

**APPROVED MINUTES
CITY COUNCIL
REGULAR MEETING
CITY OF WYOMING, MINNESOTA
NOVEMBER 3, 2021
7:00PM**

CALL TO ORDER:

Mayor Lisa Iverson called the Regular Meeting of the Wyoming City Council for November 3, 2021 to order at 7:20 PM

CALL OF ROLL:

On a Call of the Roll the following members of the Wyoming City Council were present: Councilmembers Lisa Iverson, Linda Nanko Yeager, Brett Ohnstad, and Claire Luger

ABSENT: Councilmember Dennis Schilling

Also Present: Tom Loonan, Eckberg Lammers, Robb Linwood, City Administrator, Kelly Dumais, Assistant City Administrator, Mark Erichson-WSB, Paul Hoppe - Public Safety Director, Fred Weck, Zoning Administrator/Building Official and Chuck Almhjeld, Public Works Superintendent

DETERMINATION OF A QUORUM:

PLEDGE OF ALLEGIANCE:

OPEN FORUM:

John Bergman, 6345 Fenwick Avenue – Expressed concern about weeds near the library.

Council Member Nanko Yeager– Noted that much of that area was put in with a grant and had looked very nice when it was put in. She stated that they will need to find out the terms of the grant because there may be a limitation on when they will be allowed to spray something like Round Up on it.

City Administrator Linwood – Stated that staff will do some digging to see if they can find the grant terms.

Council Member Nanko Yeager- Suggested that he look for grants with the Wyoming Area Library Society (WALS).

APPROVAL OF MINUTES:

- 1. Consider approving the minutes of the “Regular Meeting” of the Wyoming, Minnesota City Council for October 19, 2021**

Council Member Ohnstad – Noted that he had been referred to as “she” on page three of the minutes and asked for that to be corrected.

A MOTION WAS MADE BY COUNCILMEMBER OHNSTAD, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE THE MINUTES OF THE “REGULAR MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL FOR OCTOBER 19, 2021 AS AMENDED.

Voting Aye: Nanko Yeager, Luger, Ohnstad, Iverson

Voting Nay: None

Abstain: None

Absent: Schilling

SCHEDULED BID LETTINGS: NONE

SCHEDULED PUBLIC HEARINGS:

2. To consider **Resolution 21-11-107** a resolution adopting assessments for the 2021 Street Improvement Project

A MOTION WAS MADE BY COUNCILMEMBER OHNSTAD, SECONDED BY COUNCILMEMBER LUGER, TO OPEN THE PUBLIC HEARING.

Voting Aye: Nanko Yeager, Luger, Ohnstad, Iverson

Voting Nay: None

Abstain: None

Absent: Schilling

City Engineer Erichson – Gave a brief overview and summary of the 2021 Street Improvement Project. He noted that if anyone would like to appeal their assessment, it needs to be written and signed this evening and a notice of appeal must be filed with Chisago County within 30 days of the adoption of the resolution.

Dan Babbitt, 26200 Glen Oak Drive – Stated that his street is fixed and looks nice and expressed his appreciation for the responsiveness of City Engineer Erichson. He stated that the culvert that goes under the road is much larger than what was there before. He asked why the City hadn't put up tarps to keep the dirt from going all over as part of this type of project. He stated that he would like to see some money withheld until the drainage situation in the ditch is addressed.

City Engineer Erichson – Noted that he would answer some of Mr. Babbitt's questions now. He stated that the contractor will not be paid in full and money will be held for work that has not been completed as well as a 5% retainage on the project. He noted that the size of the pipe is what was shown on the plans and was constructed correctly. He stated that there is still some ponding near the culvert that will need to be addressed by the contractor.

Kirsten Neumann, 26400 Foxboro Ave., - She stated that the construction workers parked on her driveway which she assumes is because they thought it was the trail but it meant that she had trouble getting in and out of her driveway. She stated that the road was done nicely, however, when she goes onto the City's trail or her driveway, there is a little bump which was not there before and asked if there would be a way to fix that and make it more seamless. She stated that the bump is going to cause problems once there is snow on the ground.

