# APPROVED MINUTES
# CITY COUNCIL
# REGULAR MEETING
# CITY OF WYOMING, MINNESOTA
# JANUARY 3, 2023
# 7:00PM

## CALL TO ORDER:
*Mayor Lisa Iverson called the Regular Meeting of the Wyoming City Council for January 3, 2023 to order at 7:00 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, Dennis Schilling, Brett Ohnstad, and Claire Luger*

*ABSENT: None*

*Also Present: Tom Loonan, Eckberg Lammers, Robb Linwood, City Administrator, Alex Saxe, Assistant City Administrator, Paul Hornby-WSB, Neil Bauer - Public Safety Director, Fred Weck, Zoning Administrator/Building Official and Chuck Almhjeld, Public Works Superintendent*

## DETERMINATION OF A QUORUM:

## PLEDGE OF ALLEGIANCE:

## SWEARING IN OF ELECTED COUNCILMEMBERS:

**City Administrator Linwood –** Administered the Oath of Office to Councilmembers Schilling and Luger.

## ANNUAL MEETING
1. **Designate Official newspaper for 2023 - Forest Lake Times**

**Mayor Iverson –** Noted that she believe that Wyoming has been its own island in terms of the newspaper with the Forest Lake Times and explained that she thinks the City fits better with the Chisago County Press. She explained that she felt the City had a good rapport with the Chisago County Press and that they report fair and unbiased news. She stated that despite it being a bit more expensive, she would like to see the City change its official newspaper to the Chisago County Press.

**Councilmember Schilling** – Stated that he agreed with that recommendation and explained that Forest Lake is outside of the County and he would also like to move forward with the Chisago County Press as the official newspaper.

**Councilmember Nanko Yeager** – Asked about the price difference between the two papers.

**City Administrator Linwood** – Gave an overview of the price difference between the two papers.

**Councilmember Nanko Yeager** – Stated that she did not have an issue with the Forest Lake Times because, in many ways, Wyoming is a suburb of Forest Lake and noted that she did not find their reporting biased.

**Councilmember Luger** – Stated that she prefers the City to have a County identity rather than that of a suburb of Forest Lake and would be comfortable moving ahead with Chisago County Press.

**Councilmember Ohnstad** – Stated that he agreed that the Chisago County Press is directed more towards the rest of the County and is who the City relates to.

**A MOTION WAS MADE BY COUNCILMEMBER IVERSON, SECONDED BY COUNCILMEMBER SCHILLING, TO APPROVE RESOLUTION 23-01-01, "A RESOLUTION DESIGNATING THE CHISAGO COUNTY PRESS AS THE OFFICIAL NEWSPAPER FOR THE CITY OF WYOMING FOR THE YEAR 2023."**

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

**2. Designate Official Depository for City Funds for 2023**

**A MOTION WAS MADE BY COUNCILMEMBER OHNSTAD, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE RESOLUTION 23-01-02, " A RESOLUTION DESIGNATING THE OFFICIAL DEPOSITORIES FOR THE CITY OF WYOMING FOR THE CALENDAR YEAR 2023."**

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

**3. Designate Electronic Fund Transfers and Payment for Claims**

**A MOTION WAS MADE BY COUNCILMEMBER OHNSTAD, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE RESOLUTION 23-01-03, "A RESOLUTION DELEGATING AUTHORITY TO MAKE ELECTRONIC FUNDS TRANSFERS AND PAYMENT OF CLAIMS PRIOR TO BOARD APPROVAL TO THE CITY ADMINISTRATOR AND THEIR DESIGNEES FOR 2023."**

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

**4. Elect an Acting Mayor or serve in the absence of the Mayor during 2023**

**A MOTION WAS MADE BY COUNCILMEMBER IVERSON, SECONDED BY COUNCILMEMBER SCHILLING, TO APPOINT COUNCILMEMBER LUGER TO SERVE AS ACTING MAYOR IN THE ABSENCE OF MAYOR IVERSON.**

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

**5. Review Council Appointments to Boards, Commissions, Committees, and Board of Trustees of Fire Department Volunteer Relief Association**

**Mayor Iverson –** Noted that she believed that a change to the Joint Park Planning Commission needed to be made to put Councilmember Ohnstad in place of Councilmember Luger.

