



COUNCIL PROCEEDINGS

CITY OF WELLS, MINNESOTA

MINUTES

Regular Session of City Council City of Wells

The Wells City Council convened in regular session on Monday, April 12, 2010 from 5:00 p.m. until 6:30 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, Ashley Seedorf and Councilmember Mike Weber. Employees present: Community Development Director Austin Bleess, Deputy Clerk Deb Redman, Police Chief Jim Ratelle, and City Administrator Jeremy Germann. Also in attendance was Wes Brown of Bolton & Menk Inc. Mayor Savick led the group in the "Pledge of Allegiance."

CONSENT ITEMS:

The agenda for the April 12, 2010 council meeting was reviewed with Councilmember Seedorf making a motion to approve the agenda as presented. The motion was seconded by Councilmember Weber. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

The minutes of the regularly scheduled council meeting held on March 22, 2010 were reviewed with Councilmember Burns making a motion to accept the minutes as presented. Councilmember Gaines seconded the motion. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

The minutes of the special council meeting held on April 1, 2010 were reviewed with Councilmember Gaines making a motion to accept the minutes as presented. Councilmember Weber seconded the motion. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

The bill list was reviewed in the amount of \$179,682.67 with Councilmember Burns making a motion to approve as presented with the exception of a bill from Setter & Associates LLC for \$24,861.00. Councilmember Gaines seconded the motion. Discussion held. Councilmember Burns amended his motion to include striking a bill from The Data Recovery Guy, LLC for \$1,552.00 from the list of bills approved for payment. Councilmember Gaines seconded the motion. Discussion held on bills associated with I.C.R. entry. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

COMMITTEE ITEMS:

Mayor Savick asked for a motion to accept the minutes submitted by the Public Library Board for a regularly scheduled meeting held on February 17, 2010 and minutes submitted by the Fire Department for meetings held on March 9, 2010 and March 23,

2010, all as presented. 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 accept the minutes submitted by the Board of Adjustments & Appeals for a meeting held on March 29, 2010 as presented. Councilmember Burns made the motion with a second from Councilmember Seedorf. Discussion held. 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 Safety Committee for a meeting held on March 31, 2010 as presented. Councilmember Gaines made the motion with one correction. The minutes should state "...he believed was in the right-of-way and blocked access to his property." Councilmember Burns seconded the motion. Discussion held a sign located on Broadway in front of the Wells V.F.W. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

City council reviewed a draft of the minutes submitted by the Planning & Zoning Commission for meetings held on April 5, 2010 and April 8, 2010.

Mayor Savick asked for a motion on a request for action from the Planning & Zoning Commission concerning a plat application submitted by the Ervin Pietan Trust for parcel No. R30.008.1070. Councilmember Gaines made a motion to approve the final plat per the recommendation of the Planning & Zoning Committee. Councilmember Burns seconded the motion. Discussion held. Roll call taken with Burns, Gaines, Savick and Seedorf voting yea. Weber abstained. **Motion carried.**

City council reviewed reports from the Fire Department for the month of March and the Deputy Registrar for the 2009 review by the Minnesota Department of Public Safety.

Mayor Savick asked for a motion regarding estimates to repair the street sweeper. Councilmember Gaines made a motion to approve \$6,328.17 in quoted expenses from MacQueen Equipment, INC. Councilmember Burns seconded the motion. Discussion held. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. **Motion carried.**

Mayor Savick asked for a motion regarding estimates for chemicals to be used in the public pool. Councilmember Burns made a motion to approve \$2,466.75 in quoted expenses from Team Laboratory Chemical Corp. Councilmember Seedorf seconded the motion. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. **Motion carried.**

Mayor Savick asked for a motion regarding estimates for traffic paint. Councilmember Seedorf made a motion to approve \$5,099.50 in quoted expenses from Team Laboratory Chemical Corp. Councilmember Gaines seconded the motion. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. **Motion carried.**

Mayor Savick asked for a motion to approve the Street Department report for the month of March. Councilmember Burns made the motion with a second from Councilmember

Seedorf. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. **Motion carried.**

Mayor Savick asked for a motion regarding the revised estimate for mosquito repellent from the Street Department. Councilmember Weber made a motion to approve purchasing mosquito repellent chemicals from US Vector Controls, INC. Councilmember Weber made a motion to purchase 120 gallons of chemicals from US Vector Controls, INC at \$37.10 per gallon, plus tax. Councilmember Burns seconded the motion. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. **Motion carried.**

Mayor Savick asked for a motion to accept a report from the Community Development Office for the month of April. Councilmember Gaines made the motion with a second from Councilmember Seedorf. Discussion held. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

GENERAL BUSINESS:

Mayor Savick asked for a motion to adopt RESOLUTION 2010-11: A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND ORDERING ADVERTISEMENT FOR BIDS. 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 adopt RESOLUTION 2010-12: A RESOLUTION FOR THE CONVEYANCE OF REAL PROPERTY OWNED BY THE CITY OF WELLS. Councilmember Gaines made the motion with a second from Councilmember Weber. Discussion held. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. **Motion carried.**

Mayor Savick asked for a motion regarding estimates submitted to repair the Municipal Liquor Store roof. Councilmember Weber made a motion to have the City Administrator solicit estimates for a gable roof for comparison purposes. Councilmember Gaines seconded the motion. Discussion held. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

Mayor Savick asked for a motion to approve a lease agreement, for the northwest 2,010 square feet of the City Hall basement, between the City of Wells, Minnesota and Cindy Crable/Spotlight Dance for May 1, 2010 to May 1, 2011. Councilmember Gaines made the motion with a second from Councilmember Seedorf. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

