

City of Excelsior  
Hennepin County, Minnesota

MINUTES  
EXCELSIOR CITY COUNCIL MEETING

Monday, August 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 (arrived at 7:03 p.m.), Caron, Fulkerson, and Mayor Ruehl

Absent: Miller

Also Present: City Manager Luger, City Planner Richards, Public Works Superintendent Wisdorf, and City Engineer Kawlewski

3. APPROVAL OF MINUTES

a. Regular City Council Meeting of August 2, 2010

Fulkerson moved, Caron seconded, to approve the Minutes of the Regular City Council Meeting of August 2, 2010 as presented. Motion carried 3/0.

b. City Council Work Session of August 9, 2010

Fulkerson moved, Caron seconded, to approve the Minutes of the City Council Work Session of August 9, 2010 as presented. Motion carried 3/0.

c. Special City Council Meeting of August 13, 2010

Caron moved, Fulkerson seconded, to approve the Minutes of the Special City Council Meeting of August 13, 2010 as presented. Motion carried 3/0.

4. OPEN FORUM

Richard Carlson, 407 Lake Street, addressed the City Council.

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

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

6. AGENDA APPROVAL

a. Meeting Agenda

Item 12(d) Schedule Work Session was removed from the agenda, and Items 10(a) and 12(a) were moved to follow Item 9(a). Berghorst moved, Caron seconded, to approve the meeting agenda as amended. Motion carried 4/0.

b. Consent Agenda

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

1. Verified Claims

Action – Approve for Payment in the Amount of \$151,242.18, Checks #75095 to #75105

2. Temporary Sign Permit for Banner Announcing Minnetonka High School Homecoming – South Lake Excelsior Chamber of Commerce

Action – Approve Issuance of Temporary Sign Permit for Banner

3. Special Event Permit for Outdoor Music for Wedding on August 7, 2010 – BayView Event Center

Action – Approve Issuance of Special Event Permit for Outdoor Music for Wedding

4. Special Event Permit for Outdoor Music for Wedding on August 14, 2010 – BayView Event Center

Action – Approve Issuance of Special Event Permit for Outdoor Music for Wedding

5. Special Event Permit for Outdoor Music for Wedding on August 20, 2010 – BayView Event Center

Action – Approve Issuance of Special Event Permit for Outdoor Music for Wedding

6. Special Event Permit for Outdoor Music for Wedding on August 27, 2010 – BayView Event Center

Action – Approve Issuance of Special Event Permit for Outdoor Music for Wedding

6. AGENDA APPROVAL

a. Consent Agenda - (Continued)

7. Monthly Financial Report – July 2010

Action – Accept for Filing

8. Planning Commission Minutes for Filing – June 8, June 28, July 7, and July 20, 2010

Action – Accept for Filing

9. Construction Pay Voucher #3 – Cemetery Lift Station Improvements

Action – Approve Construction Pay Voucher #3 to Kuechle Underground, Inc. in the Amount of \$62,201.60

7. PUBLIC HEARINGS

a. None

8. PETITIONS, REQUESTS and COMMUNICATIONS

a. None

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

a. 2011 Budget – South Lake Minnetonka Police Department

Bryan Litsey, Police Chief, South Lake Minnetonka Police Department, addressed the City Council. He also introduced Lieutenant Dave Pierson.

Caron moved, Berghorst seconded, to approve the 2011 South Lake Minnetonka Police Department budget of \$1,983,400 with Excelsior's contribution being \$535,518. Motion carried 4/0.

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

12. NEW BUSINESS

a. Accept Bids and Award Contract for 2010 Street Improvements

Erik Paulsen, Arborist, Bartlett Tree Service, addressed the City Council.

12. NEW BUSINESS

- a. Accept Bids and Award Contract for 2010 Street Improvements – (Continued)

Janice Leafer, 175 First Street, addressed the City Council.

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

John Phipps, 247 First Street, addressed the City Council.

Peggy Edlund, 159 First Street, addressed the City Council.

David Stahr, 142 First Street, addressed the City Council.

Tom Lofquist, 740 Pleasant Street, addressed the City Council.

Caron moved, Berghorst seconded, to accept the bids for the 2010 Street Improvement Project and award the bid to Northwest Asphalt, Inc., for Bid Alternate No. 3 in the amount of \$1,070,878.69. Motion carried 4/0.

9. ORDINANCES and RESOLUTIONS

- a. Second Reading of Ordinance No. 460 – An Ordinance to Add Article 19, Section 19-9 to Appendix E of the Excelsior City Code of Ordinances Pertaining to the Parking Impact Fee/Lease

Brian Burdick, 289 Water Street, addressed the City Council.

Berghorst moved, Caron seconded, to continue this agenda item to the September 7, 2010 Council meeting. Motion carried 4/0.

11. UNFINISHED BUSINESS

- a. Design Standards, Site Plan Review, and Subdivision, 287 Water Street – Brian Burdick

Brian Burdick, 289 Water Street, addressed the City Council.

Jean Naylor, downtown business person, addressed the City Council.

Caron moved, Berghorst seconded, to continue this agenda item to the September 7, 2010 Council meeting. Motion carried 4/0.

12. NEW BUSINESS

- b. Consider Purchase Agreement for Real Property With Regard to the Purchase of Lyman Lumber Property East of Water Street

Brian Burdick, 289 Water Street, addressed the City Council.

Tom Lofquist, 740 Pleasant Street, addressed the City Council.

Fulkerson moved, Caron seconded, to approve Purchase Agreement, Hennepin County Contract No. A100872, as presented and authorize the Mayor and City Manager to execute said Purchase Agreement. Motion carried 4/0.

- c. Parking Valuation Study

Brian Burdick, 289 Water Street, addressed the City Council.

Berghorst moved, Fulkerson seconded, to pursue a contract with Albersman & Armstrong, LTD. to complete a parking valuation study for a not-to-exceed cost of \$9,830. The Council directed staff to meet with Albersman to refine the scope of the work with input from staff and Councilmember Caron for clarification on whether any additional information is needed. Motion carried 3/1, with Caron voting nay.

- d. Schedule Work Session

This item was removed from the agenda under meeting agenda approval.

13. ADJOURNMENT

Berghorst moved, Fulkerson seconded, to adjourn the meeting at 10:01 p.m. Motion carried 4/0.

Respectfully submitted,

Cheri Johnson  
City Clerk