**A MOTION WAS MADE BY COUNCILMEMBER SCHILLING, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE RESOLUTION 23-01-04, "A RESOLUTION MAKING APPOINTMENTS TO BOARDS AND COMMISSIONS, COMMITTEES AND BOARD OF TRUSTEES OF FIRE DEPARTMENT VOLUNTEER RELIEF ASSOCIATION FOR 2023, AS AMENDED TO REPLACE COUNCILMEMBER LUGER WITH**

**COUNCILMEMBER OHNSTAD ON THE JOINT PARK PLANNING COMMISSION.”**

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

6. **Establishing 2023 regular meeting nights of the City Council of the City of Wyoming and Budget Calendar for 2024 Budget**

**A MOTION WAS MADE BY COUNCILMEMBER IVERSON, SECONDED BY COUNCILMEMBER SCHILLING, TO APPROVE THE 2023 REGULAR MEETING NIGHTS OF THE WYOMING CITY COUNCIL AND THE BUDGET CALENDAR FOR THE 2024 BUDGET.**

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

7. **Set Annual Fees for City Services for 2023**

**Assistant City Administrator Saxe –** Gave a brief overview of the Annual Fees for City Services for 2023.

Staff answered general Council questions about the proposed fee schedule.

**A MOTION WAS MADE BY COUNCILMEMBER OHNSTAD, SECONDED BY COUNCILMEMBER SCHILLING, TO APPROVE <u>RESOLUTION 23-01-05</u>, “A RESOLUTION ESTABLISHING THE ANNUAL FEES FOR CITY SERVICES FOR 2023.”**

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

## OPEN FORUM:

## APPROVAL OF MINUTES:

8. **Consider approving the minutes of the “Regular Meeting” of the Wyoming, Minnesota City Council for December 20, 2022**

**A MOTION WAS MADE BY COUNCILMEMBER LUGER, SECONDED BY COUNCILMEMBER SCHILLING, TO APPROVE THE MINUTES OF THE “REGULAR MEETING” OF THE WYOMING, MINNESOTA CITY COUNCIL FOR DECEMBER 20, 2022 AS SUBMITTED.**

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

## SCHEDULED BID LETTINGS: NONE

## SCHEDULED PUBLIC HEARINGS: NONE

## 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.*

9. To consider authorizing the payment of recommended bills, payroll, and journal entries for December 21, 2022 to January 3, 2023
10. To consider **Resolution 23-01-06** a resolution accepting a donation from Kim Johnson to the Railroad Park project in the amount of $25.00
11. To consider **Resolution 23-01-07** a resolution accepting a donation from Maranatha Assembly of God to the Wyoming Police Department in the amount of $1,000.00.
12. To consider approving an increase in wages for the Seasonal Ice Rink and Warming House Attendant from $13.00 - $15.00/hour to $15.00 - $17.00/hour
13. To consider authorizing the advertisement for two part-time employees for the ice Rink and Warming House Attendant position

**A MOTION WAS MADE BY COUNCILMEMBER SCHILLING, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE #9, #10, #11, #12, AND #13 OF THE WYOMING CITY COUNCIL CONSENT AGENDA**

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

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

14. Report of the Public Safety Director, Neil Bauer for December 29, 2022

15. Report of City Building Official, Fred Weck, IV for December 28, 2022

16. Report of City Attorney Tom Loonan for December 29, 2022

17. Report of City Engineer Paul Hornby, WSB for December 29, 2022

18. Report of Public Works Superintendent Chuck Almhjeld for January 3, 2023

## COMMUNICATION:

### 19. MDH Radium Test Results

**Public Works Superintendent Almhjeld –** Gave an overview of the Minnesota Department of Health Radium test results.

## OLD BUSINESS:

20. To consider **Resolution 22-12-129** a resolution approving a Conditional Use Permit for the Master Plan of a Planned Unit Development, C-22-003, Katie's Glen, Location: Goodview Avenue between 255$^{th}$ and 258$^{th}$ Streets, Applicant: Pobuda Enterprises, Property ID Number: 21.10140.00

**Zoning Administrator/Building Official Weck** – Gave an overview of the discussion from the December 20, 2022 Council meeting where this item was tabled and reviewed the request for a CUP for PUD and noted that the Planning Commission had recommended approval.