City Engineer Erichson – Stated that the Inspector will reach out to Ms. Neumann so she can point out her concerns so they can be addressed by the contractor.

Steve Schroeder, 26170 Glen Oak Drive – Asked if the City gives the contractor parameters when they are bidding the project with regard to the width of the streets. He stated that City Engineer Erichson had stated in his presentation that the streets were approximately the same width. He stated that he is concerned about anybody parking on the street or access for emergency vehicles because of the width of the roadway. He stated that he likes the road, but feels it is narrower.

City Engineer Erichson – Explained that the City had put together very detailed specs and plans and it was staked according to what was designed for construction. He stated that the horizontal curve near Mr. Schroeder's home had been modified a bit.

Scott Knauff – 26406 Forli Ave. – Asked where he can send his assessment check.

City Administrator Linwood – Explained that he could drop it off at City Hall, or send it to the City of Wyoming at P.O. Box 188, payable to the City of Wyoming.

A MOTION WAS MADE BY COUNCILMEMBER OHNSTAD, SECONDED BY COUNCILMEMBER LUGER, TO CLOSE THE PUBLIC HEARING.

Voting Aye: Nanko Yeager, Luger, Ohnstad, Iverson

Voting Nay: None

Abstain: None

Absent: Schilling

Council Member Nanko Yeager – Asked if the City would be reaching out the homeowner from the second challenge to discuss deferral or possible ways to ease her burden .

City Administrator Linwood – Stated that they can reach out to her and noted that he had already left her a few messages.

A MOTION WAS MADE BY COUNCILMEMBER LUGER, SECONDED BY COUNCILMEMBER OHNSTAD, TO APPROVE RESOLUTION 21-11-107 A RESOLUTION APPROVING ASSESSMENT FOR THE 2021 STREET IMPROVEMENT PROJECT.

Voting Aye: Nanko Yeager, Luger, Ohnstad, Iverson

Voting Nay: None

Abstain: None

Absent: Schilling

3. To consider **Resolution 21-11-108** a resolution approving assessments for Parcel 21.10605.00 for the 2008 Wyoming Street and Utility Improvements (257th Street)

A MOTION WAS MADE BY COUNCILMEMBER OHNSTAD, SECONDED BY COUNCILMEMBER LUGER, TO OPEN THE PUBLIC HEARING.

Voting Aye: Nanko Yeager, Luger, Ohnstad, Iverson

Voting Nay: None

Abstain: None

Absent: Schilling

City Administrator Linwood – Explained that this item is regarding a parcel that was included in the 2008 Street Improvement and Utility project at 257th Street. The original creation of the road was largely for the creation and construction of what is now the Rosenbauer building. He reviewed the other development that has happened in the area. He explained that this property has been in forfeiture and a Sheriff's sale since 2017. On September 15, 2021 the Chisago County Auditor conducted a Sheriff's sale where the property was purchased for \$5,047.20 with the knowledge that there was an outstanding assessment amount of \$183,456.46, with a final re-assessment amount of \$178,686.90. He noted that the City was sent an e-mail regarding the property that was included in the packet.

Edward Severson – Stated that he was here on behalf of the 257th landholder. He stated that in reference to the \$178,686.90, their objection is not to the amount, but to the timing and are requesting they be given 60 days to pay it.

Council Member Nanko Yeager – Asked how long the property owner has had to come up with the assessment.

City Administrator Linwood – Stated that the assessment was explained in the brochure at the Sheriff's sale that there was an outstanding assessment. He stated that his understanding is that the County Auditor also made it clear during the actual sale, but noted that the City did not have any conversations with anyone prior to the purchase.

Edward Severson – Stated that they have been diligently working on their due diligence since

the sale of the property and reiterated that they understand this assessment is their fair share of costs for the roadway. He stated that things have been going well on their end, but they are just asking for the 60 day window before payment needs to be made.