Mayor Savick asked for a motion regarding a request by Bonnie Urban, of 400 Ninth Street, to reimburse her \$375.00 for the cost of thawing her waterline. Councilmember Weber made a motion to table the issue until the city can determine the depth of the service. Motion fails for lack of a second. Councilmember Gaines made a motion to refer this issue to Wells Public Utilities to determine the depth of the service and where the waterline froze. Councilmember Burns seconded the motion. Discussion held. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

Mayor Savick asked for a motion to proclaim April as Child Abuse Prevention Month. Councilmember Weber 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 concerning a request from Julie Seedorf, of 15 Fourth Street SE, to install a catch basin in public alleyway near her residence to alleviate the pooling of water in the vicinity. Councilmember Gaines made a motion to table the request with a second from Councilmember Weber. Discussion held. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

Mayor Savick asked for a motion concerning a request from Duane Johnson to have the city inspect field tiles on his farm which were crossed by the interceptor project. Mayor Savick made a motion to have the city solicit estimates to inspect field tiles on Duane Johnson's property. Councilmember Burns seconded the motion. Discussion held. Roll call taken with Burns, Savick, Seedorf and Weber voting yea. Gaines abstained. Motion carried.

Mayor Savick asked for a motion concerning a request from residents for assistance with removing gravel debris from grass boulevard areas. Councilmember Seedorf made a motion to discuss the issue with the city's insurance provider. Councilmember Weber seconded the motion. Discussion held. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

Mayor Savick asked for a motion to research the possibility of adopting a formal policy by the Infrastructure Committee to respond to future requests. Councilmember Burns made the motion with a second from Councilmember Seedorf. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

Mayor Savick asked for a motion to repair sod near Thurman Street where the city plowed snow to allow an ambulance crew to respond to an emergency call. Councilmember Weber 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 regarding a resident's request from the Garlock section to add additional gravel to his driveway which was involved in the interceptor project. 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 approve a request from the Wells Area Chamber of Commerce to use a shed at Half-Moon Park the weekend of August 20-22, 2010 for a photography gallery. 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 made a motion to have the Wells Building Official inspect each of the city buildings once a year with a report provided to city council. Councilmember Gaines seconded the motion. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried.

City council reviewed a letter from the City Administrator informing council the city has received a \$5,000.00 grant from the Bevcomm Foundation to assist in funding a cooperative agreement between the City of Wells, the Wells Housing & Redevelopment Authority and the County of Faribault to cleanup the defunct trailer court on the north edge of town.

City council reviewed a letter from the City Administrator informing council the Street Department's 1989 Chevrolet pickup sold on March 26, 2010 for \$855.00 from the State of Minnesota Department of Administration's official online auction website. The truck's title was transferred to the buyer and the insurance policy was canceled.

City council reviewed information supplied by the City Administrator concerning current savings from budget cuts, projected savings from budget cuts, a breakdown comparison on expenditures for electricity from March to April, 2010-2011 Local Government Aid (LGA) reductions report from the Minnesota House Research Department, and voluntary furloughs.

City council reviewed a city-wide survey conducted by a volunteer group associated with the Blandin Leadership Foundation.

City council reviewed a flyer informing council of Faribault County and Martin County solid waste collection events for 2010.

City council reviewed the minutes submitted by the Wells Public Utilities Board for a meeting held on March 2, 2010.

City council reviewed an engineering report from Encompass recommending possible solutions to repair the roof of a city garage building. Discussion held.

City council reviewed a flyer informing council of Faribault County Clean-Up Day is scheduled for May 1, 2010 from 9:00 a.m. until noon and will be held at the Faribault County Garage in Wells.

Mayor Savick presented council with information she gathered concerning membership fees for various golf courses in Southern Minnesota, in comparison with the Wells Golf Course.

PUBLIC COMMENT:

- *Dave Erdner* – Presented council with his perspective on membership fees for the Wells Golf Course.

EMPLOYEES:

City Attorney Frundt:

Requested city council consider clarifying if the city classifies board members and council members as city employees or not.

Requested city council give direction on how to handle issues presented to him concerning alleged comments made

during an Economic Development Authority board meeting. Councilmember Gaines made a motion to take no further action until a complaint has been filed. Councilmember Burns seconded the motion. Discussion held. Roll call taken with Burns, Gaines, Savick and Seedorf voting yea. Weber voted nay. Motion carried.

Administrator Germann: Discussed a recent resignation from the Municipal Liquor Store. He requested city council authorize a temporary hire until a proper search for a permanent replacement could be conducted. Councilmember Weber made a motion to authorize the Municipal Liquor Store Manager to hire a temporary part-time employee and begin the process to hire a permanent part-time employee. Councilmember Burns seconded the motion. Discussion held. Roll call taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. **Motion carried.**

ANNOUCEMENTS:

Mayor Savick: Nothing
Councilmember Burns: Nothing
Councilmember Gaines: Nothing
Councilmember Seedorf: Nothing
Councilmember Weber: Nothing

NEW BUSINESS:

Mayor Savick asked for a motion to go into closed session for the purpose of preliminary consideration of allegations as deemed permissible by Minnesota Statute §13D.05 MEETINGS HAVING DATA CLASSIFIED AS NOT PUBLIC. Councilmember Weber made the motion with a second from Councilmember Seedorf. 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. Councilmember Gaines made a motion to go into open session as required under Minnesota Statute §13D. Councilmember Seedorf seconded the motion. Roll call was taken with Burns, Gaines, Savick, Seedorf and Weber voting yea. Motion carried. No action was taken in closed session.

The next regularly scheduled council meeting was set for April 26, 2010 at 5:00 p.m. in the Wells Community Center. Councilmember Weber made a motion to adjourn with a second from Councilmember Gaines. Meeting adjourned.