

**MINUTES
REGULAR CITY COUNCIL MEETING**

JANUARY 26, 2015

Mayor Jeff Thompson called the meeting to order at 6:00 p.m. Council members present were Kay McDaniel, Donavan Mayer, Jean Soine, and Neil Herzberg. Others present were Renee Eckerly, City Administrator; Ron Mergen, Public Works Director; Bill Spooner, City Attorney; Chuck DeWolf, Bolton & Menk, Inc.; Bill Ludwig, Liquor Store Manager; Ellarry Prentice, Press; and Paul Wegener, Police Chief (6:20 p.m.).

The Pledge of Allegiance was recited. Council members gave verbal activity reports.

Police Chief Paul Wegner distributed and reviewed the Police Department year-end report. Wegner mentioned helping out the City of Belgrade as hiring a Chief is not going well (only had two applicants). The Police Department was awarded an equipment grant.

CONSENT AGENDA

Motion to approve the minutes from the following meeting: December 8, 2014 Public Works Committee, February 25, 2014 Joint Planning Board, October 8, 2013 Airport Zoning Board, and October 22, 2013 Special Joint Airport Zoning Board & City Council.

Motion to approve the following vouchers:

01/12/2015	Voucher	89757	\$101.00
01/21/2015	Vouchers	89758-89812	\$160,256.84
01/22/2015	Payroll	89815-89818	\$3,633.38
01/22/2015	Payroll Taxes	89819-89824	\$5,624.61
01/22/2015	Payroll Direct Deposit		\$16,430.78
01/22/2015	Payroll - Fed		\$5,403.96
01/22/2015	Payroll - State		\$963.32
01/22/2015	Payroll - VOYA / ING		\$275.00
01/22/2015	Payroll - TASC		\$392.28
01/22/2015	Payroll - PERA		\$5,394.38
01/22/2015	Payroll - AFLAC		\$139.41
01/22/2015	Payroll - SELECT		\$207.70
		TOTAL	\$198,822.66

Motion to approve the attendance of Lee Schleper and Brad Mehlhop to the MRWA 31st Annual Water & Wastewater Technical Conference in St. Cloud, MN.

Motion to approve training request for Chief Wegner to attend the ETI Conference in St. Cloud.

Motion to approve the training request for Chief Wegner to attend the REMI Training in Omaha, NE.

Motion to appoint Steve Whitcomb and Aaron Kranz to the Airport Commission, effective immediately.

Motion was made by Soine to approve the Consent Agenda. Seconded by McDaniel and unanimously carried.

CABLE CONSULTING – RUDY VIGIL

A proposal in the amount of \$2,400.00 for the 2015 calendar year from Rudy Vigil for cable consulting services was presented. This is an \$800.00 increase from last year; however, is the first increase in 6 years.

Motion was made by Mayer to approve the amount of \$2,400.00 for the 2015 calendar year from Rudy Vigil for cable consulting services. Seconded by Herzberg and unanimously carried.

APPOINTMENT OF FIRE DEPARTMENT CHIEF & OFFICERS

The Fire Department members recommend appointing the following:

Chief – Bob Liestman	Assistant Chief – Len Gilmore
Secretary – Andy Soine	Treasurer – Jon Kulzer

These are the same officers as in 2014.

Motion was made by Herzberg to appoint the following Fire Department Chief & Officers:

Chief – Bob Liestman	Assistant Chief – Len Gilmore
Secretary – Andy Soine	Treasurer – Jon Kulzer

Seconded by Soine and unanimously carried.

GAMBLING – KORONIS DUCKS UNLIMITED

A MN Lawful Gambling LG220 Application For Exempt Permit for the Koronis Ducks Unlimited to conduct a raffle on April 10, 2015 at the American Legion Post 271, Paynesville, MN was presented.

Motion was made by Soine to approve the MN Lawful Gambling LG220 Application For Exempt Permit for the Koronis Ducks Unlimited to conduct a raffle on April 10, 2015 at the American Legion Post 271, Paynesville, MN. Seconded by Mayer and unanimously carried.

