

MAYER CITY COUNCIL MEETING MINUTES ó OCTOBER 28, 2013

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

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

ABSENT: Council Member Lueth

STAFF: City Administrator Murphy, City Planner John Anderson from Municipal Development Group and Clerk Maetzold

ALSO PRESENT: Don Wachholz, Ivan Raconteur, Lorrie Hamm, Gerry Thomas, Rich Cohrs, Mike & Peggy Wegner

The meeting was opened with the Pledge of Allegiance.

APPROVE AGENDA

A MOTION was made by Council Member Osborn with a second by Council Member Boder to approve the agenda as presented. Motion Carried 4/0

PUBLIC COMMENT

Mike Wegner, who has worked for the City for seven years on call, appeared before the Council to bring to the City's attention that his part time pay has been fluctuating with the current full time Public Works rate of pay. He had started out at \$21.70 but has been paid \$15.00 the past year. He questioned why the reduction in pay.

The Council will take up the matter at a work session or the next agenda.

APPROVE CONSENT AGENDA

A MOTION was made by Council Stieve-McPadden with a second by Council Member Boder to approve the Consent Agenda. Motion Carried 4/0.

1. Approve the Minutes of the October 14, 2013 Regular Council Meeting.
2. Approve the Minutes of the October 14, 2013 Work Session.
3. Approve the Additional Claims for the Month of October 2013

STAFF REPORTS

1. **Public Works** ó No Report
2. **City Engineer** ó The Council reviewed David Martini's summary of the projects Bolton & Menk have been working on during the billing period August 17 and September 13, 2013.
3. **Sheriff's Department** ó No Report
4. **City Administration** – The Council reviewed a report from September 20 ó October 25, 2013 outlining activities by the City Administrator. September account summaries and the 3rd quarter reports for the General, Water and Sewer funds were reviewed.

CITY ADMINISTRATOR

1. **Zion School Request on Water Charges** ó Gerry Thomas and Rich Cohrs, representing Zion Lutheran School, is asking the City to reconsider a reduction to the fire truck loads of water used to water grass seed at the school. At the last Council meeting the Council determined that they must pay per fee schedule. Zion is asking for some reconsideration for the donation of ag lime to the City. The matter was tabled until staff can look at the amount and quality of ag lime donated and will determine if negotiation is warranted.

Council Member Stieve-McPadden excuses herself from the Council to address the next agenda items.

2. **Approval of Resolution 10-28-2013-33 Lot Split 212 1st St NE** ó John Anderson from Municipal Development Group was on hand to present the Planning Commission's recommendations on the lot split for 212 1st St. NE. After some discussion, a MOTION was made by Council Member Osborn and seconded by Council Member Boder to approve Resolution 10-28-2013-33 Granting Approval of a Minor Subdivision of Property located at 212 1st St NE. This Resolution includes 12 conditions. Motion Carried 3/0 All documents will be reviewed by the City Engineer, City Attorney and Staff before being recorded.
3. **Request of Property owner at 212 1st St NE** ó Bob and Etienne McPadden are requesting the City purchase the trail easement which is a condition of the lot split. They are also requesting reimbursement of Consultant fees for their lot split. McPadden reviewed a timeline of events in reference to the lot split. She stated that too many changes caused the survey to be redone three times. Anderson stated that the unique situation with shared services could have been required a full plat, but instead was agreed that a minor subdivision would be allowed. After much discussion, a MOTION was made by Mayor Dodge and seconded by Council Member Boder to have the applicant pay all fees and that the City will purchase the east side trail easement at a cost of \$3,300 for a future trail connection. Motion Carried 3/0 It was stated that any survey charges due to Engineer and storm sewer placement could be brought back to a future meeting for discussion and review.

Council Member Stieve-McPadden rejoins the Council Meeting.

