway, can be repaired at the same time the roundabout is installed. There is another dip in Ash Ave N by the Post Office that is being investigated.

ADJOURN

There being no further business, a MOTION was made by Council Member Osborn and seconded by Council Member Lueth to adjourn the meeting at 7:50p.m. Motion Carried 5/0

Tice Stieve-McPadden, Acting Mayor

Attest: _____
Lois A. Maetzold, City Clerk