Mayor Iverson – Asked how having an extra 30 days will help the purchaser and noted that she worries a bit about the verbiage in the e-mail where it stated, "...we will have a better idea of what is feasible and work with the City to pay the assessment." She stated that, to her, sounds like they want to see if they are going to end up keeping the land or not.

Edward Severson – Explained that it gives them a bit more time to clear up the title and from a financial standpoint, they do not want to approach a project by starting on their heels. He stated that they have the money allocated and are just trying to proceed with an abundance of caution.

Zoning Administrator Weck – Explained that the purchaser had initially filed a wetland delineation report to the County, which was the wrong place to send it and have now submitted it to the City. He stated that the e-mail was sent on November 1, 2021 at 11:14 a.m. and he responded at 12:00 noon informing them that the City was the correct jurisdiction and included the application form. He stated that the City has not yet received that application. He noted that even if the City got the application today, they would not be able to act on it until next May because of the growing season.

Council Member Ohnstad – Asked what this potential delay would cost the City because they are already currently paying on the bond.

City Administrator Linwood – Explained that the City annually assesses for the levies on the properties and is built into the budget. He stated that the delay would not hurt the City, but if the payment was received the Council could take a look at the budget and see if there was a way to reduce the levy amount.

A MOTION WAS MADE BY COUNCILMEMBER OHNSTAD, SECONDED BY COUNCILMEMBER LUGER, TO CLOSE THE PUBLIC HEARING.

Voting Aye: Nanko Yeager, Luger, Ohnstad, Iverson

Voting Nay: None

Abstain: None

Absent: Schilling

A MOTION WAS MADE BY COUNCILMEMBER NANKO YEAGER, SECONDED BY COUNCILMEMBER IVERSON, TO APPROVE RESOLUTION 21-11-108 A RESOLUTION APPROVING ASSESSMENT FOR PARCEL 21.10605.00 FOR THE 2008 WYOMING STREET AND UTILITY IMPROVEMENTS (257TH STREET)

Voting Aye: Nanko Yeager, Luger, Ohnstad, Iverson

Voting Nay: None

Abstain: None

Absent: Schilling

CONSENT AGENDA:

Items under the "Consent Agenda" will be adopted with one motion; however, council members may request individual items to be pulled from the consent agenda for discussion and action if they choose.

4. To consider authorizing the payment of recommended bills, payroll, and journal entries for the period of October 20, 2021 to November 3, 2021
5. Consider the hiring of a season employee for Hockey and Ice Skating Rink
6. To consider the recommendation of the Wyoming Park Advisory Commission to appoint Lindsay Hobson to the Park Advisory Commission vacant seat

A MOTION WAS MADE BY COUNCILMEMBER LUGER, SECONDED BY COUNCILMEMBER OHNSTADS, TO APPROVE #4, #5, and #6 OF THE WYOMING CITY

COUNCIL CONSENT AGENDA

Voting Aye: Nanko Yeager, Luger, Ohnstad, Iverson

Voting Nay: None

Abstain: None

Absent: Schilling

ACKNOWLEDGE RECEIPT OF REPORTS OF OFFICERS, BOARDS, COMMISSIONS, AND DEPARTMENT HEADS:

7. Report of the Public Safety Director, Paul Hoppe for October 28, 2021
8. Report of City Building Official, Fred Weck, IV for October 28, 2021
9. Report of City Attorney Tom Loonan for October 29, 2021
10. Report of City Engineer Mark Erichson, WSB for October 29, 2021
11. Report of Public Works Superintendent Chuck Almhjeld for October 27, 2021

COMMUNICATIONS:

OLD BUSINESS: NONE

NEW BUSINESS

12. To consider **Resolution 21-11-109** a resolution approving the Preliminary Plat: D-21-011 Aadland Acres 3rd Plat at Pioneer Road and Iris Avenue by applicants Perry Aadland, Peter Aadland, and Paul Aadland, Property ID Number 21.10482.00

Zoning Administrator/Building Official Weck – Gave an overview of the request for a Preliminary Plat for Property ID Number 21.10482.00. He noted that the Planning Commission recommend approval and noted that the one condition that had been attached to the Resolution, was met this morning.

