

MAYER CITY COUNCIL MEETING MINUTES 6 MAY 23, 2011

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

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

ABSENT:

STAFF: Administrator Murphy and Clerk Maetzold.

ALSO PRESENT: Don Wachholz, Nikki Larson, Ivan Raconteur, Rod Maetzold, Bob Carlson, Michael McLain, Matthew Carlson, Michael Herd, Christopher Herd, Tyler VanWatermulen and 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 Stieve-McPadden to approve the agenda with the deletion of claim #8527 (Old West Society 6 to be discussed later).

Motion Carried 5/0

PUBLIC COMMENT

Nate McNeilly asked about ordinances that prohibit blowing grass onto the street. The SCO will be asked to educate property owners if found doing so.

APPROVE CONSENT AGENDA

A MOTION was made by Council Member Osborn with a second by Council Member Boder to approve the Consent Agenda as follows: Motion Carried 5/0.

1. Approve Minutes of the May 9, 2011 Regular Council Meeting
2. Approve Additional Claims for May 2011
3. Approve Sheriff's Department Report for the Month of April 2011

STAFF REPORTS

1. **Public Works** 6 Council reviewed Jeff Frost's report ending May 23, 2011.
2. **City Engineer** 6 The Council reviewed David Martini summary of the projects Bolton & Menk have been working on during the billing period March 19 through April 15, 2011. They will hold questions until the special meeting May 31, 2011, due to the Engineer's absence this evening.
3. **Sheriff's Department** 6 Deputy Nelson is on his second week of FML. He will return June 6, 2011.
4. **City Administration** – The Council reviewed a report from April 25 through May 20, 2011 outlining activities by the City Administrator.

CITY ADMINISTRATOR

1. **Mayer Fire Department:**

- **DNR Grant** – Fire Chief Rod Maetzold appeared before the Council to request approval for matching funds toward a DNR Grant the Fire Department would like to apply for to obtain wild land equipment (chainsaw, leaf blowers). The funds for the 50% match (\$1,013) could come from the donations that the Mayer Baseball Club has made to the Fire Department. A MOTION was made by Council Member Stieve-McPadden and

seconded by Council Member Osborn to approve the DNR Grant Application as presented. Motion Carried 5/0

- **Mayer Fire Department Explorers** – Assistant Fire Chief Bob Carlson and Firefighter Michael McLain appeared before the Council to update the Council on the Fire Explorer program. Four Explorers, in attendance this evening (Matthew Carlson, Michael Herd, Christopher Herd, Tyler VanWatermulen), participated at an Explorer Conference on Saturday May 12<sup>th</sup>. The Mayer Explorers participated in 11 events, receiving two second place trophies. They have also participated in competition at the State Fair for the last three years. They will begin training this summer for that event. Currently the Mayer Explorer program is for students 14 ó 18 years of age, although the national program does go to age 21. The Fire Department may be looking to extend the age to 21, so students can finish school before deciding to join the department full time. The students were congratulated for their achievements.
2. **Road Maintenance Agreement with Camden Township** ó The City previously had an agreement with Camden Township that explained each organizations responsibility for 70<sup>th</sup> Street. The City annexing a portion of 70<sup>th</sup> St requires a change in the agreement. The Council reviewed a new draft agreement from the City Attorney that establishes a maximum annual expense of \$5,000 for the City's section of the roadway. A MOTION was made by Council Member Boder and seconded by Council Member Osborn to approve the new Road Maintenance Agreement with Camden Township establishing a maximum annual expense of \$5,000 for the City's section of the roadway. Motion Carried 5/0
  3. **Dakota Regional Trail Depot Planning Work Group** – Carver County Parks Staff is asking for a list of stakeholders for the next phase of the Mayer Depot location. A MOTION was made by Council Member Boder and seconded by Council Member Stieve-McPadden establishing Depot Planning Work Group categories as: Planning Commission, Park Commission, adjacent property owners, Council, Business and Residents. Members will be sought from each of these categories. Motion Carried 5/0
  4. **Setting the Time for the Special May 31, 2011 Council Meeting** – The special May 31, 2011 Council Meeting will be held at 5:00 p.m. for the purpose of reviewing/awarding/rejecting the Community Center parking lot bids.
  5. **Approval of Contractor for the Limited Site Investigation for 113 5<sup>th</sup> St NW** – This is the ongoing investigation that is needed at the Old Creamery Site in response to the petroleum impacts that were detected as part of the Phase II Environmental Assessment. Three quotes for a limited site investigation are as follows:

<b>Name</b>	<b>Amount</b>
American Engineering and Testing	\$8,882.50
Wenck and Associates	\$9,840.00
Braun Intertec	\$12,297.15

Staff has had the MN Petrofund staff review all of the proposals to assure that they comply with the agency's reimbursement program requirements. The City's portion of the match on the grant is 10%. Staff is recommending that the city enter into an agreement with American Engineering and Testing for the amount of \$8,822.50. The City's portion of the match will be \$882.25. Funds for this testing would come from the EDA fund. By completing this application it will assist the city in being able to apply for grant funds to clean up the site. A MOTION was made by Council Member Osborn and seconded by Council Member Lueth approving American

Engineering and Testing to complete the Limited Site Investigation in the amount of \$8,822.50.  
 Motion Carried. 5/0

6. **Approval of Tractor Purchase** – Three quotes for the purchase of a tractor were reviewed:

Vendor	Model	Price	Plus Mower	Less Trade in	Actual Cost & Tax
Midwest Machinery	4520 J D	\$34,043.00	\$2,900.00	-\$21,588.04	\$16,000.00
Lano	L5740 Kubota	\$26,300.00	\$1,950.00	-\$10,000.00	\$18,250.00
Ag Powers	4520 J D	\$25,920.07	\$2,150.61	\$14,000.00	\$14,070.68

The Council agreed that it is a good price and trade in and a good trade for our community at this time. It will allow for less time mowing and will also be able to cut areas, such as road ditches, now contracted out. The Graveley mower has been sold for \$5,150. There is money in the budget to cover the cost of trade. A MOTION was made by Council Member Osborn and seconded by Council Member Boder to approve the quote of \$14,070.68 for tractor with trade from Ag Powers of Belle. Motion Carried 4/1 (Council Member Lueth wanted to wait to speak with Public works Frost about any upcoming capital equipment needs).

7. **Claim #8527 – Old West Society** – The Parade Committee for the 125<sup>th</sup> Anniversary has engaged the Old West Society to perform on Saturday evening of the celebration. They have had further discussion with the Society to participate in the parade on Sunday and to also have a mechanical bull at the celebration. In speaking with the City’s insurance (LCMIT), it was reported that if the City pays for the mechanical bull, the City would be liable should anything arise. The Parade Committee will be meeting soon to see if anyone else would be able to host the mechanical bull, since the City does not want to take on the liability. The City now needs a new contract, and so the claim #8527 was pulled from the claim list.

OTHER BUSINESS

None

ADJOURN

A MOTION was made by Council Member Lueth and seconded by Council Member Stieve-McPadden to adjourn the meeting at 7:20 p.m. Motion Carried 5/0

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Chris Capaul, Mayor

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