

City of Excelsior  
Hennepin County, Minnesota

MINUTES  
EXCELSIOR CITY COUNCIL MEETING

Monday, October 4, 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, Caron (left meeting at 8:55 p.m.), Fulkerson, Miller, and Mayor Ruehl

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

3. APPROVAL OF MINUTES

a. City Council Work Session Meeting of September 20, 2010

Berghorst moved, Caron seconded, to approve the Minutes of the City Council Work Session Meeting of September 20, 2010 as presented. Motion carried 5/0.

b. Regular City Council Meeting of September 20, 2010

Caron moved, Fulkerson seconded, to approve the Minutes of the Regular City Council Meeting of September 20, 2010 as amended. Motion carried 5/0.

c. City Council Work Session Meeting of September 27, 2010

Fulkerson moved, Berghorst seconded, to approve the Minutes of the City Council Work Session Meeting of September 27, 2010 as amended. Motion carried 5/0.

4. OPEN FORUM

Roger Hinkelman, 696 Glencoe Road, addressed the City Council.

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

Update Regarding Potential Purchase of Lyman Property

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS – (Continued)

Excelsior Fire District Fire Prevention Open House, Thursday, October 7, 2010.

6. AGENDA APPROVAL

a. Meeting Agenda

Caron moved, Miller seconded, to approve the meeting agenda as presented. Motion carried 5/0.

b. Consent Agenda

Berghorst moved, Caron seconded, to approve the consent agenda as amended. Motion carried 5/0.

1. Verified Claims

Action – Approve for Payment in the Amount of \$188,170.34, Checks #75247 to #75285

2. Special Event Permit for Fishing Tournament at Maynard's Restaurant, October 9 and October 10, 2010 - Professional Muskie Tournament Tour

Action – Approve Issuance of Special Event Permit for Fishing Tournament

3. Special Event Permit for 5<sup>th</sup> Annual 29,000 Steps for Children Walking Event, October 17, 2010 – World Vision

Action – Approve Issuance of Special Event Permit for Annual Walking Event

4. Special Event Permit for Halloween Parade, October 29, 2010 – Excelsior Elementary School

Action – Approve Issuance of Special Event Permit for Halloween Parade

5. Purchase Replacement Furnace for Excelsior Library

Action – Approve Purchase from Abel On Site for Lennox Package Unit #GA120S4BH in the Amount of \$10,184.00

6. AGENDA APPROVAL

b. Consent Agenda - (Continued)

6. Change Order No. 1 – 2010 Street Improvement Project

Action – Approve Change Order No. 1 with Northwest Asphalt in the Amount of \$23,000.00

7. Resolution No. 2010-28 – Resolution Electing to Continue Participating in the Local House Incentive Account Program Under the Livable Communities Act

Action – Adopt Resolution No. 2010-28

8. Construction Pay Voucher #1 for 2010 Street Improvement Project – Northwest Asphalt

Action – Approve Construction Pay Voucher #1 to Northwest Asphalt in the Amount of \$83,106.05

9. Monthly Building Permit Report – September 2010

Action – Accept for Filing

10. Heritage Preservation Commission Minutes for Filing – August 17 and August 30, 2010

Action – Accept for Filing

7. PUBLIC HEARINGS

a. None

8. PETITIONS, REQUESTS and COMMUNICATIONS

a. 2010-2011 Kayak Rentals – Tom Drummond, Tommy’s Trolley Kayak Rentals

Tom Drummond, Tommy’s Trolley Kayak Rentals, addressed the City Council.

The Council directed staff to draft an addendum to the contract for the 2011 season to include two stand-up board platform kayaks.

8. PETITIONS, REQUESTS and COMMUNICATIONS

b. Water Repair at 355 Beeman Place

Bob Bolles, 355 Beeman Place property owner, addressed the City Council.

Diane Bolles, 355 Beeman Place property owner, addressed the City Council.

Miller moved, Fulkerson seconded, to continue this agenda item to the October 18, 2010 Council meeting, with direction to staff to identify any other areas in the City that have a similar situation. Motion carried 5/0.

9. ORDINANCES and RESOLUTIONS

a. First Reading of An Ordinance to Amend Article 10, Sec.10-622 of the Excelsior City Code of Ordinances Pertaining to the Definition of Tobacco Products

Berghorst moved, Fulkerson seconded, to waive the first reading of An Ordinance to Amend Article 10, Sec. 10-622 of the Excelsior City Code of Ordinances Pertaining to the Definition of Tobacco Products, and schedule the second reading and adoption for October 18, 2010. Motion carried 4/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

a. None

11. UNFINISHED BUSINESS

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 Arrangement

Brian Burdick, 287 Water Street, addressed the City Council.

Berghorst moved, Miller seconded, to continue this agenda item to the October 18, 2010 Council meeting. Motion carried 4/0.

b. Design Standards, Site Plan Review, and Subdivision, 287 Water Street — Brian Burdick

Berghorst moved, Miller seconded, to continue this agenda item to the October 18, 2010 Council meeting. Motion carried 4/0.

12. NEW BUSINESS

a. Heritage Preservation Commission Appointment

Miller moved, Fulkerson seconded, to continue this agenda item to the October 18, 2010 Council meeting. Motion carried 4/0.

13. ADJOURNMENT

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

Respectfully submitted,

Cheri Johnson  
City Clerk