A MOTION WAS MADE BY COUNCILMEMBER OHNSTAD, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE RESOLUTION 21-11-109 A RESOLUTION APPROVING THE PRELIMINARY PLAT D-21-011 AADLAND ACRES 3RD ADDITION AT PIONEER ROAD AND IRIS AVENUE FOR PROPERTY IDENTIFICATION NUMBER 21.10482.00

Voting Aye: Nanko Yeager, Luger, Ohnstad, Iverson

Voting Nay: None

Abstain: None

Absent: Schilling

13. To consider **Resolution 21-11-110** a resolution approving the Final Plat D-21-012 Aadland Acres 3rd Plat at Pioneer Road and Iris Avenue by applicants Perry Aadland, Peter Aadland, and Paul Aadland, Property ID 21.10482.00

Zoning Administrator Weck – Explained that there are no public improvements required for this application and the Planning Commission also recommended approval of the Final Plat. .

A MOTION WAS MADE BY COUNCILMEMBER OHNSTAD, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE RESOLUTION 21-11-110 A RESOLUTION APPROVING THE FINAL PLAT D-21-012 AADLAND ACRES 3RD PLAT AT PIONEER ROAD AND IRIS AVENUE FOR PROPERTY ID 21.10482.00

Voting Aye: Nanko Yeager, Luger, Ohnstad, Iverson
Voting Nay: None
Abstain: None
Absent: Schilling

- 14.** To consider **Resolution 21-11-111** a resolution approving Site Plan SP-21-004 – Hallberg-Bingham Property, Location: Forest Boulevard/County Road 30 for the applicant, Advanced Engineering Concepts and Prospective Owner Hallberg, Inc. (Austin Hallberg), Current Owner(s) – Chisago County EDA and the City of Wyoming EDA, Property ID Number: 21.00006.00

Zoning Administrator Weck – Explained this parcel is commonly known as the Bingham property and a site plan application has been submitted by Hallberg, Inc., and noted that this is only for the first phase of their plans. He noted that the staff recommendation and the Planning Commission recommendations vary slightly in relation to the planned building materials. He noted that staff has added an additional condition that Hallberg, Inc. shall complete the purchase of the property from the Chisago County EDA and City of Wyoming EDA before any work on the site will be allowed to begin. He noted that the Planning Commission had discussed the proposed Texture Clad panels and decided that it met the intent of the code. He stated that the Planning Commission is planning to take another look at the City's architectural standards because of how quickly materials are changing.

Council Member Nanko Yeager – Asked if the proposed material was the same as what is going onto the R.V. storage facility.

Austin Hallberg – Confirmed that it is the same material.

Council Member Nanko Yeager – Asked why this material would be acceptable in that case, but not for this property.

Zoning Administrator Weck – Explained that part of the reason was the industrial use and noted that the staff recommendation is based on the ordinance and the Planning Commission decided to recommend approval of that material because they felt it met the intent.

Council Member Nanko Yeager – Noted that she cannot recall being asked to approve a site plan before the property has actually been sold.

Zoning Administrator Weck – Explained that this kind of situation is more typical for a developer and noted that many of the recent applications have been owner applicants. He shared examples of past times where the Council has been asked to approve a site plan before the property has been sold.

