**REGULAR MEETING – MOTLEY CITY COUNCIL**

**Motley, MN April 17, 2012**

Pursuant to due call and notice thereof, Mayor Nieken called the meeting to order at 7:00 p.m. with the following council members present: Bruce Mills, Steve Johnson, Rob Sampson and Duane Solga. The meeting took place at city hall.

The following persons were present for all or part or all of the meeting: Marinell Philipp, Tina Snell, Dawn Timbs, Ben Oleson, Bruce Brotherton, Lydia Goodwater, Cliff Goodwater, Wayne Barros, Larry Beckner, Gayle Quinn, Peggy Houle, Aric Welch, Steve Dille, Brian Madison.

The pledge of allegiance to the flag was given.

Solga moved with a second by Johnson, to approve the consent agenda, as follows:

1. Outstanding bills - Claim # 6975-7033

 Check # 27419-27466 & EFT 74-77

 Check # 13498-13523

1. Employee Leave Report

Nieken, Sampson, Mills, Solga and Johnson voted aye, none nay. The mayor declared the motion carried.

***Motley Two Rivers Music Fest***

The new parade route will be on 3rd Ave South from St. John’s Lutheran Church down to Main Street.

The Music Fest will be held Friday & Saturday, noon to 10 p.m. & Sunday, noon to 4 p.m. There will not be a car show except in the parade and no contest. The fairgrounds will be locked every night.

Sampson moved with a second by Mills to approve the parade route on Third Ave. from Eledredge to Main St. Aric Welch stated that the contractor can work around this if we let them know. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

Sampson moved with a second by Solga to approve a 3.2 liquor license for the Beer Garden to be held on July 27th and 28th from 12-10 p.m. at the fairgrounds pending the background, giving the officer on duty, at his or her discretion, the ability to shut down the garden if there is a confinement violation. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

***Engineering***

Discussion took place on the 2012 project. The plan is to bring specs back in one month and set the spot for the basin. This will affect the layout of Industrial Park.

A Special Meeting is set for Thursday, April, 26th at 6:00 p.m. at City Hall.

Update punch list for 2011 project – Walkthrough was on April 4, 2012 & a new schedule produced as to how it will be finished up.

***Planning Commission***

CGI cancellation – Ben Oleson proposed a contract to continue to work for the City under a different company. The hours that the city has banked would be honored.

Solga moved with a second by Mills to accept the cancellation of services with CGI. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

Sampson moved with a second by Mills to accept the agreement with Hometown Planning to be the new zoning administrator. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

The Land Use Matrix needs to be reviewed for the purpose of more definition of the other areas besides the DMU, possibly with a joint meeting of the commission and council to address this.

Sampson moved with a second by Solga to hold a joint meeting @ 6:30 p.m. on May 2nd with the P&Z / Council with the Land Use Matrix for discussion. Nieken, Solga, Johnson & Mills voted aye, Sampson voted nay. The mayor declared the motion carried.

Further discussion took place about when the P&Z Commission meetings would be held and who would be on the Commission. It would require a two-thirds vote of the Council to amend the land use ordinance. Mills asked if it would be feasible to have 5 elected officials and 2 community members. Oleson stated that any combination is allowed by statute; every community has something different.

Mills moved with a second by Johnson to dissolve the exiting P&Z Commission and to include all 5 Council members, two members of the community and one alternate from the private sector. Amy Hutchison is a member and Greg Weber is an alternate. Sampson stated that this will change the ordinance and since it was established by ordinance, the Commission may need a public hearing. All of this can be verified with the city attorney.

Sampson moved with a second by Mills to table the above motion until we can speak with the city attorney.

Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

***Unfinished Business***

Disaster plan and repairs on # 5 tabled.

***Fire Department***

The March 2012 fire report was given.

Sampson moved with a second by Solga to reinstate Bryan Hutchison as recommended by the Fire Dept. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

Solga moved with a second by Johnson to accept Birten Herman’s one year leave of absence effective March 14. 2012. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

Solga moved with a second by Sampson to accept the fire chief’s recommendation to use Pro-Hydro Testing for testing the SCBA’s in the amount of $675.00. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

Greig stated that a certified letter was sent to Justin Stevens and we have not heard back from him.

