

City of Excelsior
Hennepin County, Minnesota

MINUTES
EXCELSIOR CITY COUNCIL MEETING

Monday, October 1, 2012

Council Chambers

7:00 p.m.

1. CALL TO ORDER

Mayor Ruehl called the meeting to order at 7:08 p.m.

2. ROLL CALL

Present: Councilmembers Caron, Fulkerson, Miller, and Mayor Ruehl

Absent: Councilmember Olson

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

3. APPROVAL OF MINUTES

a. City Council Work Session Meeting of September 17, 2012

Caron moved, Miller seconded, to approve the Minutes of the City Council Work Session Meeting of September 17, 2012 as amended. Motion carried 3/0/1, with Fulkerson abstaining.

b. Regular City Council Meeting of September 17, 2012

Caron moved, Miller seconded, to approve the Minutes of the Regular City Council Meeting of September 17, 2012. Motion carried 3/0/1, with Fulkerson abstaining.

c. City Council Work Session Meeting of September 24, 2012

Caron moved, Miller seconded, to approve the Minutes of the City Council Work Session Meeting of September 24, 2012. Motion carried 4/0.

4. OPEN FORUM

Andrew Morrow, 5935 Galpin Lake Road, Shorewood, discussed the possibilities of creating a trail and pedestrian connection between the cities of Shorewood and Excelsior.

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

Miller provided an update on the items that were discussed at the Excelsior Fire District Board meeting regarding new recruits, emergency management training for city council members, possible changes to Hennepin County Dispatch services, updates to ISO ratings, and full 360 degree review for Fire Chief.

The City's Fall Leaf Pickup is scheduled for Saturday, November 10, 2012.

6. AGENDA APPROVAL

a. Meeting Agenda

Item 8(b) - Request to Waive Ballfield Permit Fee – South Tonka Little League was added to the agenda and the order of the items were rearranged to group like topics together. Miller moved, Fulkerson seconded, to approve the meeting agenda as amended. Motion carried 4/0.

b. Consent Agenda

Fulkerson moved, Miller seconded, to approve the consent agenda. Motion carried 4/0.

1. Verified Claims

Action - Approve for Payment in the Amount of \$101,215.44, EFT Checks 613 to 616 and Manual Checks #77676 – 77715

2. Special Event Permit for Halloween Parade – Excelsior Elementary School

Action – Approve Issuance of Special Event Permit for Halloween Parade

3. Cancel Special City Council Meeting for October 5, 2012

Action - Cancel Special City Council Meeting for October 5, 2012

4. Resolution No. 2012-50 – A Resolution Setting Fees for License and Permits to Establish Fee Structure for Recording

Action – Adopt Resolution No. 2012-50 – A Resolution Setting Fees for License and Permits to Establish Fee Structure for Recording

5. Resolution No. 2012-51 - A Resolution Appointing Election Judges for November 6, 2012 General Election

Action – Adopt Resolution No. 2012-51 - A Resolution Appointing Election Judges for November 6, 2012 General Election

6. AGENDA APPROVAL

b. Consent Agenda – (Continued)

6. Resolution No. 2012-52 - A Resolution Authorizing The Application For Metropolitan Council Municipal Publicly Owned Infrastructure Inflow/Infiltration Grant Program

Action – Adopt Resolution No. 2012-52 - A Resolution Authorizing the Application for Metropolitan Council Municipal Publicly Owned Infrastructure Inflow/Infiltration Grant Program

7. Maintenance Agreement with Minnehaha Creek Watershed District for the Point in The Commons

Action – Approve Maintenance Agreement with Minnehaha Creek Watershed District for the Point in The Commons and authorize the City Manager to Execute Said Agreement

8. Award Contract for Replacing the Roof on the Water Plant

Action – Accept Bid Proposals and Award Contract to Central Roofing at a Cost Not-to-Exceed \$39,583, to be Funded from the Water Fund

9. Heritage Preservation Commission Minutes for Filing – August 21, 2012

Action – Accept for Filing

8. PETITIONS, REQUESTS and COMMUNICATIONS

- a. Hennepin County Board Update – Jan Callison, Hennepin County Commissioner

Jan Callison, Hennepin County Commissioner, addressed the City Council.

7. PUBLIC HEARINGS

- a. Proposed Ordinance to Amend the City Charter

Mayor Ruehl opened the public hearing at 7:40 p.m.

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

Mayor Ruehl closed the public portion of the meeting at 7:48 p.m.

Caron moved, Fulkerson seconded, to waive the first reading of An Ordinance to Amend the Excelsior City Charter to Add Chapter IX – Finances and schedule a second reading and continued public hearing for October 12, 2012 beginning at 11:45 am. Motion carried 4/0.

9. ORDINANCES and RESOLUTIONS

- a. Second Reading and Adoption of Ordinance No. 489 - An Ordinance for Financial Reporting

Fulkerson moved, Caron seconded, to waive the second reading and adopt Ordinance No. 489 – An Ordinance to Amend Chapter 2 - Administration, Article V - Finance of the Excelsior City Code of Ordinances to Add Financial Reporting Requirements. Motion carried 4/0.

11. UNFINISHED BUSINESS

- a. Petition for Proposed Amendments to the City of Excelsior Charter

No action required.

12. NEW BUSINESS

- a. League of Women Voter South Tonka Charter Amendment Forum

No action required.

8. PETITIONS, REQUESTS and COMMUNICATIONS

- b. Request to Waive Ballfield Permit Fee – South Tonka Little League

John Beattie, Chair of the Park and Recreation Commission, addressed the City Council.

Tom Wolfe, Park and Recreation Commissioner, addressed the City Council.

Miller moved, Caron seconded, to approve issuance and waive the fee for a ballfield permit to the South Tonka Little League to hold baseball games in The Commons on October 6, 7, 13, and 14. Motion carried 4/0.

9. ORDINANCES and RESOLUTIONS

- b. Second Reading and Adoption of Ordinance No. 490 - An Ordinance to Amend Chapter 4, Section 4-63 to Increase the Number of Liquor Licenses

Miller moved, Caron seconded, to waive the second reading and adopt Ordinance No. 490 - An Ordinance to Amend Chapter 4, Section 4-63 to Increase the Number of Liquor Licenses. Motion carried 4/0.

- c. Second Reading and Adoption of Ordinance No. 491 - An Ordinance to Amend Article 15, Non-conforming Buildings, Structures, and Uses of Appendix E of the Excelsior City Code of Ordinances Related to Non-Conforming Uses and Structures

Sara Gibson, City Intern, addressed the City Council.

9. ORDINANCES and RESOLUTIONS

c. Second Reading and Adoption of Ordinance No. 491 - (Continued)

Miller moved, Fulkerson seconded, to waive the second reading and adopt Ordinance No. 491 - An Ordinance to Amend Article 15, Non-conforming Buildings, Structures, and Uses of Appendix E of the Excelsior City Code of Ordinances Related to Non-Conforming Uses and Structures. Motion carried 4/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

a. None

11. UNFINISHED BUSINESS

b. Hourly Restrictions on Construction Activity

The Council directed staff to draft an ordinance to amend the hourly restrictions on construction activity and the language to approve exceptions for the October 15, 2012 Council meeting.

13. ADJOURNMENT

Fulkerson moved, Miller seconded, to adjourn the meeting at 9:46 p.m. Motion carried 4/0.

Respectfully submitted,

Cheri Johnson
City Clerk