LIQUOR STORE - MINNESOTA STATE LOTTERY RETAILER CONTRACT

A Minnesota State Lottery Retailer Contract to conduct lottery at the liquor store was presented.

Motion was made by Herzberg to approve the Minnesota State Lottery Retailer Contract between the City of Paynesville and Minnesota State Lottery and authorize the City Administrator to sign the documents. Seconded by McDaniel and unanimously carried.

VETERANS PARK BOAT LANDING – DNR AGREEMENT

Mergen reported on the history of the boat landing and the recommendation from the Park & Tree Board. Draft minutes from the Park & Tree Board meeting:

VETERANS PARK BOAT LANDING

An agreement with the DNR for new concrete planks was reviewed.

Motion was made by Dickhausen to approve the agreement with the DNR for the upgrade of the boat landing. Seconded by Wimmer and unanimously carried.

It was also noted that a request has been made to the Sportsmen's Club to replace the dock at the boat landing. The City's expects to hear back from them in March, 2015. The Sportsmen's Club, after their fundraiser, is interested in investing in the dock. The last one was put in in 1995.

It was further explained that the winter ice has done some damage over the last couple years to the landing. Disposal of the old planks will be the responsibility of the City.

Motion made by Soine to approve the Agreement between the DNR and the City of Paynesville for an upgrade of the Veterans Park boat landing. Seconded by McDaniel and unanimously carried.

WATER TREATMENT EXPANSION PROJECT

DeWolf reported that work is slow and the project will be completed this spring. The project is 90% complete. Payment Estimate No.12 in the amount of \$49,483.60; payable to Magney Construction, Inc. for work completed through December 31, 2014 was presented.

Motion was made by Soine to approve Payment Estimate No.12 in the amount of \$49,483.60; payable to Magney Construction, Inc. Seconded by Herzberg and unanimously carried.

COUNCIL CHAMBERS REMODEL PROJECT

Eckerly reported on the spreadsheet that outlined the proposed change orders to the project that included:

- Trench expansion
- Power outlets
- Podium
- Crown molding
- Chairs
- Sound system – more expensive system in the amount of \$4,500.00 for a total of \$18,909.21.

The Council discussed flooring options for the entryway and lobby and a cost estimated at \$4,500.00. It was stated that costs are adding up and the Council will have to decide where to stop. Mayer stated that taping was not done from the wall to ceiling. The Council further discussed going with a more expensive sound system. There is \$106,000.00 in the Capital Improvement Fund and that nothing has been done to this room since the building was constructed except paint and installation of a chair rail.

Motion was made by Soine to approve the following change orders:

- Trench expansion
- Power outlets
- Podium
- Crown molding
- Chairs
- Sound system (more expensive system) for a total of \$18,909.21.

Seconded by Mayer and unanimously carried

VETERANS PARK RESERVATION FEE

It was explained that in 2008 there was a non-profit fee. In 2010 the fee was changed to one fee for everyone. Mergen reported on the fees, the operational costs, and the discussion from the Park & Tree Board meeting. Draft minutes from the Park & Tree Meeting:

VETERANS PARK RESERVATION FEES

The Board had two requests to waive the \$156.88 fee. One from Serenity Path and one from Community Education for the Summer Concert series. These were presented to the City Council and the Council asked that the Park & Tree Board review and make a recommendation. There was a lengthy discussion with several views expressed:

- The building has costs associated with operation and the City needs to cover some of the operational costs.
- The shelter was constructed for the community and the non-profit groups are all doing a service for the community, drawing people into the community and the City should be encouraging their usage, not making it more difficult; therefore, the civic groups should not be charged.
- The Concert in the Park was started by a recommendation of the Design Team to utilize the Park, if they had to pay \$100.00 each time they would likely move to a shelter with no charge.

Motion was made by Ellis to keep the policy as is (where all entities pay) and any waiver requests would be reviewed by the Park & Tree Board. Seconded by Herzberg and unanimously carried (Wimmer and Gilmore abstained).

