

MINUTES  
EXCELSIOR CITY COUNCIL MEETING

NOVEMBER 3, 2014

Council Chambers

7:00 p.m.

1. CALL TO ORDER

Mayor Gaylord called the meeting to order at 7:06 p.m.

2. ROLL CALL

Present: Councilmembers Beattie, Caron, Fulkerson, Miller, and Mayor Gaylord

Absent: None

Also Present: City Manager Luger, City Attorney Staunton, City Engineer Dawley, Public Works Superintendent Wisdorf, City Planner Richards, Finance Director Tumberg, and City Clerk Johnson

3. APPROVAL OF MINUTES

(a) City Council Work Session Meeting of October 20, 2014

Beattie moved, Caron seconded, to approve the Minutes of the City Council Work Session Meeting of October 20, 2014. Motion carried 5/0.

(b) Regular City Council Meeting of October 20, 2014

Fulkerson moved, Beattie seconded, to approve the Minutes of the Regular City Council Meeting of October 20, 2014. Motion carried 5/0.

4. OPEN FORUM

No one appeared before the Council.

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

(a) 2014 Met Council Sanitary Sewer Forcemain Project Update

Wisdorf gave an update on the 2014 Met Council Sanitary Sewer Forcemain Project.

6. AGENDA APPROVAL

(a) Meeting Agenda

Luger requested that Item 11(a), Fourth of July Parking and Traffic Management Plan, be removed from the meeting agenda.

Beattie moved, Caron seconded, to approve the Meeting Agenda, as amended. Motion carried 5/0.

6. AGENDA APPROVAL

(b) Consent Agenda

Beattie moved, Caron seconded, to approve the Consent Agenda. Motion carried 5/0.

1. Approve Verified Claims - Approve for Payment Manual Checks 80171-80206 and EFT Checks 993E-999E

Action - Approved for Payment Manual Checks 80171-80206 and EFT Checks 993E-999E

2. Approval of Special Assessment Petition, 349 West Lake Street; Resolution No. 2014-60

Action - Approved Special Assessment Petition, 349 West Lake Street and adopted Resolution No. 2014-60 - A Resolution Approving Assessment for 349 West Lake Street

3. Request for Authorization, Storm Water Pollution Prevention Program (SWPPP), WSB & Associates, Inc.

Action - Authorized Professional Services Proposal from WSB & Associates, Inc., for MS4 Program Development and Implementation for an hourly not to exceed cost of \$11,800.

4. Request Authorization to Advertise for Bid, Oak Street Sidewalk Project

Action - Authorized the solicitation of quotes for the installation of active driver warning devices at the intersection of William Street and Oak Street and adopted Resolution No. 2014-63 - A Resolution Ordering Advertisement for Bids for Oak Street Sidewalk improvement Project.

5. Permit (s) for Approval

- Temporary On Sale Liquor License, St. John the Baptist, Taste of St. John's Chili Cook Off, November 21, 2014
- Special Event Permit, Excelsior Christkindlsmarkt, November 28-30, December 6, 13, and 20, 2014

Action - Approved Permits as listed.

7. PUBLIC HEARINGS

- (a) On Sale Intoxicating and Sunday On Sale Intoxicating Liquor License, Kay Nguyen dba 420 Eatery, Inc., 420 Second Street

Mayor Gaylord opened the Public Hearing at 7:12 p.m. Hearing no comments, Mayor Gaylord closed the Public Hearing.

Craig Holtz, Co-Owner of 420 Eatery, Inc., 420 Second Street, addressed the Council.

Kay Nguyen, Co-Owner of 420 Eatery, Inc., 420 Second Street, addressed the Council.

Miller moved, Caron seconded, to approve the On Sale Intoxicating and Sunday On Sale Intoxicating Liquor License for Kay Nguyen dba 420 Eatery, Inc., for calendar year 2015, with the date by which actual use of the license must be used set as June 1, 2015, and adopt Resolution No. 2014-62 – A Resolution Granting an On Sale Intoxicating Liquor License and Sunday On Sale Intoxicating Liquor License to Kay Nguyen dba 420 Eatery Inc., 420 Second Street, for the 2015 Calendar Year. Motion carried 5/0.

- (b) Assessment Hearing for Delinquent Utilities and Other City Charges; Resolution No. 2014-61

Mayor Gaylord opened the Public Hearing at 7:19 p.m. Hearing no comments, Mayor Gaylord closed the Public Hearing.

Beattie moved, Fulkerson seconded, to adopt Resolution No. 2014-61 – A Resolution Levying Assessment for Costs Incurred by the City for Delinquent Utilities and Other Charges. Motion carried 5/0.

8. PETITIONS, REQUESTS and COMMUNICATIONS

- (a) Request for Stop Sign at George Street and Lafayette Avenue

The Council discussed and continued this item to a future City Council meeting.

9. ORDINANCES AND RESOLUTIONS

- (a) First Reading of an Ordinance Amending Chapter 4, Article II, Division 2, Section 4-63 of the Excelsior City Code, Amending the Number of Liquor Licenses Available

Joe Ryan, 400 and 470 Water Street, addressed the Council.

Beattie moved, Caron seconded, to waive the first reading of Ordinance No. 518 - An Ordinance Amending Chapter 4, Article II, Division 2, Section 4-63 of the Excelsior City Code, Amending the Number of Liquor Licenses Available and schedule the second reading for November 17, 2014. Motion carried 5/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

(a) Planning Commission

1) Planned Unit Development Amendment, Design Standards Review for Construction/Remodel of the Building at 400 Water Street

- Oppidan; PC No. 14-13
- Kowalski's, PC No. 14-14
- Resolutions No. 2014-64 and 2014-65

Mike Oase, 440 Water Street, Excelsior, and 8585 Valley Creek Road, Woodbury, addressed the Council.

Beattie moved, Caron seconded, to:

- a) Approve the Planned Unit Development Amendment, Design Standards Review for Construction/Remodel of the Building at 400 Water Street, subject to the conditions listed on this item in the November 3, 2014 City Council packet; and
- b) Adopt Resolution No. 2014-64 – A Resolution Providing Amended Design Standards and Site Plan Approval for Redevelopment of the Properties at 400 and 440 Water Street with the Amended Planned Unit Development, General and Final Plan Approval; and
- c) Adopt Resolution No. 2014-65 – A Resolution Approving an Amendment to the Planned Unit Development General and Final Plan Proposal for 400, 440, and 470 Water Street.

Motion carried 5/0.

11. UNFINISHED BUSINESS

- (a) Fourth of July Parking and Traffic Management Plan – *Item Removed*
- (b) St. Alban's Bay Bridge

The Council discussed the rating of the St. Alban's Bay Bridge, directed staff to provide a proposal and timeline, and agreed that Dawley may begin discussions with the City of Greenwood. Caron requested that this item be continued to January 2015.

12. NEW BUSINESS

- (a) Cooperative Snow Plowing with the City of Shorewood

The Council directed staff to continue the study of cooperative snow plowing with the City of Shorewood.

13. ADJOURNMENT

Beattie moved, Fulkerson seconded, to adjourn at 8:47 p.m. Motion carried 5/0.

Respectfully submitted,

Shirley Johnson  
City Clerk