**A MOTION WAS MADE BY COUNCILMEMBER SCHILLING, SECONDED BY COUNCILMEMBER LUGER, TO REMOVE RESOLUTION 22-12-129 FROM THE TABLE**

**FOR FURTHER DISCUSSION.**

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

**Mayor Iverson** – Opened this item up for discussion to the residents.

**Richard Spratt, 6545 255th Street** – Stated that the plans he has seen are for removal of 600 trees and to build 39 houses. He stated that the statement was made that it would not change the appearance of the area and asked how that could possibly be true.

**Kurt Windingstad, 6543 Goodwin Lane** – Stated that he is located near the #3 wetland shown on the plans and asked for details on the size of the proposed retaining wall.

**Zoning Administrator/Building Official Weck –** Explained his understanding of the retaining wall was for it to be above the wetland and not at the same level. He stated that he did not have all the details in front of him, but he believed that it would only be about a 2-4 feet.

**Mr. Windingstad** – Expressed concern that he would have a view of the retaining wall. He asked the Council to do what they could to cut the number of proposed homes down even further in order to fit in better with the surrounding area.

**Jim Long, 25713 Goodwin Road** – Stated that this is a neighborhood that has a certain unique character of being a quiet, peaceful, older neighborhood. He stated that he did not think anyone that moved in to the area could foresee that they would try to cram in a high density development. He stated that the proposed plans are a bad fit and felt that if this area is going to be developed, it should be done in the character of the neighborhood. He stated that he believes the arguments that have been made in favor of this project are 'weak' and reiterated that he did not feel this project fits in this area. He suggested that if the proposal would be made for just 18 houses with larger lots he did not think the residents would fight the City too much.

**Carol Wryzba, 6528 Goodwin Lane –** Expressed her concerns about groundwater versus the wetlands in relation to the retaining wall as well as the number of homes being proposed.

**John Wright, 6370 255th Street –** Noted that he had read City Code this week and referenced Section 40-368 regarding Site Design that references character. He stated that he questions how this project will be able to do this. He stated that he feels the unknown house size and style may effect the property values of the current residents which is a big concern for him. He stated that he would ask the Council to consider rejecting the PUD request because there are too many homes being proposed.

**Rob Owens, 25643 Goodwin Road -** Stated that others have shared much of what he had planned to say already. He stated that this neighborhood is unique and clarified that he was not against development, but feels that cramming 39 homes into this small area which will require destroying 600 trees is not the best plan. He stated that he is concerned for the wetlands and the overall aesthetic of the neighborhood as well as the existing residents property values. He stated that he also did not buy the argument made that this development will make property taxes go down. He stated that one thing that has not been discussed tonight is the existing wildlife and reiterated that cramming 39 homes into this area does not make sense. He stated that he would also ask that the Council reject the proposal based on the amount of homes until it comes back with a proposed reasonable amount of homes for this area.

**Dan Carlson, 6454 255th Street –** Stated that his comments echo much of what has already been said already. He explained that he has been in interview situations where he has told the panel he is from Wyoming, MN and when they get a puzzled look on their face, his response is that if they don't know where it is, that is exactly how the people that live in Wyoming like it. He stated that everything that is important to him he keeps exclusive and explained that he feels the Council should reject this proposal and keep this portion of the City exclusive and perhaps do something like reduce the number of lots. He stated that he understands that this parcel will be developed but would like it to have a realistic number versus what has been proposed. He stated that he has 4 daughters and rather than being at home tonight taking care of them, he is before the Council to ensure that the Council does the right thing and noted that he gets a bit tired of advocating for people that do not advocate for the residents.

