

City of Excelsior  
Hennepin County, Minnesota

MINUTES  
EXCELSIOR CITY COUNCIL MEETING

Tuesday, February 16, 2010

Council Chambers

7:00 p.m.

1. CALL TO ORDER

Mayor Ruehl called the meeting to order at 7:00 p.m.

2. ROLL CALL

Present: Council Members Berghorst, Fulkerson, Miller, and Mayor Ruehl

Absent: Caron

Also Present: City Manager Luger, City Attorney Staunton, City Engineer Kawlewski, Public Works Superintendent Wisdorf, and City Clerk Johnson

3. APPROVAL OF MINUTES

a. City Council Work Session Meeting of January 25, 2010

Fulkerson moved, Berghorst seconded, to approve the Minutes of the City Council Work Session Meeting of January 25, 2010 as presented. Motion carried 4/0.

b. Regular City Council Meeting of February 1, 2010

Miller moved, Fulkerson seconded, to approve the Minutes of the Regular City Council Meeting of February 1, 2010 as presented. Motion carried 4/0.

c. City Council Work Session Meeting of February 8, 2010

Miller moved, Fulkerson seconded, to approve the Minutes of the City Council Work Session Meeting of February 8, 2010 as presented. Motion carried 4/0.

4. OPEN FORUM

Mark Kelly, 348 Second Street, addressed the City Council.

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

The Metropolitan Council approved the City's 2008 Comprehensive Plan at their meeting on January 27, 2010.

6. AGENDA APPROVAL

a. Meeting Agenda

Fulkerson moved, Miller seconded, to approve the meeting agenda as presented. Motion carried 4/0.

b. Consent Agenda

Berghorst moved, Miller seconded, to approve the consent agenda as presented. Motion carried 4/0.

1. Memorial Day Parade — Clarence Clofer American Legion Post 259

Action — Approve Issuance of Memorial Day Parade Permit

2. 2010 Capital Improvement Project — Maintenance of Well #2

Action — Accept Quote from E. H. Renner & Sons for a Not-to-Exceed Amount of \$15,000.00

3. Acceptance Environmental Response Fund Grant

Action — Accept Environmental Response Fund Grant in the Amount of \$146,300 and Authorize Mayor and City Manager to Execute Said Agreement

4. Close Escrow Accounts

Action — Authorize Write-Off of \$5,245.30 to Close Uncollectible Accounts in Escrow Account #820 for Year Ending December 31, 2009

5. Monthly Building Permit Reports — January 2010

Action — Accept for Filing

6. Planning Commission Minutes for Filing — January 5, 2010

Action — Accept for Filing

7. Park and Recreation Commission Minutes for Filing — January 12, 2010

Action — Accept for Filing

6. AGENDA APPROVAL

b. Consent Agenda - (Continued)

8. Verified Claims

Action — Approve for Payment in the Amount of \$179,060.80, Checks #74462 through #74514

7. PUBLIC HEARINGS

a. None

8. PETITIONS, REQUESTS and COMMUNICATIONS

a. Minnehaha Museum — Gabriel Jabbour

Gabriel Jabbour, Board of Directors, Museum of Lake Minnetonka, addressed the City Council.

Jim Murphy, President, Museum of Lake Minnetonka, addressed the City Council.

9. ORDINANCES and RESOLUTIONS

a. None

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

a. Park and Recreation Commission

1. Request to Add Service to Tommy's Tonka Trolley

Michael Wentz, Chair, Park and Recreation Commission, presented the recommendation from the Park and Recreation Commission.

Tom Wolfe, Commissioner, Park and Recreation Commission, addressed the City Council.

Pierre LaMere, 762 Pleasant Street, addressed the City Council.

Leon Boyd, 44 First Street, addressed the City Council.

The City Council directed the Planning Commission to consider a zoning ordinance amendment to allow dry stacking in the City parks.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

a. Park and Recreation Commission

2. Residential Dock Rates for Vacant Slips

Michael Wentz, Chair, Park and Recreation Commission, presented the Commission's recommendation.

Fulkerson moved, Berghorst seconded, to establish the vacant dock slip rate be at same cost as a 24-foot boat. Motion carried 4/0.

3. Vendor Sponsorships — Concerts in the Park

Miller moved, Berghorst seconded, to adopt the Vendor Sponsorship Policy per the recommendation of the Park and Recreation Commission. Motion carried 4/0.

11. UNFINISHED BUSINESS

a. Water Conservation Rate

Berghorst moved, Fulkerson seconded, to accept the proposal from Springsted to recommend a water conservation rate for the City of Excelsior in the amount of \$1,000. Motion carried 4/0.

12. NEW BUSINESS

a. Annual Appointments to Advisory Commissions

Miller moved, Fulkerson seconded, to continue the appointments to the Planning Commission to the March 1, 2010 meeting. Motion carried 4/0.

Fulkerson moved, Berghorst seconded, to reappoint Betsy Barnard, Becca Sanders, and Rick Meyer to the Heritage Preservation Commission to a three year term expiring February 28, 2013. Motion carried 4/0.

b. Fifth Residential Dock

Pierre LaMere, 762 Pleasant Street, addressed the City Council.

Charlie Thomson, 217 First Street, addressed the City Council.

Jon Monson, 233 First Street, addressed the City Council.

12. NEW BUSINESS

b. Fifth Residential Dock - (Continued)

Tom Wolfe, Commissioner, Park and Recreation Commission, addressed the City Council.

Berghorst moved, Miller seconded, to continue this agenda item to the March 1, 2010 meeting. Motion carried 3/1, with Fulkerson voting nay.

c. Proposal to Dredge Adjacent to Residential Docks

Berghorst moved, Miller seconded, to authorize staff to submit an application to the Minnehaha Creek Watershed District to dredge the area adjacent to the residential docks between the shoreline and the first two slips. Motion carried 4/0.

d. Pavement Management Plan

Berghorst moved, Miller seconded, to accept the Pavement Management Plan as presented. Motion carried 4/0.

e. Accept Proposals and Award Contract for Cemetery Lift Station Improvements

Miller moved, Fulkerson seconded, to accept the proposals and award the contract to Kuechle Underground Inc., Kimball, Minnesota, per their bid proposal in the amount of \$132,086.84, and authorize the Mayor and City Manager to execute said agreement. Motion carried 4/0.

12. NEW BUSINESS

f. Schedule City Council Work Sessions

Miller moved, Berghorst seconded to schedule the following:

City Council Work Session — Monday, February 22, 2010, 6:00 p.m. - 8:00 p.m.

Pavement Management Informational Meetings — Saturday, March 13, 2010, 9:00 a.m. - 11:00 a.m. and Thursday, March 18, 2010, 7:00 p.m. - 9:00 p.m.

City Council Work Session with Planning Commission, Monday, March 22, 2010, 7:00 p.m. - 9:00 p.m.

City Council, Advisory Commission, Staff Potluck — Monday, April 26, 2010, 6:00 p.m.

Motion carried 4/0.

13. ADJOURNMENT

\_\_\_\_\_ Fulkerson moved, Berghorst seconded, to adjourn the meeting at 10:21 p.m. Motion carried 4/0.

Respectfully submitted,

Cheri Johnson  
City Clerk