

MAYER CITY COUNCIL MEETING MINUTES 6 JANUARY 13, 2014

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: Don Wachholz, Ivan Raconteur, Lorrie Ham, Rich Cohrs, Rod Maetzold, Robert Carlson, Andy Maetzold, Adam Maetzold, Jon Maetzold, Josh McIntosh, Anthony Will, Randy Kubasch

The meeting was opened with the Pledge of Allegiance.

APPROVE AGENDA

MOTION was made by Council Member Osborn with a second by Council Member Stieve-McPadden to approve the Agenda with the addition of Resolution 01-13-2014-5 Gambling Permit for Watertown Rod & Gun Club. Motion Carried 5/0

PUBLIC COMMENT

None

RECOGNITION OF RICH COHRS RETIREMENT FROM THE MAYER FIRE DEPARTMENT

Mayor Mike Dodge presented Rich Cohrs with a plaque recognizing him for his 38 year of dedication to the Mayer Fire Department.

FIRE DEPARTMENT REPORT

Fire Chief Rod Maetzold gave a brief report of some recent repairs that were needed for the Fire Department equipment. Engine 11 had its hydraulic generator pump go out. They were able to repair it with a new pump. During the repair, it was discovered that the rear tires had chunks missing. The rear tires have been replaced. They are getting quotes to replace the front tires as well. The tires of the 1989 tanker are being looked at to see if they need replacing. He also reported that during the Mutual Aid call with Norwood Young America in December; water got into the pump and froze, requiring repairs.

RECOGNITION OF LUAYN MURPHY

Mayor Dodge also recognized Administrator Murphy for being appointed by Governor Dayton to the Board of Directors of the Perpich Center for the Arts School.

APPROVE CONSENT AGENDA

After a clerical correction, a MOTION was made by Council Member Stieve-McPadden with a second by Council Member Osborn to approve the Consent Agenda: Motion Carried 5/0.

1. Approval of the Minutes for the December 9, 2013 Regular Council Meeting.
2. Approval of the Minutes for the December 9, 2013 Work Session.
3. Approval of the Building Permit Report for Month ending December 2013.
4. Approval of the additional claims for December.
5. Approval of Claims for the Month of January.
6. Approval of the Minutes for September, 9, 2013 Senior Commission.

7. Approval of the Minutes for the November 5, 2013 Planning Commission Meeting.
8. Approval of the Check Summary for the month of December 2013.
9. Approval of Amusement Licenses for 2014.
10. Approval of Resolution 1-13-2014-1 Gambling Exception for Ducks Unlimited.
11. Approval of the Sheriff's Department Report for the month ending December 2013.
12. Approval of Public Works Activities for December 2013.
13. Approval of the Fire Department Report for the month ending December 2013.

CITY ADMINISTRATOR

1. **Approval of Ordinance #190 Fee Schedule** ó A MOTION was made by Council Member Boder and seconded by Council Member Stieve-McPadden approving Ordinance #190 Fee Schedule. Motion Carried 5/0
2. **Approval of Resolution 1-13-2014-1 Dissolve the Finance Committee** ó After some discussion, a MOTION was made by Council Member Boder and seconded by Council Member Stieve-McPadden approving Resolution 1-13-2014-1 Dissolve the Finance Committee. Motion Carried 5/0 The Council decided to set the 3rd Mondays in July and August as separate Budget Work Sessions.
3. **Approval of Resolution 1-13-2014-2 Annual Appointments** ó A MOTION was made by Council Member Osborn and seconded by Council Member Boder approving Resolution 1-13-2014-2 Annual Appointments. Motion Carried 5/0
4. **Approval of Auditor of Services for 2014-2015** ó The City's Auditor, Abdo, Eick & Meyers, has agreed to provide auditing services for 2014 & 2015 at the same fee as 2013. A MOTION was made by Council Member Stieve-McPadden and seconded by Mayor Dodge authorizing the Mayor's signature on the letter of engagement with Abdo, Eick & Meyers for 2014-2015 at the same rate as 2013 (\$19,600 per year for the audit, \$495.00 fee for submission to the State of Minnesota and \$2,500 for the long term financial plan). Motion Carried 5/0
5. **Authorization of Signatures on the Broadband Tower Lease Agreement** ó The city was contacted on October 22, 2013 by Anthony Will of Broadband Corp about their intentions to purchase the Cologne ISP and their willingness to continue to offer internet service to the residents of Mayer. On December 10, 2013, Cologne ISP was officially sold to Broadband Corp. During this time period the City has been in contact with Mr. Will and several agreements and been redefined. The Council reviewed the final proposed lease agreement. The Council had issues with the renewal terms of the agreement. The lease agreement states that the city will be providing utilities. There is no way to know how much electricity Broadband will use unless a study is done. Another consideration was made to possible connect the City to Broadband's internet service in lieu of utilities. Mr. Will explained that technology is continually changing and that the term of five years is actually the length of investment for the equipment. He further explained that it will take a year to get the equipment up to speed and would not consider connecting the City to its system until then. It was explained that the City should give notice to Broadband Corp in September of 2014 to not renew the lease. Then the City will be able to renegotiate the rental fee. The Council is in agreement on moving this forward. The two parties can take this next year to get the next lease as

the City wants it. A MOTION was made by Council Boder and seconded by Council Osborn approving the Tower Lease Agreement with Broadband Corp and authorizing the Mayor's signature as presented and directed staff to send notice to not renew the lease after one year. Motion Carried 5/0

In another matter, Anthony Will of Broadband Corp told the Council that he is disputing the City's Attorney fees incurred with the preparation of new lease agreement. He finds it hard to understand that it has taken 6 ¼ hours for our City's Attorney to review a four page document, given the fact that it did have two revisions. It's a "principle issue" he exclaimed and would like more detailed invoices. After some discussion, the Council directed Broadband Corp. to pay the attorney fees in full before the Tower Lease Agreement is signed and sent.

6. **Approval of Resolution 1-13-2014-4 Adopting the 2014 Wage Increase** ó A MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Lueth approving Resolution 1-13-2014-4 Wage Increase for all City employees except Public Works. (The last increase was in 2009) Motion Carried 5/0

Council Member Osborn leaves the meeting at this time.

7. **Administrator's Request for Vacation** – Administrator Murphy is requesting vacation time from Tuesday March 4 through Friday March 7, 2014. A MOTION was made by Council Member Stieve-McPadden and seconded by Council Member Lueth approving the vacation request of March 4 ó 7, 2014 as presented. Motion Carried 4/0
8. **Approval of Resolution 1-13-2014-5 Gambling Exception for Watertown Rod & Gun Club** ó A MOTION was made by Council Member Lueth and seconded by Council Member Boder approving Resolution 1-13-2014-5 Gambling Exception for Watertown Rod & Gun Club. Motion Carried 4/0

OTHER BUSINESS

- None

COUNCIL REPORTS

- Council Member Stieve-McPadden reported Mayer Moves for Moxie III still has openings. The Personnel Committee met about the 2014 wage increases.

ADJOURN

There being no further business, a MOTION was made by Council Member Boder and seconded by Council Member Stieve-McPadden to adjourn the meeting at 8:00 p.m. Motion Carried 4/0

Mike Dodge, Mayor

Attest: _____
Lois A. Maetzold, City Clerk