Sampson moved with a second by Mills to terminate Justin Stevens for incompletion of make-up hours that were given for lack of participation in responding to calls and insufficient meeting attendance. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

Sampson moved with a second by Mills to allow the fire and police departments to dispose of their old radios at the city-wide clean up. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

Greig faxed out quotes for Pumper #2 and hasn’t heard back.

Greig has received the DNR 50/50 grant application and would like to apply for a couple more sets of turnout gear.

Sampson moved with a second by Johnson for Greig and Smith to look at the budget and see if there’s money available to apply for the DNR 50/50 grant. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

***Police Department***

The March 2012 police report was given. Solga, Johnson and Madison met with prospective police intern Dave Christensen.

Johnson moved with a second by Sampson to accept Dave Christensen as an intern. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

Madison stated that there are issues with the front end of the squad car. Solga diagnosed that it is the ball joints and tension control arm. His quote to fix both sides is $930.00. The main issue is on the right side but Solga recommends doing both sides at once. Sampson questioned whether the alignment would be done at the same time, Solga stated that it would.

Mills moved with a second by Sampson to have the front end of the squad car repaired by Tire and Auto Lodge. Nieken, Sampson, Johnson & Mills voted aye, Solga abstained. The mayor declared the motion carried.

Madison said that he would have our officers on during the Music Fest and he will contact Morrison Co. again this year.

Sentenced to Serve-Work Release – We are required to have a specific job that we need them for. They all must stay together as they only have one supervisor.

Mills asked about Bike Training. Greig said that he had 2 firefighters willing to help. He needs a date set.

***Maintenance Department***

The March 2012 maintenance report was given. Phosphorus is still exceeding limits and Barros has spoken with Mark Hallan about this.

Sampson moved with a second by Solga to add Brian Madison to the Parks Committee. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

Brotherton asked if it was okay to have an alternate from each local civic organization attend the meeting so there it better representation. Sampson questioned if we are appointing certain persons or entities to the Committee. The Committee has decided to meet the first Tuesday of the month at 7:15 p.m. so everyone can plan ahead. Letters will be sent out when a meeting will be held.

Johnson moved with a second by Mills to allow one alternate from each civic organization for the Park Committee. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

Priority list from the Parks Committee is as follows:

1. Move city entrance sign on the north side
2. Signage for dog walk area - 2 signs, one on highway & one mid-block @ $40.00 a pc.
3. Converse Park fencing, maybe designating a dog walk area there.
4. Signage directing people to Converse Park from highway, $40.00 a pc.
5. Patio block at Converse Park, using Work Release people. Planting a tree big enough that the kids can’t snap off the top.
6. Removing lilac bushes
7. Repaint Converse Park sign
8. Removing the sand around the playground area and replacing it with mulch.

Discussion took place about whether or not the Park Committee should be a dedicated body.

Johnson moved with a second by Mills for the Park Committee to start with the top four items. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

Solga moved with a second by Johnson for Bruce Brotherton to attend the LMCIT Safety Loss Control workshop for a cost of $20.00. Nieken, Sampson, Solga, Johnson & Mills voted aye, none nay. The mayor declared the motion carried.

Water filter is a twenty year old system and is wearing the filter media out. Wayne is sending the media out for testing. This will be brought back to the next meeting.

***Administrative Department***

The March 2012 Water Usage Report was discussed.

Cass County Land Sale – Terri to find out how the sale will be handled. Mills stated that we are looking at 2 other properties and the Parks Committee would like to work on existing parks. This will be brought back to the next meeting.

***Public Forum***

Marinell Philipp was present to discuss the leash law for the city.

***Council Concerns***

Sampson asked if the city could pick up a “Junker” vehicle for the Explorers to use as a fundraiser at the Music Fest. Greig will contact Cyrus to see if he has one he would consider donating. The MFDRA will hold their pancake breakfast again this year and the Explorers will be holding a hot dog or brat sale.

Sampson moved with a second by Solga to adjourn the meeting. The meeting was duly adjourned at 9:16 p.m.

Terri Smith

Clerk Treasurer