Motion was made by Herzberg to allow the Paynesville Community Education to use the Veterans Park Shelter kitchen and outdoor seating at no cost; however, the City would be listed as a Concert Series Sponsor for the Summer Concert in the Park Series to be held Thursday evenings from 4 – 9 pm June 18, 2015 to July 16, 2015 and recommend such to the City Council. Seconded by Gilmore and unanimously carried.

Motion was made by Ellis to waive the Veterans Park rental fee of \$156.88 for the Serenity Path Festival - A Summertime Celebration of Hope and ask that the City be listed as a Sponsor and recommend such to the City Council. Seconded by Herzberg and unanimously carried.

Spoooner expressed his opinion that technically this is a donation and that the City could get written up by the State Auditor's Office. Recreational programs provide services for the money. It was stated that the City should be listed as a sponsor.

Motion was made by Soine to waive the fees for the Community Education Concert In The Park Series and be listed as a sponsor. Seconded by Mayer and passed 4:1 (Thompson, yes; Mayer, yes; Soine, yes; Herzberg, yes; and McDaniel, No).

Motion was made by McDaniel to waive the fee for the Serenity Path Festival.

Prentice stated that the festival may not happen this year. The motion died for a lack of a second to the motion.

SPLASH PAD PHASE TWO

Mergen reported on the Park & Tree Board meeting. Mergen is estimating the cost to be \$30,000.00. Mergen is requesting action just to get price quotes. Draft minutes from the Park & Tree Board:

SPLASH PAD PHASE TWO WOW FACTOR

Dickhausen presented a concept:

1. Featuring a water tower 20 feet in height with a 30 gallon bucket that dumps when full creating a 25 foot diameter splash zone.
2. Ring of water, 12 jets shooting simultaneously creating a circle of water, the nozzles are interchangeable to control the flow and spray pattern.
3. Rain tunnel, this is 10 jets creating a tunnel effect where participants can walk through tunnels of flowing water.

Members noted that the Board has discussed a phase two and this has a wow factor.

Motion was made by Wimmer to pursue the Splash Pad Phase Two project, obtain price quotes, and recommend such to the City Council. Seconded by Herzberg and unanimously carried.

It was stated that this is hard to discuss without a cost estimate; however, there would be funding available for this. It was suggested that prices be obtained. It was also stated that the Council Chambers remodel serves the whole community; the splash pad only serves a few people.

Thompson stated that this was also discussed at the Community Education meeting. The existing pad is too small. Thompson would also like to see cost estimates. There is a need to keep kids in Paynesville. Amenities bring people and the school district needs more students and activities will bring young families. Mergen reviewed the CIP funds available.

Motion was made by Soine to pursue the project and obtain quotes. Seconded by Herzberg and passed 4:1 (Thompson, yes; Mayer, yes; Soine, yes; Herzberg, yes; and McDaniel, No).

INFORMATIONAL

Thompson reviewed the following informational items: Aurora Distributed Solar Project Notice Of Public Hearing, West Central Sanitation January Garbage Rates, December Investment, Liquor Revenue & Expenses, Incode Financial Reports, City Attorney Report, and Capital Improvement Breakdown Report – all reports can be found on the City's website, City Council

Strategic Planning Retreat – April 9 & 10, 2015, and Fire Department – Relief Association Bylaws – for review only at this time.

CLOSED SESSION

Thompson recessed the Regular City Council meeting at 7:18 for the Council to meet in Closed Session under 13D.05, Subd. 3(b) to discuss pending litigation entitled City of Paynesville vs. Greg Rutten, et al., currently pending in Stearns County District Court.

Thompson opened the Closed Session at 7:20 p.m. (no taping or notes per City Attorney Bill Spooner).

Thompson closed the Closed Session at 7:38 p.m. and reopened the Regular City Council meeting. Thompson summarized the Closed Session.

There being no further business, the meeting was adjourned at 7:40 p.m.

Renee Eckerly, City Administrator