

City of Excelsior
Hennepin County, Minnesota

MINUTES
EXCELSIOR CITY COUNCIL MEETING

Monday, January 18, 2011

Council Chambers

7:00 p.m.

1. CALL TO ORDER

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

2. ROLL CALL

Present: Council Members Fulkerson, Miller, and Mayor Ruehl

Absent: Berghorst and Caron

Also Present: City Manager Luger, Public Works Superintendent
Wisdorf, City Attorney Staunton, City Planner Richards,
Finance Director Carlson, and City Clerk Johnson

3. APPROVAL OF MINUTES

a. Regular City Council Meeting of January 3, 2011

Miller moved, Fulkerson seconded, to approve the Minutes of the Regular City Council Meeting of January 3, 2011 as presented. Motion carried 3/0.

4. OPEN FORUM

None.

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

Arctic Fever went very well and all of the cities had good attendance for each of their events.

The next South Lake Minnetonka Police Department Coordinating Committee is Thursday, January 20, 2011 at 5:00 p.m.

The next Excelsior Fire District Board meeting is Wednesday, January 26, 2011 at 6:00 p.m.

The first weekend of the Pond Hockey Event has been canceled. All games will be played the weekend of January 28 through January 30, 2011.

6. AGENDA APPROVAL

a. Meeting Agenda

Fulkerson moved, Miller seconded, to approve the meeting agenda as presented. Motion carried 3/0.

b. Consent Agenda

Miller moved, Fulkerson seconded, to approve the consent agenda as presented. Motion carried 3/0.

1. Verified Claims

Action – Approve for Payment in the Amount of \$252,290.05, EFT Checks 318 to 324 and Manual Checks #75588 to #75618

2. 2011 Public Works Capital Equipment and Minor Capital Projects

Action – Authorize Staff to Secure Bid Proposals for 2011 Public Works Capital Equipment and Minor Capital Projects Identified in the 2011 Budget and Capital Improvement Plan

3. 2011 Capital Improvement Projects – Sealcoating and Sewer Trunk Lining

Action – Authorize the Preparation of Plans and Specifications and Advertising for Bids for Sealcoating and Sewer Trunk Lining Projects and Accept Grant from Metropolitan Council Environmental Services of \$45,988.00 and Authorize the Mayor and City Manager to Execute Grant Agreement

4. Furnace Replacements for City Property at 810 Excelsior Blvd.

Action – Accept Bid from Liberty Comfort Systems of \$9,400 for Purchase and Installation of Two Furnaces for 810 Excelsior Blvd.

5. City of Excelsior Investment Policy

Action – Adopt the City of Excelsior Investment Policy

6. Submittal of 2010 Pay Equity Report

Action – Approve 2010 Pay Equity Report for Submittal to the Minnesota Management and Budget Department

6. AGENDA APPROVAL

b. Consent Agenda – (Con't.)

7. Planning Commission Minutes for Filing — December 7, 2010

Action – Accept for Filing

8. Park & Recreation Commission Minutes for Filing – November 9, 2010

Action – Accept for Filing

9. Fourth Quarter Code Enforcement Report

Action – Accept for Filing

10. 2011 Tobacco License - Koehnen's BP of Excelsior

Action – Approve Issuance of 2011 Tobacco License to Koehnen's BP of Excelsior

7. PUBLIC HEARINGS

a. None

8. PETITIONS, REQUESTS and COMMUNICATIONS

a. Park Use / Special Event Application for 2011 Art on the Lake Event, June 11 & 12, 2011 – South Lake Excelsior Chamber of Commerce

Linda Murrell, Executive Director, South Lake Excelsior Chamber of Commerce, addressed the City Council.

Miller moved, Fulkerson seconded, to approve the Park Use/Special Event Permit for the 2011 Art on the Lake Event, June 11 and 12, 2011, with the option to apply for a Temporary Liquor License in conjunction with an event for beer/wine tasting. Motion carried 3/0.

9. ORDINANCES and RESOLUTIONS

a. A Resolution Adopting the Hennepin County All-Hazard Mitigation Plan

Fulkerson moved, Miller moved, to adopt Resolution No. 2011-04 - A Resolution Adopting the Hennepin County All-Hazard Mitigation Plan. Motion carried 3/0.

