

## MAYER CITY COUNCIL MEETING MINUTES ó JULY 14, 2014

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

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

ABSENT:

STAFF: City Administrator (Murphy) Ruch-Hammond, City Engineers Andrew Budde and Clerk Maetzold

ALSO PRESENT: Don Wachholz, Ivan Raconteur, Sara Lueth & daughters, Tom Stifter

The meeting was opened with the Pledge of Allegiance.

### APPROVE AGENDA

MOTION was made by Council Member Boder with a second by Council Member Lueth to approve the agenda as presented. Motion Carried 5/0

### PUBLIC COMMENT

None

### APPROVE CONSENT AGENDA

After clarification about a specific claim, a MOTION was made by Council Member Boder with a second by Council Member Osborn to approve the Consent Agenda as presented: Motion Carried 5/0.

1. Approval of the Minutes for the June 23, 2014 Regular Council Meeting.
2. Approval of the Minute for the June 10, 2014 Planning Commission Meeting.
3. Approval of the Minutes for the June 2, 2014 Senior Commission Meeting.
4. Approval of Claims for the Month of July.
5. Approval of the Check Summary for the month of June 2014.
6. Approval of Resolution 7-14-2014-20 Appointment of Election Judges.
7. Approval of the Building Permit Report for Month ending June 2014.
8. Approval of Fire Department Report for the Month ending June 2014.
9. Approval of the Sheriff's Department Report for June 2014.

### CITY ADMINISTRATOR

1. **Resolution 07-14-2014-21 Site Plan for Old Schoolhouse Restrooms** ó There was discussion as to the need to approve a site plan for the Old Schoolhouse restrooms without an approved bid. Because the bid came in above the Engineer's estimate, the Park Board may have other options for the restrooms. A MOTION was made by Council Member Lueth and seconded by Mayor Dodge approving Resolution 07-14-2014-21 Site Plan for Old Schoolhouse Restrooms. Motion Failed 2/3 (Boder, Osborn & Stieve-McPadden).
2. **Rejection of Bid for the Old Schoolhouse Restroom** ó On Thursday, July 10<sup>th</sup> at 2:00 pm the City held the bid opening for the Old Schoolhouse Park Restroom project. The City received a total of one bid from Ebert Inc. of Corcoran, MN in the amount of \$228,800.00. A MOTION was made by

Council Member Boder and seconded by Council Member Lueth rejecting the bid from Ebert Inc for the Old Schoolhouse restroom project. Motion Carried 5/0

3. **Discussion on Noise Variance Request** ó City Staff sent notices to 27 property owners that were within the 500 feet of Botanize at 319 Shimmcor St. Staff has received one written notice about the variation to the noise ordinance. This property owner was invited to attend the Council meeting but was unable to attend. After some discussion, there was not enough complaint for the justification to deny the Noise Ordinance Variance request. Botanize has been operating for 12 years without a single complaint from the property owner. A MOTION was made by Council Member Osborn and seconded by Council Member Lueth approving the Noise Ordinance Variance request by Botanize at 319 Shimmcor St. Motion Carried 5/0
4. **Discussion on Boulevard Tree Replacement** – The Council had asked staff to further investigate the request of replacement for a boulevard tree in the Fieldstone Development. In the Developer Agreement with Hartman, the City agreed to allow one of the required two trees for the lot could be a boulevard tree. The tree that the City is being asked to replace was originally planted in 2006. These two trees should be the property owner's responsibility. A MOTION was made by Council Member Lueth and seconded by Council Member Boder denying the request to replace the boulevard tree.
5. **Consideration for different date for August 4<sup>th</sup> Budget Meeting** ó A Council member has a conflict with the August 4<sup>th</sup> Budget Meeting. The Budget meeting will be moved to the Work Session of July 28<sup>th</sup> after the Regular Council meeting.
6. **Approval of Updated Emergency Operations Plan** ó The Council reviewed the updated Emergency Operations Plan for the City. Several revisions to the plan were made. A MOTION was made by Council Member Osborn and seconded by Council Member Stieve-McPadden to approve the Emergency Operations Plan for the City of Mayer with the revisions made. Motion Carried 5/0

*Notice of Closed Executive Session of the City Council pursuant to Minn. Stat. § 13D.05, Subd. 3(c)(3) to consider the purchase of a temporary construction easement for property at 217 Seventh Street N.E.*

The meeting was closed at 7:05 pm.

The meeting was opened to the Public at 7:50 pm.

7. **Closed Session Easement** ó Now that the City has come to an agreement with the property owners, a MOTION was made by Council Member Boder and seconded by Council Member Stieve-McPadden authorizing the Administrator to sign the temporary construction and permanent easement documents for the roundabout project with Mayer Lutheran High School, Bob's Repair and R & V Service. Motion Carried 5/0

#### OTHER BUSINESS

- The City Engineer reviewed a timeline of the roundabout project with the Council; highlighting critical path items which if not met may push back the project to 2015.

- Mayor Dodge reminded Council Members serving on Commissions to keep board members on track to be more productive.

COUNCIL REPORTS

- Council Member Stieve-McPadden reported on the Mayer Rising Community Festival which was held last Saturday. All went well until the rains came.
- Mayor Dodge reported that in researching the purchase of pumps to have on hand in case of another large rain event, it is still more economical to rent instead of own since pumps are readily available.

ADJOURN

There being no further business, a MOTION was made by Council Member Osborn and seconded by Council Member Stieve-McPadden to adjourn the meeting at 8:10 p.m. Motion Carried 5/0

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Mike Dodge, Mayor

Attest: \_\_\_\_\_  
Lois A. Maetzold, City Clerk