**Blair Ferguson, 25679 Granford Avenue –** Asked about plans for septic and sewer in this development.

**Mayor Iverson** – Explained that in 2017, water was stubbed in when the street was redone, so this development will be on City sewer and water.

**Zoning Administrator/Building Official Weck –** Explained that people will not be forced to hook up to City sewer and water and would have to petition to the City to be able to hook up, or every septic system in the area would have to be failing and the MPCA would then order the City to do it. He stated that once sewer and water goes through, the residents have 5 years, per the annexation agreement, to hook up to City sewer and water. He stated that this means once the pipe goes past their homes/developments, they would have 5 years to hook up. He clarified that the City does not have plans for City sewer and water in the existing neighborhood and the request would need to come from the residents themselves.

**Mr. Ferguson –** Stated that he agrees with the statements that have already been shared and urged the City Council to reject the proposal, as presented.

**Kathy Wright, 6370 255th Street** – Explained that their backyard is adjacent to this land and her children play there frequently. She stated that she has been out on the land and knows that there was a lot of stuff around, such as refrigerators and bathtubs and other debris. She questioned whether the MPCA needs to come out and take a look at the land to ensure it really is okay to proceed.

**Mayor Iverson** – Asked Zoning Administrator/Building Official Weck to explain once again a CUP and PUD.

**Zoning Administrator/Building Official Weck** – Gave an overview of the R-3 zoning and minimum lot sizes, width, and depth and explained that a PUD allows the applicant to change the dimensions, but not have any extra lots. He stated that this proposal also adds green space that will not be built upon.

**Council Member Luger** – Asked for City Attorney Loonan to clarify the parameters on which the City should make this decision.

**City Attorney Loonan** – Explained that what is before the Council is a land use application for a CUP to grant the PUD. He gave an overview of the City ordinance for R-3 and noted that a PUD is permitted if the conditions are met. He noted that the Council is being asked to apply the law, that has already been made, to the application in light of the current City ordinances. He gave an overview of the process for this request thus far and reviewed the Planning Commission recommendation for approval. He noted that the Planning Commission is an advisory body and the City Council gets to make the ultimate decision and explained that they were not bound by the findings presented by the Planning Commission. He stated that if the Council votes to deny this request, they will need to outline the findings of fact as to why the applicant has not met the City criteria. He explained that public dissent was not sufficient reason to deny a valid application.

**Council Member Luger –** Stated that her understanding is that there are already rules on the books and if this application meets those rules, there is not a lot of subjectivity that can be applied. She stated that if this application meets the criteria and the Council were to vote in denial they would be opening themselves to legal issues. She asked Zoning Administrator/Building Official Weck if he felt the conditions and criteria have been met with the application.

**Zoning Administrator/Building Official Weck** – Stated that he did feel the criteria had been met and noted that while there has been some dissent from the neighbors, the application does not violate any of the City ordinances.

**Council Member Ohnstad** – Asked about the zoning for the surrounding areas.

**Zoning Administrator/Building Official Weck** - Noted that in 2005, prior to the annexation agreement, the property owners of this parcel asked to be annexed into the City early to allow them to develop the land. He stated that the annexation took place and it was rezoned to R-3. He stated that there was an original plan for Katie's Glen which had a lot more lots than the current proposal, but due to the economic downturn, that application was withdrawn and the land has just sat for the recent years until this most recent proposal of a revised Katie's Glen.

**Council Member Ohnstad** – Asked about the average lot size of the area around this proposal.

**Zoning Administrator/Building Official Weck** – Explained that on the east side of Goodview Avenue has lots that are similar in size to this development, which was old township, the developed areas are generally 1-3 acres, but there are some larger and smaller lot sizes.

**Council Member Schilling –** Stated that he was not in attendance at the last meeting, but had read through the information following the meeting and explained that he could not find anything in the information that would allow him to say no to this application. He stated that he lives across the street on the west side of Goodview and has the smallest lot in the development and noted that he views this as exactly the same as what is across the street. He noted that he completely understands the sentiments of everyone who has come forward to speak, but the Council needs to follow the existing rules and ordinances. He stated that the residents were basically asking the City to tell the property owner that they cannot use the property for what is allowed to be used for, which could legally be challenged. He reiterated that if something meets the City's requirements and is allowed, there is really nothing that the City can do to stop the applicant from moving forward.

