

MAYER CITY COUNCIL MEETING MINUTES ó MARCH 28, 2011

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

PRESENT: Mayor Capaul, Council Members Osborn, Boder and Lueth

ABSENT: Council Member Stieve-McPadden

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

ALSO PRESENT: Don Wachholz, Nikki Larson, Ivan Raconteur, Matt Maes, Sheldon Swensen, Milfred Dalchow, Nate McNeilly.

The Meeting was opened with the Pledge of Allegiance.

APPROVE AGENDA

MOTION made by Council Member Osborn with a second by Council Member Lueth to approve the agenda with the addition of Resolution 03-28-2011-13 Capital Balance Transfer. Motion Carried 4/0

PUBLIC COMMENT

Milfred Dalchow presented pictures of his driveway/entrance off of Ridge Road and a map, again making the argument that his road is a street.

APPROVE CONSENT AGENDA

A MOTION was made by Council Member Boder with a second by Council Member Lueth to approve the Consent Agenda as follows withholding point 6 for further discussion: Motion Carried 4/0.

1. Approve Minutes of the March 14, 2011 Regular Council Meeting
2. Approve Minutes of the March 14, 2011 Work Session
3. Approve Minutes of the March 15, 2011 Work Session
4. Approve Additional Claims for March 2011
5. Approve Resolution 03-28-2011-12 Accepting Donations From the Mayer Baseball Club
6. Approve Gambling Reports for the Months of January and February 2011
7. Approve Resolution 03-28-2011-13 2010 Capital Balance Transfers

The Council reviewed the January and February gambling expenditures and discussed what acceptable gambling fund expenses are. Administrator Murphy will find out if the City can require more than the current 10% each year and will check into the higher than normal payroll tax expenditure. A MOTION was then made by Council Member Boder and seconded by Council Member Osborn to approve the Gambling Reports for the months of January and February 2011 as presented. Motion carried 4/0

STAFF REPORTS

1. **Public Works** ó Council reviewed report ending March 28, 2011. He reported damage to the Community Center parking lot by a semi parked there over the weekend.
2. **City Engineer** ó David Martini presented a summary of the projects Bolton & Menk have been working on during the billing period January 8th through February 4, 2011.
3. **Sheriff's Department** ó Deputy Nelson is back from FMLA working limited hours.
4. **City Administration** – The Council reviewed a report from February 28th through March 26, 2011 outlining activities by the City Administrator.

CITY ADMINISTRATOR

1. **Approval of Water Tower cleaning** – The Council had instructed staff to compile quotes for the cleaning of the water tower. The Council reviewed two quotes: Water Tower Clean and Coat - \$3,450.00; Maquire Iron, Inc. - \$7,400.00. After review, a motion was made by Council Member Boder

to table the matter for more information ó with no second, the motion died. A MOTION was made by Council Member Lueth and seconded by Mayor Capaul to approve the lowest bid from Water Tower Clean and Coat for \$3,450.00. Motion failed 2/2 (Boder & Osborn). Another MOTION was made by Council Member Boder and seconded by Council Member Osborn to table the matter for review. Motion carried 3/1 (Capaul)

2. **Direction on the Overpayment of Taxes** ó The Council reviewed a letter and spread sheet from Carver County Tax Payer Services that notified the City that the City of Mayer owes Carver County \$29,521.23 for overpayment of taxes to the City. The letter further states that the County had an issue with software that created inequities in the way that the fiscal disparity dollars were distributed. The County is requesting that the City repay the \$29,521.23 to the County by April 1 or ask for an adjustment to the June 2011 settlement. Staff is requesting direction from the Council on the overpayment. After some discussion, a MOTION was made by Council Member Osborn and seconded by Council Member Boder to ask the County for an adjustment on the June 2011 settlement and to ask that a Commissioner to come to a Council meeting with an explanation to this overpayment. Motion carried 4/0

Administrator Murphy will look into whether or not this will affect the City's tax rate for 2011.

3. **Approval to Set up Email Accounts for City Council** – The Council had requested that Staff research the possibility of having City emails for the Council. Staff found that the City has 5 additional accounts with Frontier that can be used. Administrator Murphy discussed options for email addresses and will set up the initial accounts for the Council Members.

OTHER BUSINESS

ADJOURN

There being no further business, a MOTION was made by Council Member Lueth and seconded by Council Member Osborn to adjourn the meeting at 6:55 p.m. Motion Carried 4/0

Chris Capaul, Mayor

Attest: _____
Lois A. Maetzold, City Clerk