

City of Excelsior  
Hennepin County, Minnesota

MINUTES  
EXCELSIOR CITY COUNCIL MEETING

Tuesday, January 17, 2012

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 Caron, Olson, Miller, and Mayor Ruehl

Absent: Councilmember Fulkerson

Also Present: City Manager Luger, City Attorney Staunton, City Planner Richards, City Engineer Dawley, Public Works Superintendent Wisdorf, and City Clerk Johnson

3. APPROVAL OF MINUTES

a. City Council Work Session Meeting of January 3, 2012

Olson moved, Caron seconded, to approve the Minutes of the City Council Work Session meeting of January 3, 2012. Motion carried 4/0/1 with Fulkerson abstaining.

b. Regular City Council Meeting of January 3, 2012

Olson moved, Caron seconded, to approve the Minutes of the Regular City Council meeting of January 3, 2012. Motion carried 4/0/1 with Fulkerson abstaining.

4. OPEN FORUM

None

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

Hockey Day Minnesota on Saturday, January 21, 2012 has been moved from The Commons to Pagel Hockey Center in Minnetonka.

The North American Pond Hockey Tournament will be held Friday, January 20 through Sunday, January 22, 2012 in Excelsior Bay.

6. AGENDA APPROVAL

a. Meeting Agenda

Item 6(b)10, Extension of Environmental Response Fund Grant was added to the Consent Agenda.

Fulkerson moved, Olson seconded, to approve the meeting agenda as amended. Motion carried 5/0.

b. Consent Agenda

Fulkerson moved, Miller seconded, to approve the Consent Agenda as amended. Motion carried 5/0.

1. Verified Claims

Action - Approve for Payment in the Amount of \$931,206.33, EFT Checks 501 to 504 and Manual Checks #76791 through #76841

2. Environmental Response Fund Grant Contract Extension

Action - Approve Amendment No. 2 to Contract No. A082582 and Authorize Mayor and City Manager to Execute Amendment

3. 2012 Public Works Capital Improvement and Equipment Plan

Action - Approve 2012 Public Works Capital Improvement and Equipment Plan

4. Ratify Resolution No. 2012-05 - A Resolution Establishing Rates for Surface Water Management Quality Utilities

Action - Ratify Resolution No. 2012-05 - A Resolution Establishing Rates for Surface Water Management Quality Utilities

5. Resolution No. 2012-06 - A Resolution Designating the Mornings of December 24 and December 31, 2012 as a Floating Holiday

Action - Adopt Resolution No. 2012-06 - A Resolution Designating the Mornings of December 24 and December 31, 2012 as a Floating Holiday

6. Agreement with AEM Financial Services LLC for Financial Services

Action - Authorize Mayor and City Manager to Execute Renewal Agreement with AEM Financial Services LLC

7. Final Payment Request for 2011 Sanitary Sewer Lining Project

Action - Approve Final Payment to Instituform Technologies USA, Inc. in the Amount of \$6,597.48

6. AGENDA APPROVAL

b. Consent Agenda – (Continued)

8. Planning Commission Minutes for Filing — December 6, 2011

Action – Accept for Filing

9. Park and Recreation Commission Minutes for Filing – December 13, 2011

Action – Accept for Filing

10. Environmental Response Fund Grant Contract Extension

Action – Approve Amendment No. 1 to Contract No. A092060 and Authorize Mayor and City Manager to Execute Amendment

7. PUBLIC HEARINGS

a. None

8. PETITIONS, REQUESTS and COMMUNICATIONS

a. Request to Host a Concours d’Elegance Event – J. Marie Fieger and Randy Guyer

J. Marie Fieger and Randy Guyer presented a proposal to host a Concours d’Elegance Event in Excelsior in 2013.

b. Temporary Liquor License for Church Function, March 17, 2012 – St. John the Baptist Church

Olson moved, Fulkerson seconded, to approve the issuance of a Temporary On Sale Intoxicating Liquor License to St. John the Baptist Church for a church function on Saturday, March 17, 2012 upon receipt of the license fee. Motion carried 5/0.

9. ORDINANCES and RESOLUTIONS

a. A Resolution Establishing Fee for Temporary On Sale Liquor License

Caron moved, Olson seconded, to adopt Resolution No. 2012-07 – A Resolution Establishing Fees for Temporary On-Sale Intoxicating Liquor Licenses on Private/Public Property. Motion carried 5/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

a. Planning Commission

1. Design Standards Amendment for 404 Second Street - Brandow

Miller moved, Olson seconded, to adopt Resolution No. 2012-08 – A Resolution Providing Design Standards Amendment Approval to Allow for a Gate/Fence at the Rear Plaza of 404 Second Street as amended. Motion carried 5/0.

11. UNFINISHED BUSINESS

a. Recommendations for Evaluating and Prioritizing City Services

Bob Bolles, 229 George Street, addressed the City Council.

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

Thom Loftquist, 740 Pleasant Street, addressed the City Council.

Olson moved, Caron seconded, to direct the City Manager to move forward with implementing the recommendations that were outlined in the staff report on evaluating and prioritizing City services with the exception of the change in office hours. Motion carried 5/0.

b. Sandall Marketing Proposal

Fulkerson moved, Olson seconded, to establish a subcommittee for the Sandall Marketing Study and appoint the list of representatives presented by Mayor Ruehl and Councilmember Caron to serve on the Sandall Marketing Study Subcommittee. Motion carried 5/0.

c. Enforcement of Parking Regulations in Downtown Area

The Council directed staff to return the City's portion of the ticket to anyone who the South Lake Minnetonka Police Department (SLMPD) can identify were ticketed and towed when they were parked in the incorrectly identified designated overnight parking area.

The Council decided that the preferred method for enforcement would be to leave the ordinance as it is written and direct the SLMPD to issue warnings the first two weeks of November and then tow after any subsequent violations. The Council also requested that staff look at ways to better inform residents and businesses about the winter parking regulations before next November.

12. NEW BUSINESS

- a. Request for Extension of Contract for Refuse Services – Allied Waste Services

Olson moved, Fulkerson seconded, to approve the extension of the contract for refuse services with Allied Waste Services through December 31, 2016, and authorize the Mayor and City Manager to execute the contract extension. Motion carried 5/0.

- b. Proposal for Third Street Fire Lane – WSB & Associates, Inc.

Caron moved, Olson seconded, to continue this agenda item to the February 21, 2012 Council meeting, with direction to staff that any work until that time be billed under the general contract for services between WSB & Associates, Inc. and the City of Excelsior. Motion carried 5/0.

- c. Proposal for Complying with MS4 Requirements – WSB & Associates, Inc.

Fulkerson moved, Olson seconded, to approve the Proposal for Completing 2011 Annual Reporting Activities for Complying with MS4 Requirements from WSB & Associates, Inc. for a cost not-to-exceed \$1,900.00. Motion carried 5/0.

- d. Schedule City Council Work Session(s)

Caron moved, Olson seconded, to change the starting time for the City Council's February 6, 2012 Work Session from 6:00 p.m. to 5:30 p.m. and schedule a Council Work Session for Tuesday, February 21, 2012 at 5:30 p.m. Motion carried 5/0.

13. ADJOURNMENT

Olson moved, Fulkerson seconded, to adjourn the meeting at 9:38 p.m. Motion carried 5/0.

Respectfully submitted,

Cheri Johnson  
City Clerk