**Council Member Nanko Yeager** – Asked if the land could be developed to comply with R-3 lot sizes without a PUD.

**Zoning Administrator/Building Official Weck –** Explained that it would be possible, but it would probably end up with a larger street area to get the road frontage, which could result in wetland impacts.

**Council Member Nanko Yeager** - Stated that, in her opinion, there are three CUP standards that this development does not meet including screening between developments. She referenced what she sees as an abrupt transition in this situation and that this will be surrounding on 3 sides by 1 acre lot sizes. She stated that she did not feel that there was sufficient separation by distance or screening from the adjacent development which to her means that there is a very real possibility of depreciation in the value of the adjacent properties. She explained that she also did not feel it satisfied requirements regarding the structure and site shall have an appearance that will not have an adverse effect on the adjacent properties without adequate screening, or the standard that the use will be located, designed, maintained, and operated to be compatible with the existing or intended character of the zoning district in which it is located. She stated that the property is zoned R-3, but according to the data on the desk, 83% of the lots do not meet the R-3 requirement of 15,000 square feet. She stated that she had asked for this to be compared to Thurnbeck and noted that 54% of the lots do not meet the 15,000 square feet requirement. She stated that if she were to vote no, those would be the findings of fact that she would use to support that decision.

**Zoning Administrator/Building Official Weck** – Explained that part of what staff is looking at with 'sufficiently compatible' is residential use adjacent to another residential use. He noted that the City's screening requirements for commercial are 'leaf on' during the summer months, or a berm or fence.

**Mayor Iverson** – Stated that this proposed development is very close to her neighborhood. She stated that she has spoken with the developer because she wanted to see if there would be a way to sort of meet in the middle. She stated that she thinks most of the people in the area were aware that the parcel was for sale and would eventually be developed, but were led to believe that a developer would not come in and think that 54 or even 39 lots would fit into the area. She stated that as part of her discussion, she was surprised to find out the costs of putting in a development and shared some of the expected costs. She asked how long it has been since the City has made any changes to the PUD or the ordinances.

**Zoning Administrator/Building Official Weck** – Explained that the City adopted the zoning ordinance in 2009 and noted that many of the rules included were also in the prior City and township ordinances.

**Mayor Iverson** – Noted that because this application is already before the Council, they are not allowed to make any changes to the ordinances because it is already before them which makes it very difficult for the Council to deny the request. She explained that the City has a Comprehensive Plan for a reason and noted that it was just updated in a process that took about 5 years. She referenced the Comprehensive Plan and read aloud statements made regarding significant wetland and woodland protection. She stated that in her opinion, this property would be considered to have 'significant woodlands'.

**Zoning Administrator/Building Official Weck** – Explained that the Comprehensive Plan is the City's guide and the ordinances are how the guide will be put into use. He noted that within the woodland preservation ordinance, there is also permitted tree removal as part of the urban development process and those that will be removed that are not part of this will be required to be replaced.

**Mayor Iverson** – Stated that to her, these policies and procedures are not clear and can understand how the neighbors are saying that this proposed project doesn't meet these standards. She stated that she feels this PUD is different than anything that has been done in the City because there aren't others that have trees all the way around it and lots all the way around it. She explained that she would like to see, if the City has no choice but to approve this, that the Planning Commission take a look at this because she thinks there are three other lots in the City that are similar to this one that could be developed. She read aloud additional language from the Comprehensive Plan and stated that she feels she has failed the citizens by not looking more closely at what was included in it. She stated that what she feels she can do right now is suggest that the Planning Commission take another look and see if there is any better language that can be included for the future. She stated that unfortunately, the Council cannot do anything about this because their hands are essentially tied and bound by the existing rules and ordinances that cannot be changed, which makes her really sad. She asked about the proposed wetland impact that was still awaiting approval at the last meeting.

**Zoning Administrator/Building Official Weck** – Explained that a decision has not been made and noted that this is a conditional of approval.

