



MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL OF THE CITY OF STACY IN THE COUNTY OF CHISAGO AND THE STATE OF MINNESOTA PURSUANT TO DUE CALL AND NOTICE THEREOF

**REGULAR MEETING
MARCH 13, 2018, 7:00p.m.
STACY CITY HALL**

Call to Order

The Stacy City Council met in regular session and was called to order by Mayor M. Utecht at 7:00p.m.

Roll Call

Present: Jim Ness, Chuck Lucia, Mark Ness, Tony Olivolo, and Mark Utecht

Absent: None

Others Present: Amy Schutt, Jeremy Hauser, Doug Green, Stephanie Schneider, Noelle Olson, and Kristy Nelson,

Additions to the Agenda

Addition to the agenda:

- Jefferey Mussetter Leave
- Review of City Attorney

Motion by M. Ness to approve the agenda as amended. Second by J. Ness. Members J. Ness, M. Ness, C. Lucia, M. Utecht, and T. Olivolo voted yes. Mayor M. Utecht declared the motion carried.

Public Comment

None

Consent Agenda

Motion M. Ness to approve the consent agenda as presented Second by J. Ness. Members M. Ness, J. Ness, C. Lucia, M. Utecht, and T. Olivolo voted yes. Mayor M. Utecht declared the motion carried.

Staff Reports

City Attorney

Amy Schutt

Kultala Junk Property

Motion by J. Ness due to lack of substantial completion we start the court action. Second by M. Ness. Members J. Ness, M. Ness, and M. Utecht voted yes. Members T. Olivolo, and C. Lucia voted no. Mayor M. Utecht declared the motion carried 3-2.

Ordinance Regarding Assessment Deferral

Motion by J. Ness to approve Ordinance Number 2018-3-1, "An Ordinance Amending Chapter 93 of the City Code Regarding Assessment Deferral;" with summary publication. Second by M.



Ness. J. Ness, M. Ness, T. Olivolo, C. Lucia, and M. Utecht voted yes. Mayor Utecht declared the motion carried.

Financial Advisor
Doug Green

Mr. Green presented information outlining the financing options and recommended method of sale for the General Obligation Bonds for the 2018 Street Project.

The council approved Mr. Green to contact the area banks to determine if they have interest in funding the bonds.

No further action taken, item will be on the March 27, 2018, agenda.

City Engineer
Jeremy Hauser

Water Treatment Plant

Mr. Hauser reported:

- The plant went “online” Monday, February 26th. He apologized to the council again regarding the lack of communication.
- Rural Development will pay for remaining items needed in the plant.
- A “punch list” of items has been created and being worked on.
- The final exterior work will occur later this Spring.

Motion by J. Ness to approve Pay Request Number 18 in the amount of \$7,229.50 to Magney Construction for the Water Treatment Plant. Second by T. Olivolo. Members M. Ness, T. Olivolo, J. Ness, C. Lucia, and M. Utecht voted yes. Mayor M. Utecht declared the motion carried.

**MN Department of Health
Compliance Agreement**

Motion by J. Ness to authorized the mayor to sign the Compliance Agreement with the MN Department of Health as presented. Second by T. Olivolo. J. Ness, M. Ness, T. Olivolo, C. Lucia, and M. Utecht voted yes. Mayor Utecht declared the motion carried.

2018 Street Improvements

The assessment public hearing will occur on March 27, 2018, the council can adopt the resolution awarding the project that night also.

City Lift Station Controls

Motion by J. Ness to award the lift station control upgrade to EMI for a cost of \$32,212.00. Second by T. Olivolo. J. Ness, M. Ness, T. Olivolo, C. Lucia, and M. Utecht voted yes. Mayor Utecht declared the motion carried.

Staff will check with PFA again to see if they will reconsider use of WIF funds for this upgrade.

Liquor Operations

The committee met last week, it was the first meeting for both Mark Ness and Stephanie Schneider. They mostly talked about the assistant manager position. All the games and pool tables have been moved to the back room at the Sports Grill allowing for more seating for dining.

They will be discussing entertainment at their next meeting.

**Committees
Commissions**

**Public Information
Committee**

Social Media Policy

Recommended changes to the policy; differentiate between liquor and city, and where the policy identifies clerk change it to the Public Information Committee.

Newsletter

Motion by T. Olivolo to approve the newsletter as amended. Second by J. Ness. J. Ness, M. Ness, T. Olivolo, C. Lucia, and M. Utecht voted yes. Mayor Utecht declared the motion carried.