A MOTION WAS MADE BY COUNCILMEMBER LUGER, SECONDED BY COUNCILMEMBER IVERSON, TO APPROVE RESOLUTION 21-11-111 A RESOLUTION APPROVING SITE PLAN SP-21-004 HALLBERG-BINGHAM PROPERTY AT FOREST BOULEVARD COUNTY ROAD 30 FOR ADVANCED ENGINEERING CONCEPTS AND PROSPECTIVE OWNER HALLBERG, INC. THAT IS CURRENTLY OWNED BY CHISAGO COUNTY EDA AND THE CITY OF WYOMING EDA, PROPERTY ID NUMBER: 21.00006.00

Voting Aye: Nanko Yeager, Luger, Ohnstad, Iverson
Voting Nay: None
Abstain: None
Absent: Schilling

Mayor Iverson – Recessed the meeting at 8:32 p.m. and reconvened at 8:35 p.m.

- 15.** To consider and discuss design considerations for the 2022 East Viking Boulevard Road

Improvement Project

Mayor Iverson – Noted that the City had gotten public input regarding this project at 6:00 p.m., prior to the Council meeting.

City Engineer Erichson – Gave an overview of the design considerations for the 2022 East Viking Boulevard Road Improvement Project. He explained that they had heard from a number of residents that they were not in favor of losing the parking on the north side of the roadway and also not in favor of a trail and preferred a sidewalk option.

Council Member Nanko Yeager – Stated that she can understand the concerns raised by the residents and asked where the parking ends.

City Engineer Erichson – Noted that he did not have a good feel for that noted that he has seldom seen vehicles parked on the north side, but his understanding would be somewhere closer to the Arts. He noted that he did not think there would be a need for parking once it gets past Friesland and suggested talking to individual property owners to work through the process because he thinks there could potentially be some variability to where the No Parking transitions to Parking.

The Council discussed sidewalks, parking needs and the timeline for submitting a grant application.

City Administrator Linwood – Stressed that submitting the grant application should be sooner rather than later.

Mayor Iverson – Asked if the police department could take a 2 day snapshot with video to show this area so the Council could see how the parking is actually being utilized. She stated that she is having a hard time wrapping her mind around the parking situation.

City Engineer Erichson – Stated that he thinks he has heard more feedback that residents want this area to remain, not necessarily for parking, but for backing up and getting out of their driveways as well as having a bit of a buffer zone.

The Council discussed ways to address the parking and safety issue for vehicles and the concern related to speed in the area and how narrowing the roadway may help slow traffic.

Council Member Ohnstad – Asked about the possibility of including bump outs where the shoulder extends a bit before going back in again.

City Engineer Erichson – Stated that they could take a look at that option and noted that they are often done at intersections so people do not park adjacent to the intersection. He stated that City Administrator Linwood had just brought up a picture that shows the sidewalk and noted the large oak tree. He stated that if the curb is not pulled in to narrow the roadway, the tree may be in harms way. He stated that they will do their best to minimize these kinds of impacts, but there will be greater impacts as they move east beyond where the sidewalk is already located.

The Council discussed variations on narrowing the roadway and ways to calm traffic, ADA compliance for sidewalks, maintaining as many old trees as possible, and finding a way to balance the needs of the greater community with the feedback they have gotten from the residents.

There was Consensus of the Council to move forward with the 5 foot wide walkway on the north side, continue to have parking on the north and south side, and allow the City Engineer some discretion to determine where the parking may be able to be eliminated east of Friesland.

COUNCIL REPORTS: NONE

A MOTION WAS MADE BY COUNCILMEMBER IVERSON, SECONDED BY COUNCILMEMBER OHNSTAD, TO ADJOURN THE NOVEMBER 3, 2021 “REGULAR MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL REGULAR MEETING AT 9:00 PM

Voting Aye: Nanko Yeager, Luger, Ohnstad, Iverson

Voting Nay: None

Abstain: None

Absent: Schilling

A portion of this public meeting may be closed to discuss “Labor Negotiation Strategies”; “Misconduct allegations or charges”; “Attorney-client privilege”; or “Performance evaluations” as per MN State Statute 13D.01-.05.

NEXT REGULAR MEETING:
NOVEMBER 16, 2021
7:00PM