

City of Excelsior  
Hennepin County, Minnesota

MINUTES  
EXCELSIOR CITY COUNCIL MEETING

Monday, July 19, 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, Public Works  
Superintendent Wisdorf, and City Clerk Johnson

3. APPROVAL OF MINUTES

a. Regular City Council Meeting of July 6, 2010

Berghorst moved. Fulkerson seconded, to approve the Minutes of the Regular City Council Meeting of July 6, 2010 as presented. Motion carried 4/0.

b. City Council Executive Session of July 12, 2010

Fulkerson moved, Miller seconded, to approve the Minutes of the City Council Executive Session of July 12, 2010 as presented. Motion carried 4/0.

c. City Council Work Session of July 12, 2010

Fulkerson moved, Berghorst seconded, to approve the Minutes of the City Council Work Session of July 12, 2010 as presented. Motion carried 4/0.

4. OPEN FORUM

a. Certificates of Appreciation to Outgoing Heritage Preservation Commissioner — Elise Howell

Mayor Ruehl presented a certificate of appreciation to Elise Howell.

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

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

The South Lake Minnetonka Police Department Coordinating Committee meeting is Wednesday, July 21, 2010 at 5:00 p.m.

6. AGENDA APPROVAL

a. Meeting Agenda -

Item 8(a), Water Repair at 355 Beeman Place, was removed from the agenda. Fulkerson moved, Berghorst seconded, to approve the meeting agenda as amended. Motion carried 4/0.

b. Consent Agenda

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

1. Verified Claims

Action — Approve for Payment in the amount of \$634,885.75, Checks #74982 to #75043

2. Special Event Permit for Outdoor Music for Wedding on July 9, 2010 — BayView Event Center

Action — Approve Issuance of Special Event Permit for Outdoor Music for Wedding at BayView Event Center on July 9, 2010

3. Special Event Permit for Outdoor Music for Reunion on July 10, 2010 — BayView Event Center

Action — Approve Issuance of Special Event Permit for Outdoor Music for Reunion at BayView Event Center on July 10, 2010

4. Special Event Permit for Outdoor Music for Wedding on July 17, 2010 — BayView Event Center

Action — Approve Issuance of Special Event Permit for Outdoor Music for Wedding at BayView Event Center on July 17, 2010

5. Special Event Permit for Outdoor Music for Wedding on July 24, 2010 — BayView Event Center

Action — Approve Issuance of Special Event Permit for Outdoor Music for Wedding at BayView Event Center on July 24, 2010

6. AGENDA APPROVAL

a. Consent Agenda - (Continued)

6. Special Event Permit for Outdoor Music for Wedding on July 30, 2010 —  
BayView Event Center

Action — Approve Issuance of Special Event Permit for Outdoor Music for  
Wedding at BayView Event Center on July 30, 2010

7. Special Event Permit for Fishing Tournament on September 18, 2010 —  
Maynard's Restaurant

Action — Approve Issuance of Special Event Permit for Fishing Tournament at  
Maynard's Restaurant on September 18, 2010

8. Special Event Permit for Apple Day on September 11, 2010 — South Lake  
Excelsior Chamber of Commerce

Action — Approve Issuance of Special Event Permit for Apple Day on September  
11, 2010

9. Temporary Sign Permit for Banner for Apple Day — South Lake Excelsior  
Chamber of Commerce

Action — Approve Issuance of Temporary Sign Permit for Apple Day

10. Special Event Permit for Crazy Days, July 15, 16, and 17, 2010 — Excelsior  
Downtown Business Group

Action — Approve Issuance of Special Event Permit for Outdoor Music for Crazy  
Days, July 15, 16, and 17, 2010

11. Special Event Permit for Fundraiser, July 24, 2010 — BayView Event Center

Action — Approve Issuance of Special Event Permit for Outdoor Music for  
Fundraiser at BayView Event Center on July 24, 2010

12. Special Event Permit for Corporate Event, August 14, 2010 — BayView Event  
Center

Action — Approve Issuance of Special Event Permit for Outdoor Music for  
Corporate Event at BayView Event Center on August 14, 2010

6. AGENDA APPROVAL

a. Consent Agenda - (Continued)

13. Hennepin County, Independent School District #281, and the City of Excelsior Consent of Assignment of Contract No. A052282 Pertaining to Election Equipment

Action — Authorize Mayor and City Manager to Execute Consent of Assignment of Contract No. A052282 Upon Review and Approval of City Attorney

14. Payment Request for Electrical Work for New Generator — A-1 Electric Service of Waconia, Inc.

Action — Approve Payment Request to A-1 Electric Service of Waconia, Inc. for \$13,205.55

15. Nextera Wireless, LLC Tower Space Land Lease Agreement

Action — Accept Withdrawal from Nextera Wireless for Tower Space Land Lease Agreement

16. Second Quarter Budget Report

Action — Accept for Filing

17. Park and Recreation Commission Minutes for Filing — June 15, 2010

Action — Accept for Filing

7. PUBLIC HEARINGS

- a. Public Hearing for On Sale Wine and Intoxicating Malt Liquor License for Lake Point Partners, LLC, d.b.a. Dunn Bros., located at 11 Water Street, Excelsior, Minnesota

Mayor Ruehl opened the public hearing at 7:12 p.m. Hearing no comments, Mayor Ruehl closed the public hearing.

Berghorst moved, Fulkerson seconded, to adopt Resolution No. 2010-16 — A Resolution Granting An On-Sale Wine and Intoxicating Malt Liquor License to Lake Point Partners, LLC, d.b.a. Dunn Bros. Coffee for the remainder of the 2010 Calendar Year. Motion carried 4/0.

8. PETITIONS, REQUESTS and COMMUNICATIONS

- a. Water Repair at 355 Beeman Place Removed from agenda.

This item was removed from the agenda under agenda approval.

9. ORDINANCES and RESOLUTIONS

- a. None

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

- a. Park and Recreation Commission

1. Hidden Lane Docks

Berghorst moved, Miller seconded, to authorize staff to add a second dock at the end of Hidden Lane to the City's application when submitted to the Lake Minnetonka Conservation District for the fifth residential dock and additional slides at the Port. Motion carried 4/0.

2. Refuse / Recycling Containers

Fulkerson moved, Miller seconded, to authorize staff to accept the quote from Belson Outdoors for the purchase of 25 PSFT black steel, 34-gallon trash receptacles for a cost of \$18,024.47, which includes sales tax and freight. Motion carried 4/0.

11. UNFINISHED BUSINESS

- a. Request for Stop Sign at West Lake Street and Third Street

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

Fulkerson moved, Berghorst seconded, to not install any stop signs at the intersections of Third and West Lake Streets. Motion carried 3/1, with Miller voting nay.

12. NEW BUSINESS

- a. Schedule Work Sessions

Miller moved, Fulkerson seconded, to schedule City Council Work Sessions for 6:30 p.m. on Monday, July 26, 2010 and Monday, August 9, 2010.

13. ADJOURNMENT

Berghost moved, Miller seconded, to adjourn the meeting at 7:58 p.m. Motion carried 4/0.

Respectfully submitted,

Cheri Johnson  
City Clerk