

CITY OF PIERZ
Official Minutes of the Pierz City Council
April 22 2013

Members present: Toby Egan, Mike Menden, Matt Bell, Don Bujalski, Steph Fyten.

The City Council meeting was called to order at 7:00 pm at Pierz City Hall by Mayor Toby Egan.

Motion made by Council Member Mike Menden and seconded by Council member Don Bujalski to accept the minutes from the April 8 2013 2013 Regular Council meeting. Motion carried unanimously.

Motion made by Council member Mike Menden and seconded by Council Member Steph Fyten to approve the April 8 2013 Public Hearing Meeting Minutes. Motion carried unanimously.

Motion made by Council Member Don Bujalski and seconded by Council Member Mike Menden to approve the April 11 2013 Work Session Meeting Minutes. Motion carried unanimously.

Motion made by Council Member Mike Menden and seconded by Council Member Steph Fyten to approve the April 15 2013 EDA Meeting Minutes. Motion carried unanimously.

Motion made by Council Member Steph Fyten and seconded by City Clerk Matt Bell to approve the agenda with the addition of the Freedom Fest request, Memorial Day Council Meeting, Fire Department Mutual Aid Agreement, and Golf Course/Park Complex Proposal. Motion carried unanimously.

A Motion was made by Council Member Mike Menden and seconded by Council Member Don Bujalski to approve the Conditional Use Permit for 109 3rd Ave NE, Pierz, MN for a Bed and Breakfast. Motion carried unanimously.

Fire Chief Brian Boser presented a Mutual Aid Agreement with Onamia and Isle. He requested approving the agreement contingent upon the cities of Isle and Onamia agreeing to change the hour in the agreement to payment after 8 hours instead of 48. Motion was made by Mayor Toby Egan and seconded by Council Member Don Bujalski to approve the agreements contingent on the change from 48 hours to 8 hours. Motion carried unanimously.

Chris Hoheisel was present to discuss his desire to move his business to the Industrial Park. He owns an auto body/mechanic shop and plans to build a 60x80 shop/business in the Industrial Park. A Conditional Use Permit will be needed due to the business not being Industrial, so a Public Hearing was set for Monday, May 13, 2013 at 6:00 PM to review the Conditional use Permit. Chris also requested 3 Industrial Park Lots for his business. Some Council Members felt 3 whole lots may be a bit much as it limits the availability for future businesses. They agreed to allow 2 lots and then an out lot (which is roughly ¼ of a lot) for Chris. A Motion was made by Council member Mike Menden and seconded by City Clerk Matt Bell to approve the sale of lots 420532000, 420531000, and 420530000 for \$1 each to Chris Hoheisel. Motion carried unanimously.

City Administrator Anna Gruber explained to the Council that the PFA Loan that was originally the plan for the Robert/Park Ave project ended up to be higher interest than expected and a longer term than desired, among other hang ups with the loan. Upon contacting David Drown, it was determined a midi loan will work just as well and have similar interest rate with shorter term. A Motion was made by Council Member Mike Menden and seconded by City Clerk Matt Bell to approve Resolution 04222013-1 approving application for a MIDI Loan in the amount of \$348,000 for the Robert/Park Ave project. Motion carried

unanimously.

City Engineer Scott Hedlund informed the Council that 10 bids were submitted for the Robert/Park Avenue project. C & L provided the low bid at \$738,065.82, including Alternate A for Street Lighting and Alternate B for private services. Hedlund recommended that the City approve the bid from C & L and determine which alternates the City wanted. Public Works Supervisor Bob Otremba explained that the City could save potentially \$15,000 by doing our own street lighting and removing Alternate A. A Motion was made by Mayor Toby Egan and seconded by Council Member Mike Menden to approve the low bid by C & L, removing alternate A and adding alternate B for a total bid of \$529,786.41 for the City portion. Motion carried unanimously.

