

City of Excelsior  
Hennepin County, Minnesota

MINUTES  
EXCELSIOR CITY COUNCIL MEETING

May 4, 2015

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, and Mayor Gaylord

Absent: Councilmember Miller

Also Present: City Manager Luger, City Attorney Staunton, Public Works  
Superintendent Wisdorf, City Planner Smith, and City Planner  
Richards

3. APPROVAL OF MINUTES

(a) Local Board of Appeal and Equalization Meeting of April 1, 2015

Caron moved, Beattie seconded, to approve the Minutes of the Local Board of  
Appeal and Equalization Meeting of April 1, 2015. Motion carried 4/0.

(b) City Council Work Session Meeting of April 20, 2015

Beattie moved, Fulkerson seconded, to approve the Minutes of the City Council  
Work Session Meeting of April 20, 2015 as amended. Motion carried 4/0.

(c) Regular City Council Meeting of April 20, 2015

Caron moved, Beattie seconded, to approve the Minutes of the Regular City  
Council Meeting of April 20, 2015. Motion carried 4/0.

4. OPEN FORUM

(a) None

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

(a) 2014-15 Met Council Sanitary Sewer Forcemain Project Update

Wisdorf gave an update on the 2014-15 Met Council Sanitary Sewer Forcemain  
Project.

(b) Excelsior Fire District Board Meeting Update

Councilmember Miller was not in attendance.

- (c) Update on Bonding Bill Request

Mayor Gaylord gave an update on the City of Excelsior's bonding bill request.

6. AGENDA APPROVAL

- (a) Meeting Agenda

Beattie moved, Caron seconded, to approve the Meeting Agenda. Motion carried 4/0.

- (b) Consent Agenda

Caron moved, Beattie seconded, to add Item 6(b)5 Adopt Resolution No. 2015- 34 A Resolution Recalling Councilmember Jennifer Caron and Reappointing Jeff Morris to the Lake Minnetonka Conservation District (LMCD) Board of Directors and approve the Consent Agenda, as amended. Motion carried 4/0.

1. Approve Verified Claims - Approve for Payment Manual Checks 80707-80738 and EFT Checks 1092E-1094E

Action – Approve for Payment Manual Checks 80707-80738 and EFT Checks 1092E-1094E.

2. Request to Waive Excursion Boat Permit Fee for the Minnehaha

Action – Waive the Excursion Boat Permit Fee for the Minnehaha for the 2015 boating season.

3. Appoint Joan Maher as a Board Member to the St. Alban's Bay Lake Improvement District Board

Action – Appoint Joan Maher as a Board Member to the St. Alban's Bay Lake Improvement District Board.

4. Appoint Bill Slattery as Interim Chair of the St. Alban's Bay Lake Improvement District Board

Action – Appoint Bill Slattery as Interim Chair of the St. Alban's Bay Lake Improvement District Board.

5. Adopt Resolution No. 2015- 34 A Resolution Recalling Councilmember Jennifer Caron and Reappointing Jeff Morris to the Lake Minnetonka Conservation District (LMCD) Board of Directors

Action - Adopt Resolution No. 2015- 34 A Resolution Recalling Councilmember Jennifer Caron and Reappointing Jeff Morris to the Lake Minnetonka Conservation District (LMCD) Board of Directors

7. PUBLIC HEARINGS

- (a) None

8. PETITIONS, REQUESTS and COMMUNICATIONS

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

Beattie moved, Caron seconded to adopt Resolution No. 2015-35 A Resolution Granting An Extension to the Time by which an On Sale Intoxicating Liquor License and Sunday on Sale Liquor License Issued to Kay Nguyen and Craig Holtz dba 420 Eatery, Inc., 420 Second Street, for the 2015 Calendar Year Must be Used. Motion carried 4/0.

- (b) Proposed City Hall Plans and Scheduling an Open House

Bruce Schwartzman, BKV Group, addressed the Council.

The Council provided feedback to BKV Group regarding the proposed interior layouts and exterior building plans for City Hall and added this item to the open house scheduled for Thursday, May 28<sup>th</sup>.

9. ORDINANCES AND RESOLUTIONS

- (a) Second Reading of Ordinance No. 522 - An Ordinance to Amend Chapters 30 and 34 and Appendix E of the Excelsior City Code to Modify Stormwater Management Regulations; Resolution No. 2015-32

Caron moved, Beattie seconded to waive the second reading and adopt Ordinance No. 522 - An Ordinance to Amend Chapters 30 and 34 and Appendix E of the Excelsior City Code to Modify Stormwater Management Regulations, as presented.

- (b) First Reading of Distillery Ordinance

Beattie moved, Caron seconded to continue this item to the June 15<sup>th</sup> City Council meeting, and to add the distillery proposal to the May 28<sup>th</sup> open house with the applicant being invited to present at the open house in order to get public input on the distillery proposal and the location potentially being the former fire hall space. Motion carried 3/1-Fulkerson opposed.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

- (a) Park and Recreation Commission

- 1) Concession Stand Proposal

Joeleen Kielkucki, Park and Recreation Commissioner addressed the Council.

Laura Hotvet, Executive Director of the Excelsior-Lake Minnetonka Chamber of Commerce addressed the Council.

(b) Park and Recreation Commission

1) Concession Stand Proposal - *Continued*

Bob Bolles, 229 George Street, addressed the Council.

Beattie moved, Caron seconded, to allocate \$2,000 from the Park and Recreation funds to the concession stand proposal contingent that they give a detailed profit and loss statement. Motion carried 3/1-Fulkerson opposed.

(c) Planning Commission

1) Amend Articles 41 and 42 of the Zoning Code – Development Standards for Single Family Residences (PC No. 14-14)

Beattie moved, Fulkerson seconded, to continue this item to an appropriate meeting in the future. Motion carried 4/0.

11. UNFINISHED BUSINESS

(a) Parking of Recreational Vehicles and Boats on Single Family Property

Fulkerson moved, Beattie seconded to amend the ordinance to allow for one vehicle for lots under 8,500 square feet and two vehicles for lots larger than 8,500 square feet and the vehicles have to be owned by the property owner and waive the first reading of Ordinance No. 523 An Ordinance Amending the Zoning Ordinance of the Excelsior City Code to Amend Articles 18, 41, and 43 – Outside Storage of Recreational Vehicles and schedule the second reading for May 18<sup>th</sup>. Motion carried 4/0.

Beattie moved, Caron seconded, to waive the first reading of Ordinance No. 528 An Ordinance to Amend Chapter 3 of the Excelsior City Code to Modify the Process for Issuing Citations for Administrative Penalties and schedule the second reading for May 18<sup>th</sup>. Motion carried 4/0.

(b) Annual Parking Impact Fee and Establishing a Parking Capacity for 2015

Beattie moved, Caron seconded, to amend the ordinance to conduct the parking counts in June, July and August and to waive the first reading of Ordinance No. 527 an Ordinance to Amend Article 19, Section 19-9 of Appendix E of the Excelsior City Code of Ordinances Pertaining to Parking Counts for Determining an Available Capacity for Parking and schedule the second reading for May 18<sup>th</sup>. Motion carried 4/0.

12. NEW BUSINESS

(a) Cemetery Signage

Beattie moved, Caron seconded, to approve the Will Stemler scout project for the Oak Hill Cemetery with funding being provided from the park maintenance fund. Motion carried 4/0.

13. ADJOURNMENT

Beattie moved, Fulkerson seconded, to adjourn at 9:40 p.m. Motion carried 4/0.

Respectfully submitted,

Kristi Luger  
City Manager