

**DRAFT**

**Manhattan Beach City Council Meeting.**

Feb. 8th. 2010

Meeting was called to order by Mayor Paul Allen @ 7:05 pm.

Members present were, Mayor Paul Allen, Clerk/Treasurer Barb Hanson/Wannebo,  
Council Members: Janis Allen and Clyde Brodt.

Mayor Allen asked that the Agenda be amended to include:

Unfinished Business,

Data request, Peg Boots/Attorney Opinion

City Engineer Position

New Business,

Vacancy of Council Member

Clerk/Treasurer and Mayor Salary Increase

Paul Bunyan Scenic Byway History Request

New Flag

BLAC Letter/Donation

Treasurer Report,

1099's, Sent and Filed.

Summary Budget Report, Filed and Published.

City Indebtedness Report, Filed.

Janis made the motion to amend the Agenda, Clyde seconded. The motion carried.

Janis made a motion to approve the minutes of the last meeting. Clyde seconded. The motion carried.

**Treasurer's Report:**

**Claims and Receipt List's are attached.**

Barb stated that the Summary Budget Report had been filed and published, The City Indebtedness Report had been filed, The 1099's had been sent out and filed. A new check needs to be issued to Bill Weidenbacher for his lost P & Z salary check; he will reimburse the City for the stop payment fee on the lost check.

Clyde made the motion to approve the Claims list, Janis seconded. The motion carried.

Paul talked to the Council about Fund Balances and City Policies, and stated that City Bylaws and Policies need to be established. Paul will be researching and working on this, there will have to be a Public Hearing on these issues.

**Open Forum**

**Planning & Zoning:**

Paul stated the Planning & Zoning Commission would be reviewing the draft of the Comprehensive Plan this month and then it will come before the City Council for

approval. This needs to be reviewed or updated every three years. Paul also stated that the Ordinances will go to the City Attorney this month. No new permits or applications at this time. There was a request for an application by Widseth Smith and Nolting to plat the Farms of Manhattan Beach.

### **Unfinished Business:**

Paul talked with Brian and Colleen Dobie about purchasing the land next to the City Hall. Brian agreed to sell the City the land for \$3750.00 (The money will go to Complete Title Services; the settlement statement is included in the minutes). In exchange, the City allows Brian to purchase the land behind City Hall on a contract for deed at 0 percent interest payable in one year. There is a minimum interest rate allowed by the State which is 4 percent. The proposed contract would state that no construction, tree removal, excavation or any other land alterations be made during the contract period. The contract would also state that the sale of alcohol on the land be forbidden. There will need to be a vacation of the easement to the back property; this will need to be discussed at a public hearing. Closing will be prior to the 26<sup>th</sup> of Feb. due to the fact that the tax settlement statement will change affecting the delinquent taxes due. Clyde made the motion to accept the Contract for Deed with the interest rate being set at four percent for one year under the terms of the contract for the Brian Dobie property transfer. Janis seconded, the motion carried.

The City Attorney sent her opinion for the date request made by Peg Boots, this is included in the minutes, the draft for the updated ordinances should be made public, but clearly marked "draft" if someone wanted a copy, the copy fee's would be the same as any other document. Clyde made the motion, that the P & Z minutes for 2007 and 2008 be brought into a professional and put on discs and then the web site. Janis seconded, the motion carried.

The Council discussed again the fact that someone needs to learn how to operate the City's own web site. Clyde said he would talk to one of his daughter's maybe they could help with this.

The City Engineer position was discussed, since the City had been asked for a P & Z application the City will need an engineer to review any project. Paul mentioned that Brian Dobie does have an Engineering Firm and is licensed. That he could ask him about working for the City on a project to project basis, reminding the Council that he would not be the deciding factor on anything just an opinion as an engineer, that the Council will still have the final decision. Janis made a motion that Paul asks Brian Dobie if he would consider representing the City as the City Engineer if the City did receive an application on a case by case basis. Clyde seconded, the motion carried.

### **Open Forum**

### **New Business:**

Paul presented the Council with information on the "Vacancy of a Council Member", this had been brought up before since Marlene Yurek goes to Arizona in the winter for health reasons and does not attend Council meetings in the winter months. There has been times when the Council could not meet due to a lack of quorum, if another Council member

would like to take time off, their could be a problem considering the number of Council members present to hold a meeting. The LMC handbook does list some solutions to this problem. (This info is included with the minutes). A replacement council member could be appointed to fill the vacancy during the winter months. The Council would then be paid on a meeting attendance basis. This will have to be done by resolution.

In looking for the above information, Paul found the next issue. The Clerk/Treasurer position is a four year term not two. This brought up the City Policies and Bylaws; if the City has nothing else stated then the City needs to follow the States Statue.

The salary increases that had been voted on at the last meeting was found to have been done wrong, it should have been done by ordinance. Paul will work on these issues by the March meeting, and the Council can review and vote on them then. The Council decided it was best to set a date for a Public Hearing to clear up some of the Council Policies and Bylaws. This will be March 12<sup>th</sup>. 2010

The Paul Bunyan Scenic Byway asked for the history of Manhattan Beach, how it got its name? And others. No one was sure how it did; Paul will ask Larry Wannebo if he knows.

Barb stated the City did receive a letter and contract from BLAC asking for a donation. Janis made the motion to decline, that the City did not budget for the donation. Barb seconded, the motion carried.

The Flag on the pole outside is in bad shape and needs to be replaced. Paul made the mention that the City should get a flag box and hang it inside City Hall since it was first flag put up on the new flag pole at the same time Guy Wannebo's dedication was done. Paul asked that the City also get a flag and flag pole for inside the City Hall. Barb will look for some idea's and get back to the Council at the next meeting.

### **Open Forum**

Clyde made the motion to adjourn the meeting, Janis seconded. The meeting was adjourned at 8:55pm.

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Barb Hanson/Wannebo  
Clerk/Treasurer

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Council Member/Mayor