

City of Excelsior
Hennepin County, Minnesota

MINUTES
EXCELSIOR CITY COUNCIL MEETING

Monday, August 1, 2011

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: Councilmembers Fulkerson, Miller, Olson (arrived at 7:02 p.m.), and Mayor Ruehl

Absent: Councilmember 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 18, 2011

Fulkerson moved, Miller seconded, to approve the Minutes of the City Council Work Session meeting of July 18, 2011 as presented. Motion carried 3/0.

b. City Council Work Session Meeting of July 25, 2011

Fulkerson moved, Miller seconded, to approve the Minutes of the Regular City Council meeting of July 25, 2011 as presented. Motion carried 3/0.

4. OPEN FORUM

Roger Henkelman, 696 Glencoe Road, asked a question regarding the formula for services under the South Lake Minnetonka Police Department's Joint Powers Agreement.

6. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

The Excelsior Fire District Board held a budget meeting on Wednesday, July 27, 2011.

Planning meetings for the Hockey Day Minnesota event are ongoing; The group is meeting again on Tuesday, August 9, 2011.

7. AGENDA APPROVAL

a. Meeting Agenda

Item 10(a) was moved ahead of Item 8(a). Fulkerson moved, Olson seconded, to approve the meeting agenda as amended. Motion carried 4/0.

b. Consent Agenda

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

1. Verified Claims

Action – Approve for Payment in the Amount of \$571,054.33 EFT Checks 411 to 418 and Manual Checks #76248 through #76286

2. Outdoor Music Permits – Jack Stevens, Maynard’s Restaurant and Bob Ziton, Bayside Grille

Action – Continue to the August 15, 2011 Council Meeting

3. First Reading of An Ordinance Amending Chapters 4 and 10 of the Excelsior City Code Pertaining to Outdoor Music

Action – Continue to the August 15, 2011 Council Meeting

4. City Manager Review

Action – Satisfactory Performance Review

5. Special Event Permit for Open House at 404 Second Street – Brandow Creative, Inc.

Action – Approve Special Event Permit for Open House

6. Payment Request #1 for Excelsior Parkland Soil Cover Project

Action – Approve Payment Request #1 to Frattalone Companies, Inc. for \$279,662.27 to be Reimbursed from Hennepin County Grant

7. Monthly Building Permit Report – July 2011

Action – Accept for Filing

8. Heritage Preservation Commission Minutes for Filing – June 21, 2011

Action – Accept for Filing

6. AGENDA APPROVAL

b. Consent Agenda – (Continued)

9. Second Quarter Code Enforcement Report

Action – Accept for Filing

7. PUBLIC HEARINGS

a. None

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

a. 2012 Budget – South Lake Minnetonka Police Department – Police Chief Bryan Litsey

Police Chief Bryan Litsey, South Lake Minnetonka Police Department,
addressed the City Council.

Miller moved, Olson seconded, to approve the proposed 2012 South Lake Minnetonka Police Department’s Operating Budget of \$2,035,700 with Excelsior’s contribution being \$571,079. Motion carried 4/0.

8. PETITIONS, REQUESTS and COMMUNICATIONS

a. Update on Status of Proposed Charter Amendment

City Attorney Staunton provided an update on the status of the proposed charter amendment. No Council action was required.

9. ORDINANCES and RESOLUTIONS

a. Second Reading and Adoption of Ordinance No. 470 - An Ordinance to Amend Articles 2, 50, 51, 52, 53, 54, and 55, Pertaining to Zoning Regulations and Uses Allowing Microbreweries as a Conditional Use in Business Districts

Miller moved, Fulkerson seconded, to waive the second reading and adopt Ordinance No. 470 - An Ordinance to Amend Articles 2, 50, 51, 52, 53, 54, and 55, Pertaining to Zoning Regulations and Uses Allowing Microbreweries as a Conditional Use in Business Districts. Motion carried 4/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

a. 2012 Budget – South Lake Minnetonka Police Department – Police Chief Bryan Litsey

This item was moved up on the agenda before Item 8(a) during agenda approval.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

b. Park and Recreation Commission

1. Request to Rename Excelsior Parkland – Peter Studer

Peter Studer, 604 Glencoe Road, addressed the City Council.

Miller moved, Fulkerson seconded, to direct staff to draft a resolution to be placed on the Consent Agenda of the August 15, 2011 Council meeting to rename Excelsior Parkland to "Excelsior Studer Park". Motion carried 4/0.

11. UNFINISHED BUSINESS

a. First Reading of An Ordinance to Amend Section 16-40 – Deposits of Snow or Ice from Private Property onto Public Right-of-Way and Request for Proposal

The City Council directed staff to send out the request for proposal for the downtown snow removal after staff looks into what implications the proposed charter amendment may have on providing the services outlined in the request for proposal.

The Council and staff discussed sending out a postcard to invite residents to attend a meeting to discuss the proposed snow removal ordinance.

12. NEW BUSINESS

a. Set Date for Special Election on Proposed Charter Amendment

The Council directed staff to bring back a sample ballot to the August 15, 2011 Council meeting with the proposed date of Tuesday, October 11, 2011 for the Special Election.

b. Schedule City Council Work Session(s)

Miller moved, Olson seconded, to schedule a Council Work Session for Monday, August 8, 2011 at 6:30 p.m. Motion carried 4/0.

Miller moved, Olson seconded, to schedule a Work Session for Monday, August 15, 2011 at 6:00 p.m. Motion carried 4/0.

13. ADJOURNMENT

Fulkerson moved, Olson seconded, to adjourn the meeting at 10:15 p.m.
Motion carried 4/0.

Respectfully submitted,

Cheri Johnson
City Clerk