

City of Excelsior
Hennepin County, Minnesota

MINUTES
EXCELSIOR CITY COUNCIL MEETING

Monday, November 19, 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, Olson, and Mayor Ruehl

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

3. APPROVAL OF MINUTES

a. City Council Work Session Meeting of November 5, 2012

Fulkerson moved, Olson seconded, to approve the Minutes of the City Council Work Session Meeting of November 5, 2012. Motion carried 5/0.

b. Regular City Council Meeting of November 5, 2012

Caron moved, Fulkerson seconded, to approve the Minutes of the Regular City Council Meeting of November 5, 2012. Motion carried 4/0.

c. Canvassing Board Meeting of November 10, 2012

Caron moved, Olson seconded, to approve the Minutes of the Canvassing Board Meeting of November 10, 2012. Motion carried 4/0.

4. OPEN FORUM

None

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

The Council thanked Fire Chief Gerber for his contribution in assisting with emergency management operations on the east coast following Hurricane Sandy.

Mayor Ruehl reported that he had pardoned two turkeys as part of the Turkey Trot Event that was held on Sunday, November 18, 2012.

Christkindlmarkt is Friday, November 23rd through Sunday, November 25th.

6. AGENDA APPROVAL

a. Meeting Agenda

Caron moved, Olson seconded, to approve the meeting agenda. Motion carried 5/0.

b. Consent Agenda

Fulkerson moved, Caron seconded, to approve the consent agenda. Motion carried 5/0.

1. Verified Claims

Action - Approve for Payment in the Amount of \$141,861.62, EFT Checks 632 to 636 and Manual Checks #77836 to 77922, EFT Checks 77837-77882 Voided Due to Printer Malfunction

2. 2012 Audit Proposal – Abdo, Eick & Meyers, LLP

Action – Accept 2012 Audit Proposal from Abdo, Eick & Meyers, LLP

3. 1st Reading of An Ordinance to Amend Appendix E – Residential Design Standards – *Remove Item from Agenda Until Council Has Time to Address*

Action – Remove 1st Reading of An Ordinance to Amend Appendix E – Residential Design Standards from Agenda

4. Monthly Financial Report – October 2012

Action – Accept for Filing

5. Planning Commission Minutes for Filing – October 2, 2012

Action – Accept for Filing

6. Park and Recreation Commission Minutes for Filing – October 9, 2012

Action – Accept for Filing

7. PUBLIC HEARINGS

a. None

8. PETITIONS, REQUESTS and COMMUNICATIONS

- a. Request for Special Assessment – MN Inboard, 720 Galpin Lake Rd.

Miller moved, Olson seconded to adopt Resolution No. 2012-60 – A Resolution Approving Assessment for 712/734 Galpin Lake Road, for a not-to-exceed amount of \$30,000. Motion carried 5/0.

Miller moved, Olson seconded, to adopt Amendment to Developer's Agreement for 712/734 Galpin Lake Road. Motion carried 5/0.

9. ORDINANCES and RESOLUTIONS

- a. Second Reading and Adoption of Ordinance No. 493 - An Ordinance to Amend Chapter 16, Article II, Sec. 16-102 and 16-104 of the Excelsior Code of Ordinances

Caron moved, Fulkerson seconded, to waive the second reading and adopt Ordinance No. 493 - An Ordinance to Amend Chapter 16, Article II, Sec. 16-102 and 16-104 of the Excelsior Code of Ordinances as amended. Motion carried 5/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

- a. Planning Commission

1. Variance from Ordinary High Water Level Setback of Lake Minnetonka per Appendix E, Article 60, Sec. 60-4 of the Excelsior City Code to Build a Pergola Over Existing Patio at 3 Maclynn Road, P.I.D.# 35-117-23-12-0019 – Nina Giovanelli

Mayor Ruehl opened the public hearing at 7:20 p.m. Hear no comments, Mayor Ruehl closed the public hearing.

Miller moved, Olson seconded, to adopt Resolution No. 2012-61 – A Resolution Granting a Variance from the Ordinary High Water Level of Lake Minnetonka Setback at 3 Maclynn Road. Motion carried 5/0.

11. UNFINISHED BUSINESS

- a. None

12. NEW BUSINESS

- a. Sandall Marketing Report

Laura Sandall and Kate Kerfoot, Sandall Marketing, gave a presentation on the final report of the Excelsior Renaissance Project.

12. NEW BUSINESS

a. Sandall Marketing Report – (Continued)

Marianne Stebbins, 119 Grove Street, addressed the City Council.

Cindy Olson, 1 Third Street, addressed the City Council.

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

Caron moved, Fulkerson seconded, to accept the Sandall Marketing Report as presented. Motion carried 5/0.

b. Accept Resignation and Declare Vacancy on Heritage Preservation Commission

Caron moved, Olson seconded, to accept the resignation from Becca Sanders, declare a vacancy on the Heritage Preservation Commission, and direct staff to advertise for Citizen Inquiry Forms to be submitted no later than Tuesday, January 15, 2013 so the City Council can make the appointment at the February 4, 2013 Council meeting. Motion carried 5/0.

c. Schedule Special Council Meeting for Hotel Project

Matt Stoen, 233 First Street, addressed the City Council.

The Council decided not to schedule a special meeting at this time.

13. ADJOURNMENT

Caron moved, Olson seconded, to adjourn at 8:40 p.m. Motion carried 5/0.

Respectfully submitted,

Cheri Johnson
City Clerk