9. ORDINANCES and RESOLUTIONS

- b. First Reading of An Ordinance to Amend Section 16-40 – Deposits of Snow onto Public Right-of-Way

Miller moved, Fulkerson seconded, to continue this agenda item to the March 7, 2011 City Council meeting. Motion carried 3/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

- a. Planning Commission

1. Parking Update – Implementation Items Related to the Zoning Ordinance

The Council directed staff to develop a map and additional information to be added to the City website to assist visitors with finding parking, to have the Planning Commission explore shared parking opportunities to be included in the City's parking regulations, and to research other cities experience with parking management vendors and the use of parking meters.

11. UNFINISHED BUSINESS

- a. First Reading of An Ordinance to Amend Article 10, Administration – General, Appendix E of the Excelsior Code of Ordinances, Pertaining to Timeframe on Building Permits for Completing Exterior Improvements

Loren Kohnen, Metro West Inspections, the City's contract Building Official, addressed the City Council.

Miller moved, Fulkerson seconded, to waive the first reading of An Ordinance to Amend Article 10, Administration – General, Appendix E of the Excelsior Code of Ordinances, Pertaining to Timeframe on Building Permits for Completing Exterior Improvements, with direction to staff to revise Section 10-3(A) to clarify the intent. Motion carried 3/0.

- b. Ordinance to Amend Article 45, R-3, Medium Density Residential District, to Allow Offices, Business, and Professional as a Conditional Use

Miller moved to waive the first reading of an Ordinance to Amend Article 45, R-3, Medium Density Residential District, to Allow Offices, Business, and Professional as a Conditional Use. Motion died for lack of a second.

Miller moved, Fulkerson seconded, to continue this agenda item to the February 7, 2011 City Council meeting. Motion carried 3/0.

11. UNFINISHED BUSINESS

c. 2011 Residential Dock/Buoy/Slide Rates

Fulkerson moved, Miller seconded, to adopt the 2011 Rules and Regulations as revised and adopt a 2% increase to the residential dock, buoy, and slide rates 2011. Motion carried 2/1, with Mayor Ruehl voting nay.

d. Appointments to Lake Minnetonka Communications Commission

Miller moved, Fulkerson seconded, to table this item until later in the meeting. Motion carried 3/0.

e. Designate Council Liaison to:

1. Planning Commission — The Council decided not to appoint a Council liaison to the advisory commissions.
2. Park & Recreation Commission — The Council decided not to appoint Council liaisons to the advisory commissions.
3. Heritage Preservation Commission — The Council decided not to appoint Council liaisons to the advisory commissions.
4. South Lake Excelsior Chamber of Commerce — Fulkerson moved, Miller seconded, to appoint Mayor Ruehl to serve as the Council liaison to the South Lake Excelsior Chamber of Commerce and Council Member Miller to serve as the alternate. Motion carried 3/0.
5. Excelsior Downtown Business Group — Fulkerson moved, Miller seconded, to appoint Council Member Caron to serve as the Council liaison to the Excelsior Downtown Business Group. Motion carried 3/0.

11. UNFINISHED BUSINESS

d. Appointments to Lake Minnetonka Communications Commission

Miller moved, Fulkerson seconded, to bring this item back on the table. Motion carried 3/0.

Miller moved, Fulkerson seconded, to appoint Council Member Greg Miller as the Council representative, James Olds as the resident representative, and David Stahr as the alternate. Motion carried 3/0.

11. UNFINISHED BUSINESS

f. Appointment to Lake Minnetonka Conservation District Board

Miller moved, Fulkerson seconded, to continue this agenda item to the February 4, 2011 Council meeting. Motion carried 3/0.

12. NEW BUSINESS

a. Award Contract for Hidden Lane and 5th Residential Docks

Fulkerson moved, Miller seconded, to award bid to build 5th residential and Hidden Lane docks to THN Enterprises, Inc. for a cost not-to-exceed \$61,982.00, with funding for this project coming from Dock Fund #670.

b. Appoint Councilmembers to Interview Advisory Commission Applicants

Miller moved, Fulkerson seconded, to continue this agenda item to the February 7, 2011 Council meeting. Motion carried 3/0.

13. ADJOURNMENT

Miller moved, Fulkerson seconded, to adjourn the meeting at 9:00 p.m. Motion carried 3/0.

Respectfully submitted,

Cheri Johnson
City Clerk