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# COUNCIL PROCEEDINGS

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CITY OF WELLS, MINNESOTA

## MINUTES

### Regular Session of City Council City of Wells

The Wells City Council convened in regular session on Monday, September 28, 2009 from 5:00 p.m. until 6:00 p.m. in the Wells Community Center, Council Chambers. Mayor Shannon Savick called the meeting to order with the following council members and employees present: Councilmember Steve Burns, Councilmember Ron Gaines, Councilmember Ashley Seedorf and Councilmember Mike Weber. Employees present: City Administrator Jeremy Germann, Deputy Clerk Deb Redman, City Attorney David Frundt, Police Chief Jim Ratelle, Community Development Director Austin Bless and Street Supervisor Rick LaVallie. Mayor Savick led the group in the "Pledge of Allegiance."

#### CONSENT ITEMS:

The agenda for the September 28, 2009 council meeting was reviewed with Councilmember Gaines making a motion to approve the agenda as presented. The motion was seconded by Councilmember Seedorf. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

The minutes of the regularly scheduled council meeting held on September 14, 2009 were reviewed with Councilmember Burns making a motion to accept the minutes with one correction. The minutes should read:

*Councilmember Weber: Encouraged council to attend the September 15, 2009 ribbon cutting for the Parkview facility and discussed the Blue Earth administrator's salary.*

The motion was seconded by Councilmember Gaines. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

The monthly bills were reviewed in the amount of \$68,918.58 with Councilmember Gaines making a motion to approve as presented. Councilmember Seedorf seconded the motion. Discussion held on a code correction for an employee reimbursement. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

The monthly financial reports were reviewed including balances & receipts, revenue & expenditures, liquor monthly comparison, building permits & report, library automation, community center figures, regular hours worked, over-time hours accrued and comp-time accumulated with Councilmember Burns making a motion to approve as presented. Councilmember Gaines seconded the motion. Roll call taken with Burns, Savick, Seedorf and Weber voting yea. Motion carried

## **COMMITTEE ITEMS:**

Mayor Savick asked for a motion to accept the minutes submitted by the Economic Development Authority for a meeting held on August 18, 2009 as presented. Councilmember Gaines made the motion with a second from Councilmember Burns. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried. City council reviewed a draft of the September 15, 2009 EDA meeting.

Mayor Savick asked for a motion to accept the minutes submitted by the Housing & Redevelopment Authority for a meeting held on August 23, 2009 as presented. Councilmember Seedorf made the motion with a second from Councilmember Burns. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried. City council reviewed a draft of the September 22, 2009 HRA meeting.

Mayor Savick asked for a motion to accept the minutes submitted by the Safety Committee for a meeting held on September 16, 2009 as presented. Councilmember Burns made the motion with a second from Councilmember Gaines. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

Mayor Savick asked for a motion to accept the minutes submitted by the Infrastructure Committee for a meeting held on September 16, 2009 as presented. Councilmember Burns made the motion with a second from Councilmember Gaines. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

City council reviewed an estimate from Bolton & Menk, INC. on possible road construction on Fourth Avenue SE and funding options.

City council reviewed a letter drafted by the City Attorney and mailed to Customized Landscape and Schrader Enterprise.

City council reviewed an update from Development Director Austin Bless on a American Planning Association conference he attended on September 17 & 18, 2009.

Mayor Savick asked for a motion to approve a purchase of four loader tires at an estimated cost of \$7,665.13 from Tire Associates while attempting to find a better deal. Councilmember Gaines made the motion with a second from Councilmember Burns. Discussion held on a possible discount. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. **Motion carried.**

## **GENERAL BUSINESS:**

Mayor Savick asked for a motion to set the date December 7, 2009 as a special council meeting to discuss the 2010 operating budget and certify the 2010 levy. Councilmember Seedorf made the motion with a second from Councilmember Gaines. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

Mayor Savick asked for a motion to approve a request from the Wells Historical Society to designate the intersection of First Street NE and First Avenue NW from a through street into two dead ends. Councilmember Gaines made the motion with a second from

Councilmember Burns. Discussion held. Roll call taken with Burns, Gains, Savick, Seedorf and Weber voting yea. **Motion carried.**

Wells City Council gave the second of three readings of proposed Ordinance §70.57 for the adoption into the CITY OF WELLS, MINNESOTA, CODE OF ORDINANCES: **ORDINANCE §70.57 – AN ORDINANCE REGULATING THE USE OF GOLF CARTS ON CITY STREETS.**

Mayor Savick asked for a motion to approve two official job descriptions, as submitted in the September 28, 2009 council packet for the position of Library Director and Assistant Librarian. Councilmember Seedorf made the motion with a second from Councilmember Gaines. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

Mayor Savick asked for a motion to approve a **Conduct Rule for Council Members** as presented in the September 28, 2009 council. Councilmember Burns made the motion with a second from Councilmember Gaines. Roll call taken with Burns, Gaines, Savick and Seedorf voting yea. Weber voted nea. **Motion carried.**

Mayor Savick asked for a motion to approve a request from the City Attorney to research the cost of hiring a consulting agency to conduct an internal investigation. Councilmember Gaines made the motion with a second from Councilmember Burns. Discussion held. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

City council reviewed a League of Minnesota Cities memo submitted by Councilmember Seedorf for the council packet.

City council reviewed the minutes of the Wells Community Ambulance Board from a meeting held on August 10, 2009.

City council reviewed the minutes of the Wells Public Utilities Board from a meeting held on August 4, 2009.

City council received an update from the Chief Ratelle on the status of fuel tanks located at Food 'N Fuel.

#### **EMPLOYEES:**

*Administrator Germann:* Nothing

#### **ANNOUNCEMENTS:**

*Mayor Savick:* Nothing

*Councilmember Burns:* Nothing

*Councilmember Gaines:* Nothing

*Councilmember Seedorf:* Discussed a League of Minnesota Cities memo.

*Councilmember Weber:* Discussed a League of Minnesota Cities memo.

#### **NEW BUSINESS:**

Mayor Savick asked for a motion to go into closed session for the purpose of discussing pending litigation involving the Equal Employment Opportunity Commission as deemed permissible by Minnesota Statute §13D.05 MEETINGS HAVING DATA CLASSIFIED AS NOT PUBLIC. Councilmember Seedorf made the motion with a second from Councilmember Gaines. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

(CLOSED SESSION)

Mayor Savick asked for a motion to reopen the council meeting. Council voted unanimously to go into open session as required under Minnesota Statute §13D. No action was taken in closed session.

The next regularly scheduled council meeting was set for October 13, 2009 at 5:00 p.m. at the Wells Community Center. A motion to adjourn was made by Councilmember Gaines with a second from Councilmember Seedorf. Meeting adjourned.

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Mayor Shannon Savick

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Administrator Jeremy R. Germann