City Engineer Scott Hedlund also explained to the Council that due to the City not using the PFA Federal Funding anymore, the City will not have to require prevailing wages on the contract for the Robert/Park Ave project. C & L determined this to be \$10,796.88 of the contract and Hedlund recommended a change order to deduct the amount. A motion was made by Council Member Mike Menden and seconded by Council Member Don Bujalski to approve Change Order #1 deducting \$10,796.88 from the contract with C & L. Motion carried unanimously.

City Engineer Scott Hedlund also requested a public information meeting for the Master Trail/Sidewalk study. A Public Informational Meeting was set for Monday, May 13th at 6:15 PM.

Due to the changes in funding for the Robert/Park Avenue project, an amended Cooperative Agreement with RPSWD was needed. A Motion was made by Council Member Mike Menden and seconded by Council member Don Bujalski to approve RPSWD Cooperative Agreement. Motion carried unanimously.

Motion was made by Council member Mike Menden and seconded by City Clerk Matt Bell to approve the liquor license for the Old Bank Restaurant due to the change of ownership. The license will be effective from April 29-June 30. Motion carried unanimously.

A Motion was made by Council Member Don Bujalski and seconded by Council member Mike Menden to approve a \$500 donation to the Pierz Freedom Fest. Motion carried unanimously.

The Council Meeting set for Monday, May 27th (Memorial Day) was switched to Tuesday, May 28th at 7 pm at City Hall.

City Clerk Matt Bell proposed a Park Complex Structural change for the two full time positions at the Golf course/park complex. The proposal involved changing the Parks Superintendent position to a full-time exempt position with full benefits, instead of non-exempt. This would involve comp time/overtime from 40 to 48 hours at 1 for 1 accrual instead of time and a half. In the proposal, the Assistant Superintendent position would be a full time, non-exempt seasonal position with no benefits. This position would have limited overtime, no benefits, and would involve unemployment in the winter months. Council Member Steph Fyten felt that it was too drastic of a plan and overtime needed to be monitored more carefully for this year, she also felt the plan was set up by previous councils for a reason and that it should be left as-is. Council member Mike Menden liked the concept of an exempt Superintendent position and also agreed that something needs to be done because he is getting sick of the constant discussions. Council member Don Bujalski felt that the exempt superintendent position made sense and that the seasonal position should be allowed to have some overtime but for there always to be approval of overtime. Mayor Toby Egan also agreed that some overtime may need to be allowed but he would like approval and that overall he liked the proposal and felt it was a good solution to all of the discussions we have had. A Motion was made by Council Member Matt Bell and seconded by Council member Don Bujalski to approve the proposal and to

hold an employee negotiation meeting with both employees on Thursday, April 25, 2013 at 5:30 pm to discuss fine details about the plan. Ayes – Toby Egan, Don Bujalski, Matt Bell. Nay – Steph Fyten, Mike Menden. Motion passed 3-2.

Parks Superintendent Daniel Baert presented bids for the steels work for the park shelter. A Motion was made by Council Member Mike Menden and seconded by City Clerk Matt Bell to approve the bid by Bob's Lumber for the supplies for the steel in the amount of \$8,183.15. Motion carried unanimously. A Motion was made by Council Member Mike Menden and seconded by City Clerk Matt Bell to approve the labor by Mike Kapsner in the amount of \$3,000. Motion carried unanimously.

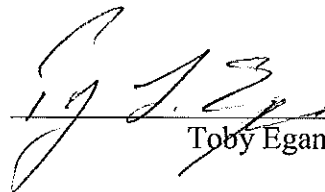
Public Works Superintendent Bob Otremba presented to the council the electric improvements planned for Summer 2013 totaling \$26,201.60.

Motion made by Council member Mike Menden and seconded by Council member Don Bujalski to adjourn the meeting. Motion carried unanimously.

Meeting was adjourned at 8:30 pm.



Matt Bell, Clerk, City of Pierz



Toby Egan, City of Pierz Mayor