

City of Excelsior
Hennepin County, Minnesota

MINUTES
EXCELSIOR CITY COUNCIL MEETING

Monday, December 3, 2012

Council Chambers

7:00 p.m.

1. CALL TO ORDER

Mayor Ruehl called the meeting to order at 7:10 p.m.

2. OATH OF OFFICE

Mayor Ruehl administered the Oath of Office to new Councilmember, John Beattie.

3. ROLL CALL

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

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

4. APPROVAL OF MINUTES

a. City Council Work Session Meeting of November 19, 2012

Fulkerson moved, Caron seconded, to approve the Minutes of the City Council Work Session Meeting of November 19, 2012. Motion carried 5/0.

b. Regular City Council Meeting of November 19, 2012

Caron moved, Fulkerson seconded, to approve the Minutes of the Regular City Council Meeting of November 19, 2012. Motion carried 5/0.

5. OPEN FORUM

None

6. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

The Excelsior Fire District Board met on Wednesday, November 28th. Fire Chief Gerber reported on his work on the east coast following Hurricane Sandy. A report was also given regarding Chief Gerber's performance over the past year, which was favorable.

6. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS – (Continued)

The Coordinating Committee for the South Lake Minnetonka Police Department (SLMPD) met on Thursday, November 29th. The records management system that has been in the works is in place and will go live on Wednesday, December 5th. Police Chief Litsey had his annual performance review, which was found to be satisfactory.

The Lake Minnetonka Communication Commission (LMCC) Board met on November 20th. An independent assessment was conducted on the cable system and it received a seven out of a possible ten.

The Excelsior Fire District Board, SLMPD Coordinating Committee, and LMCC Board meetings can be viewed on the LMCC's website.

7. AGENDA APPROVAL

a. Meeting Agenda

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

b. Consent Agenda

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

1. Verified Claims

Action - Approve for Payment in the Amount of \$46,261.94, EFT Checks 637 to 644 and Manual Checks #77927 to 77973

2. 2013 Insurance – Monetary Limits on Municipal Tort Liability

Action – Do Not Waive the Monetary Limits on Municipal Tort Liability

3. 1st Resolution Approving Execution of License Agreement with Hennepin County

Action – Adopt Resolution No. 2012-62 – A Resolution Approving Execution of License Agreement with Hennepin County

4. Proposal for Preparing Plans and Specifications for Park Lift Station Replacement

Action – Approve Proposal from WSB & Associates for Preparation of Plans and Specifications for Park Lift Station Replacement

7. AGENDA APPROVAL

b. Consent Agenda – (Continued)

5. Easement Agreement for 148 West Lake Street

Action – Approve Easement Agreement and Authorize the Mayor and City Manager to Execute Upon Payment for Easement

6. Monthly Building Permit Report – November 2012

Action – Accept for Filing

7. Heritage Preservation Commission Minutes for Filing – October 16, and October 30, 2012

Action – Accept for Filing

8. PUBLIC HEARINGS

a. Presentation of 2013 General Fund Budget and 2012 Property Tax Levy Collectible 2013 and Acceptance of Public Comments

Finance Officer Tumberg gave a PowerPoint Presentation on the 2013 General Fund Budget and 2012 Property Tax Levy Collectible.

Mayor Ruehl opened the meeting for public comments. No comments were received.

9. PETITIONS, REQUESTS and COMMUNICATIONS

a. None

10. ORDINANCES and RESOLUTIONS

a. A Resolution Certifying 2012 Property Tax Levy Collectable 2013

Beattie moved, Miller seconded, to adopt Resolution No. 2012-63 - A Resolution Certifying 2012 Property Tax Levy Collectible 2013. Motion carried 5/0.

b. A Resolution of the Excelsior City Council Setting the 2013 Budget

Fulkerson moved, Beattie seconded, to adopt Resolution No. 2012-64 -A Resolution of the Excelsior City Council Setting the 2013 Budget. Motion carried 5/0.

10. ORDINANCES and RESOLUTIONS

- c. A Resolution Approving the 2013 General Fund Long Term Financial Plan

Beattie moved, Fulkerson seconded, to adopt Resolution No. 2012-65 - A Resolution of the Excelsior City Council Approving 2013 General Fund Long Term Financial Plan. Motion carried 5/0.

11. REPORTS of OFFICERS, BOARDS, and COMMITTEES

- a. None

12. UNFINISHED BUSINESS

- a. Schedule Special Council Meeting for Hotel Project

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

13. NEW BUSINESS

- a. Stipulation for Parking Lot Registration

Miller moved, Fulkerson seconded, to approve the Settlement Agreement and Agreement Regarding Prescriptive Rights and authorize the Mayor and City Manager to execute said documents.

- b. 2013 Residential Dock/Buoy/Slide Rates

Beattie moved, Fulkerson seconded, to increase the 2013 Residential Dock/Buoy/Slide rates 3% and the Canoe/Kayak rates 10%. Motion carried 5/0.

- c. Schedule City Council Work Session for December 17, 2012

Beattie moved, Caron seconded, to schedule a City Council Work Session for 6:00 p.m. on Monday, December 17, 2012. Motion carried 5/0.

14. ADJOURNMENT

Fulkerson moved, Beattie seconded, to adjourn at 8:17 p.m. Motion carried 5/0.

Respectfully submitted,

Cheri Johnson
City Clerk