4. **Approval of Resolution 10-28-2013-34 Waive Limits of Liability on Property Insurance.** ó A MOTION was made by Council Member Osborn and seconded by Council Member Stieve-McPadden approving Resolution 10-28-2013-34 Electing to not Waive the Statutory Tort Limits for Liability Insurance. Motion Carried 4/0
5. **Approval of Resolution 10-28-2013-35 Public Works Position** ó The City Council has conducted interviews for the position of Public Works. An offer was made but the applicant has rejected the city's offer by counter offering. The Council determined that the counter offer was too far apart for renegotiation so they withdrew the request. The Council discusses their options. A MOTION was made by Council Member Osborn and seconded by Council Member Stieve-McPadden to make an offer to Kyle Kuntz by approving Resolution 10-28-2013-35, setting the starting wage at \$17.00 per hour plus benefits effective immediately. Kuntz is available to test for his Class C Water license. Upon obtaining the Class C license, the Council would increase his wage to \$18.00 per hour. Motion Carried 4/0
6. **Approval of Extended Hours of Part Time Employee** ó A MOTION was made by Council Member Boder and seconded by Council Member Stieve-McPadden extending the end date for the public works part time position to December 1, 2013 and authorizing an increase in the hours worked up to 40 per week. Motion Carried 4/0
7. **Discussion of Transfer of Cologne ISP to Broadband Corp.** ó Anthony Will from Broadband Corp appeared before the Council to update them with further information on the transfer of the Cologne ISP to Broadband Corp. They would be willing to offer the City a flat fee of \$50 per month to begin with and free internet service to the City. Access to the water tower after hours was discussed, and they would be willing to enter into an agreement to compensate public works staff if the tower needed to be accessed after hours. Mr. Will explained that the current system needs a lot of investment to become viable. A MOTION was made by Council Member Boder and seconded by Council Member Osborn to transfer the Cologne ISP to Broadband Corp. Motion Carried 4/0

8. **Approval of Resolution 10-28-2013-36 Contract for Police Services** ó A MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Osborn approving Resolution 10-28-2013-36 Approving the Contract for Police Services with the Carver County Sheriff's Department for 2014. The 2014 proposed contract reflects no change in coverage for an amount of \$75,135 for .67 time and includes 130 CSO hours. Motion Carried 4/0
9. **Approval of Resolution 10-28-2013-37 Prosecution contract with Carver County** ó A MOTION was made by Council Member Osborn and seconded by Council Member Stieve-McPadden approving Resolution 10-28-2013-37 Authorizing Execution of Joint Powers Agreement Prosecution Contract for 2014 at a cost of \$738.13 which is a -.08% change from 2013. Motion Carried 4/0
10. **Call for Public Hearing on Delinquent Utility Bills** ó A MOTION was made by Council Member Osborn and seconded by Council Member Boder calling for a Public Hearing on Monday, November 25, 2013 at 6:30 PM or shortly thereafter to assess delinquent utility bills to the properties in the City of Mayer. Motion Carried 4/0
11. **Approval of Purchase of Microphones and Video Equipment** ó The City of Waconia will be updating their recording equipment after January 1, 2014. The City of Mayer has the opportunity to purchase the equipment from the City of Waconia for \$2,500. The items available for purchase include projector, power tension screen, 10 microphones and mixer, 4 cameras and controllers, document camera, control room TV's and a few other miscellaneous items. It was decided to have Zach Stifter accompany Administrator Murphy to view the equipment and report back with findings.
12. **Approval of Closing Friday after Thanksgiving** ó Staff is proposing to be closed again on Friday November 29, 2013. Staff would use vacation time or comp time to replace the hours. This request is not to make the Friday after Thanksgiving a permanent holiday but to close again this year. Conducting business the day after Thanksgiving is very limited because many of the organizations and businesses that would utilize City services are closed. A MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Osborn approving the closing of City Hall for the day After Thanksgiving, Friday November 29, 2013. Motion Carried 4/0

COUNCIL REPORTS

- Mayor Dodge reported that he accepted a Thank You Certificate from the Mayer New Germany Sportsman's Club on Sunday October 20, 2013 in appreciation for the City of Mayer's contribution by providing space for Fire Arms Safety Training for over 50 years.

OTHER BUSINESS

None

ADJOURN

There being no further business, a MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Osborn to adjourn the meeting at 9:05 p.m. Motion Carried 4/0

Mike Dodge, Mayor

Attest: _____
Lois A. Maetzold, City Clerk