

City of Excelsior  
Hennepin County, Minnesota

MINUTES  
EXCELSIOR CITY COUNCIL MEETING

May 2, 2016  
Council Chambers

7:00 p.m.

1. CALL TO ORDER

Mayor Gaylord called the meeting to order at 7:07 p.m.

2. ROLL CALL

Present: Councilmembers Beattie, Caron, Miller and Mayor Gaylord

Absent: Councilmember Carlson

Also Present: City Manager Luger, City Attorney Staunton, Consulting City Planner Scott Richards, City Planner Pat Smith, Finance Director Tumberg, Public Works Superintendent Amundsen, and City Clerk Orlofsky

3. APPROVAL OF MINUTES

(a) Special City Council Meeting Minutes of April 7, 2016

Beattie moved, Caron seconded, to approve the Minutes of the April 7, 2016. Motion carried 5/0.

(b) Regular City Council Meeting Minutes April 18, 2016

Beattie moved, Caron seconded, to approve the Minutes of the City Council Regular Meeting of April 18, 2016. Motion carried 5/0.

4. OPEN FORUM

(a) None

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

(a) 2015-16 Met Council Sanitary Sewer Forcemain Project Update

Amundsen gave an update on the 2015-16 Met Council Sanitary Sewer Forcemain Project.

6. AGENDA APPROVAL

(a) Meeting Agenda

Beattie moved, Caron seconded, to approve the May 2, 2016 City Council Agenda. Motion carried 4/0.

6. AGENDA APPROVAL – CONTINUED

(b) Consent Agenda

Beattie moved, Miller seconded, to approve the May 2, 2016 Consent Agenda.  
Motion carried 5/0.

1. Approve Verified Claims - Approve for Payment Manual Checks 81817 - 81862 and EFT Checks 1258E - 1266E  
  
Action – Approved for Payment Manual Checks 81817 - 81862 and EFT Checks 1258E - 1266E
2. Lake Minnetonka Conservation District Board Appointment  
  
Action – Accepted for filing
3. Planning Commission Meeting Minutes, March 14, 2016  
  
Action – Accepted for filing
4. Heritage Preservation Commission Meeting Minutes, February 18, 2016  
  
Action – Accepted for filing
5. Heritage Preservation Commission Meeting Minutes, February 23, 2016  
  
Action – Accepted for filing
6. Heritage Preservation Commission Meeting Minutes, March 22, 2016  
  
Action - Accepted for Filing
7. Special Event Permit, Lake Minnetonka Triathlon, June 18, 2016  
  
Action – Approved the Special Event Permit for the Lake Minnetonka Triathlon on Saturday, June 18, 2016
8. Approve Payment No. 1 – Excelsior WTP Discharge Improvements  
  
Action – Approved Payment No. 1 from Magney Construction for the construction of the Water Treatment Plant Discharge Improvements
9. Approve Payment No. 2 and Final MCES Forcemain Project  
  
Action – Approved Payment No. 2 and final of \$124,609.29 to the Metropolitan Council, for services related to segments one and two of the Metropolitan Council Forcemain Project
10. Kowalski’s Excelsior Market Underage Serving Violation  
  
Action – Approved the Settlement Agreement between the City of Excelsior and Kowalski’s Excelsior Market

7. PUBLIC HEARING

- (a) None

8. PETITIONS, REQUESTS and COMMUNICATIONS

- (a) 2015 Audit Presented by Andy Berg, Abdo, Eick & Meyers, LLP

Andy Berg, Abdo, Eick & Meyers, LLP addressed the Council.

Miller moved, Beattie seconded, to approve the 2015 Audit Report as presented. Motion carried 4/0.

- (b) Special Event Permit, Midwest Yoga Festival, August 27, 2016

Nicole Lovald, with Spirit of the Lake Yoga and Wellness, addressed the Council.

Beattie moved, Miller seconded, to approve the Special Event Permit for the Spirit of the Midwest Yoga Festival on Saturday, August 27, 2016. Motion carried 3/1, Caron opposed.

- (c) Request to Extend Time for Amplified Sound, Maifest Excelsior Brewery

John Klick, with Excelsior Brewery, addressed the Council.

Beattie moved, Caron seconded, to approve the request to extend the time until 10:00 p.m. for both Friday, May 6<sup>th</sup> and Saturday May 7<sup>th</sup> for the Special Event Maifest. Motion carried 4/0.

- (d) Addressing New Special Event Requests

Council advised staff that as long as the proposed new event does not conflict with other scheduled events and they are able to address any safety concerns, the City Council would like to review the special event request (similar to new liquor license requests) to determine whether the new event should be approved.

9. ORDINANCES and RESOLUTIONS

- (a) None

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

(a) Planning Commission

- 1) Comprehensive Plan Amendment, Design Standards, Preliminary Plat, General Plan – 723 Water Street (PC No. 15-14)

Jay Jensen, with The Waters Development, addressed the Council.

Commissioner DeLorenzo , with the Planning Commission, addressed the Council.

Beattie moved, Miller seconded, to continue this matter to June 6, 2016 City Council Meeting .Motion carried 4/0.

(b) Heritage Preservation Commission

- 1) Baseball Scoreboard

Beattie moved, Miller seconded to approve the proposed scoreboard for The Commons. Motion carried 3/1, with Caron opposed.

11. UNFINISHED BUSINESS

(a) Parking Meter Rates

Beattie moved, Miller seconded, to approve Resolution 2016-19, A Resolution Establishing Fees and Time Limits for Parking Stations. Motion carried 4/0.

(b) Mooring Policy

Beattie moved, Caron seconded with the recommended changes in policy. Including the assignment language to read that you must be a resident. Motion carried 4/0.

12. NEW BUSINESS

(a) Excursion Boat Permit Fee Request

- 1) Request to Waive the Minnehaha Permit Fee

Beattie moved, Miller seconded, to waive the Excursion Boat Permit for the Minnehaha for the 2016 boating season. Motion carried 4/0.

12. NEW BUSINESS - CONTINUED

2) Request to Reduce Al and Alma's Permit Fees

Beattie moved, Caron seconded, to approve the request to reduce the Excursion Boat Permit fees for Al and Alama's Charter Cruises, for the 2016 boating season. Motion carried 4/0.

13. ADJOURNMENT

Beattie moved, Caron seconded, to adjourn at 9:45p.m. Motion carried 4/0.

Respectfully submitted,

Ann Orlofsky  
City Clerk