**City Attorney Loonan** – Emphasized that this is a CUP and Council is entitled to make a decision and apply the ordinances. He stated that the recommendation from the Planning Commission is for approval, but ultimately the Council is its own decision maker. He noted that there is a deadline within which the Council has to act.

**Zoning Administrator/Building Official Weck** – Clarified that the deadline is now March 1, 2023.

**Mayor Iverson** – Asked if the watershed district had already given approval.

**Zoning Administrator/Building Official Weck** – Explained that this approval process has a different process, but they are also a permitting body.

**Mayor Iverson** – Noted that she has thought long and hard about this request and has spoken with many individuals. She stated that she would suggest that the Council take a roll call vote on this item. She explained that she did not feel that she could expose the City to a lawsuit in this situation.

**A MOTION WAS MADE BY COUNCILMEMBER SCHILLING, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE RESOLUTION 22-12-129 A RESOLUTION APPROVING A CONDITIONAL USE PERMIT FOR THE MASTER PLAN OF A PLANNED UNIT DEVELOPMENT, C-22-003, KATIE'S GLEN, LOCATION: GOODVIEW AVENUE BETWEEN 255$^{TH}$ AND 258$^{TH}$ STREETS, APPLICANT: POBUDA ENTERPRISES, PROPERTY ID NUMBER: 21.10140.00**

*Roll Call Vote:*
*Voting Aye: Schilling, Luger, Iverson*
*Voting Nay: Ohnstad, Nanko Yeager*
*Abstain: None*
*Absent: None*

Mayor Iverson recessed the meeting at 8:24 PM and reconvened at 8:33 PM

21. To consider **Resolution 22-12-130** a resolution approving the Preliminary Plat of Katie's Glen, D-22-016, Location: Goodview Avenue between 255$^{th}$ and 258$^{th}$ Streets, Applicant: Pobuda Enterprise, Property ID Number: 21.10140.00

**A MOTION WAS MADE BY COUNCILMEMBER SCHILLING, SECONDED BY COUNCILMEMBER OHNSTAD, TO REMOVE RESOLUTION 22-12-130 FROM THE TABLE.**

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

**A MOTION WAS MADE BY COUNCILMEMBER SCHILLING, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE RESOLUTION 22-12-130 A RESOLUTION APPROVING A RESOLUTION APPROVING THE PRELIMINARY PLAT OF KATIE'S GLEN, D-22-016, LOCATION: GOODVIEW AVENUE BETWEEN 255$^{TH}$ AND 258$^{TH}$ STREETS, APPLICANT: POBUDA ENTERPRISE, PROPERTY ID NUMBER: 21.10140.00**

*Roll Call Vote:*
*Voting Aye: Schilling, Luger, and Ohnstad*
*Voting Nay: Nanko Yeager and Iverson*
*Abstain: None*
*Absent: None*

## NEW BUSINESS

22. To consider **Resolution 23-01-08** a resolution rezoning a property from Rural Residential 1 District (R-1) to the Office and Health District (OHC), Z-22-004, Location: 257$^{th}$ Street, Applicant: 257 Land Holdings, LLC, Property ID Number: 21.10605.00

**Zoning Administrator/Building Official Weck** – Gave an overview of the request to rezoning the properties located just south of the hospital. He noted that the parcels are currently vacant and zoned R-1. Staff and the Planning Commission recommend approval.

**Council Member Nanko Yeager** – Asked how multi-family housing serves the purpose of the OHC district.

**Zoning Administrator/Building Official Weck –** Explained that the OHC District allows things like housing for the elderly, hotels, and motels, and noted that the applicant is just asking for rezoning at this time. He explained that the applicant has thrown a lot of possible residential proposals at him, but the only thing under discussion right now is the rezoning.

**Zoning Administrator/Building Official Weck –** Explained that if that is the case then that would be a reason to deny the request when it comes before the City. He reiterated that the current request is just for rezoning to OHC to match the Comprehensive Plan.

**Council Member Nanko Yeager** - Asked about access to the property.

**Zoning Administrator/Building Official Weck –** Gave an overview of the access plans and noted that the City ordinance does not allow for any commercial traffic to go through a residential area.