**Park and Recreation
Committee**

Member Olivolo said that planning for the Easter Festival is underway, the event is getting bigger and better every year. It brings a lot of attention to the area. He asked if the city would contribute to the event? He was reminded that the council would like to see a budget for the event. Member M. Ness presented a sample for reference. The item will be added to the March 27th agenda.

Planning Commission

Two public hearings will be held on March 20th:

- Amending the fire ordinance.
- Application for a Conditional Use Permit for solar panels

Old Business

**Performance Review
Forms**

A couple more changes to the forms:

- Review for redundancy in questions.
- Remove the boxes from the scoring section.

New Business

Stacy Lions Club

This item handled out of order by motion of J. Ness. Second by M Utecht and carried.

Lions Member, Kristy Nelson, discussed the following with the council:

- She heard that the council had concerns regarding liquor consumption on Stacy Daze. The Mayor said there was an issue last year where about a 20-foot gap existed in the fencing allowing people to walk through it with beer; the Lions are responsible to maintain the premise as identified on their permit. Member M. Ness said he would like to see the consumption area reduced to a “beer garden” as in prior years.
- Is the council interested in being listed as a major sponsor again? Yes, if it is at no cost to the Lions Club.
- Ms. Nelson said that they have been having a difficult time staffing the concession stand at Doyle; they are wondering if they hired someone if the city could pay them through their payroll system. The city attorney will review.
- The Lions are considering doing some work on the building in Lions Park; they are wondering what direction the city wants them to take, do they want to be involved. The only request is that the Lions keep the council informed monthly as to how the project is progressing. The council is happy to have the Lions working in the community and does not want to put up any unnecessary roadblocks.

Chisago County Historical Society

The city will not contribute funds, they will stay with their prior practice.

East Central Regional Development Commission – Resolution Supporting Grant

The council will not be adopting a resolution granting support.

Mayor/Council

Jeffrey Mussetter - Leave

This item handled out of order by motion of J. Ness. Second by M. Ness and carried.

Stephanie Schneider provided her input on Mr. Mussetter’s proposal: His availability as presented by Mr. Mussetter is not workable for the bar, she needs an assistant that is present. Some of the responsibilities mentioned by Mr. Mussetter are her responsibilities, if he were doing those things she wouldn’t need to be there with that said there are duties she needs the assistant manager to do that fall outside his availability. She would like to try and work this out but with limitations set out by him it won’t work. Our business is better just moving forward getting someone who is 100% committed and can be there.

Mayor Utecht asked Ms. Schneider how many times she tried to contact Mr. Mussetter since his leave – she said 2-3 times. The mayor asked if he responded she stated no. Mayor Utecht then stated the email sent by Mr. Mussetter went to the Mayor and City Clerk and not to his supervisor. The hours of 9-4 Monday-Friday are not a realistic expectation in the restaurant/bar industry. The responsibilities listed by Mr. Mussetter sound an awful lot like manager. He then said that if Mr. Mussetter wanted to come back as assistant manager with hours and responsibilities that fit the position we would be happy to have him back by the end of March. If he is not able to return in that capacity by that time we will consider him quitting. The council concurred with the Mayor's statements.

Ms. Schutt said for the record that the 60-day plan was that Mr. Mussetter was going to work the hours he could, and he has not worked hours or responded to communication from the manager.

Ms. Schneider said that she had met with Mr. Mussetter and told him to take two weeks off and figure out what his plan was; she did not receive an update from him after the two weeks and no communication from him either.

Motion by J. Ness that if Mr. Mussetter is unable to work within the business as defined by the manager by March 27, 2018, at 5:00 he will be terminated. Second by M. Utecht. J. Ness, M. Ness, T. Olivolo, C. Lucia, and M. Utecht voted yes. Mayor Utecht declared the motion carried.

Ms. Schneider was directed to issue a letter to Mr. Mussetter.

City Attorney Review

This item handled out of order by motion of M. Ness. Second by J. Ness and carried.

Ms. Schutt has been our city attorney for a year now and asked if she is fulfilling the expectations of the council? The response was a unanimous yes.

Post Review

It was noted that the reporter left the meeting at 8pm. Is there a reason we went with the Post Review? The clerk was directed to see what the publication costs are for the Chisago County Press.

Adjourned at 9:33p.m.

Mayor Utecht declared the meeting adjourned at 9:33p.m.

Sharon MT Payne