**A MOTION WAS MADE BY COUNCILMEMBER SCHILLING, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE RESOLUTION 23-01-08 A RESOLUTION APPROVING REZONING A PROPERTY FROM RURAL RESIDENTIAL 1 DISTRICT (R-1) TO THE OFFICE AND HEALTH DISTRICT (OHC), Z-22-004, LOCATION: 257TH STREET, APPLICANT: 257 LAND HOLDINGS, LLC, PROPERTY ID NUMBER: 21.10605.00**

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

23. To consider **Resolution 23-01-09** a resolution rezoning a property from the Rural Residential I District (R-1) to the Office and Health District (OHC), Z-22-004, Location: 257th Street, Applicant: 257 Land Holdings, LLC, Property ID Number: 21.10542.10

    **MOTION WAS MADE BY COUNCILMEMBER SCHILLING, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE RESOLUTION 23-01-09 A RESOLUTION REZONING A PROPERTY FROM THE RURAL RESIDENTIAL I DISTRICT (R-1) TO THE OFFICE AND HEALTH DISTRICT (OHC), Z-22-004, LOCATION: 257TH STREET, APPLICANT: 257 LAND HOLDINGS, LLC, PROPERTY ID NUMBER: 21.10542.10**

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

24. To consider hiring Terri Berg as a Part-Time Background Investigator with the Wyoming Police Department at a rate of $36.57/hr

**Public Safety Director Bauer** – Gave an overview of the hiring process and importance of a background investigator. He noted that Ms. Berg is a Chisago County resident and had been a police officer in Forest Lake and Woodbury. He explained that she had been doing background investigation work since 2004.

**Mayor Iverson** – Asked how many hours this position would expect to be used.

**Public Safety Director Bauer –** Stated that it will be 16-24 hours per candidate investigated.

**Council Member Nanko Yeager** – Asked why this position was not discussed during the most recent budget discussions.

**Public Safety Director Bauer** – Explained that there were a few reasons including the limited amount of time being allocated to this position, minimal budgetary impact, and noted that he did not know that the department would be losing an officer so he could not propose a new position until it was vacant.

**A MOTION WAS MADE BY COUNCILMEMBER LUGER, SECONDED BY COUNCILMEMBER OHNSTAD, TO APPROVE HIRING TERRI BERG AS A PART-TIME BACKGROUND INVESTIGATOR WITH THE WYOMING POLICE DEPARTMENT AT A RATE OF $36.57/HR**

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

25. To consider a Council Work Session on January 11, 2023 to discuss next steps for the Wyoming Public Safety Building

**City Administrator Linwood** – Explained that this meeting would be a 'check in' with Wold related to details, potential bonding, and estimates for the Public Safety building.

**A MOTION WAS MADE BY COUNCILMEMBER IVERSON, SECONDED BY COUNCILMEMBER LUGER, TO APPROVE SCHEDULING A COUNCIL WORK SESSION ON JANUARY 11, 2023 at 6:00 PM TO DISCUSS THE NEXT STEPS FOR THE WYOMING PUBLIC SAFETY BUILDING.**

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

**COMMUNICATIONS:**

## COUNCIL REPORTS:

**Council Member Ohnstad** – Attended the Planning Commission meeting.

**Council Member Nanko Yeager** – No report.

**Council Member Luger –** No report.

**Council Member Schilling –** No report.

**Mayor Iverson –** Attended the Planning Commission meeting. She extended her well wishes to outgoing Officer Edwards and explained that the Council wishes her the best in her new endeavors.

**A MOTION WAS MADE BY COUNCILMEMBER IVERSON, SECONDED BY COUNCILMEMBER LUGER, TO ADJOURN THE JANUARY 3, 2023 "REGULAR MEETING" OF THE WYOMING, MINNESOTA CITY COUNCIL REGULAR MEETING AT 8:37 PM**

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

***<u>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.</u>***

***<u>NEXT REGULAR MEETING:</u>***
***<u>JANUARY 17, 2023</u>***
***<u>7:00PM</u>***