

City of Excelsior
Hennepin County, Minnesota

MINUTES
EXCELSIOR CITY COUNCIL MEETING

Monday, June 3, 2013

Council Chambers

7:00 p.m.

1. CALL TO ORDER

Mayor Gaylord called the meeting to order at 7:00 p.m.

2. ROLL CALL

Present: Councilmembers Beattie, Fulkerson, Miller, and Mayor Gaylord

Absent: Councilmember Caron

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

3. APPROVAL OF MINUTES

a. City Council Work Session Meeting of May 20, 2013

Beattie moved, Fulkerson seconded, to approve the Minutes of the City Council Work Session Meeting of May 20, 2013. Motion carried 4/0.

b. Regular City Council Meeting of May 20, 2013

Fulkerson moved, Beattie seconded, to approve the Minutes of the Regular City Council Meeting of May 20, 2013. Motion carried 4/0.

4. OPEN FORUM

None

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

6. AGENDA APPROVAL

a. Meeting Agenda

Item 12(a) – 2014 Lake Minnetonka Conservation District Budget was moved up on the agenda to follow Item 8(a). Beattie moved, Miller 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.

6. AGENDA APPROVAL

b. Consent Agenda – (Continued)

1. Verified Claims

Action - Approve for Payment in the Amount of \$81,918.47, EFT Check 721 to 727 and Manual Checks 78517 to 78571

2. Proposal to Conduct Fee Study

Action – Approve Proposal from Abdo, Eick & Meyers to Conduct a Fee Study for a Cost Not-to-Exceed \$7,900 to be Funded from the General Fund Reserves

3. Resolution No. 2013-30 – A Resolution for Licenses and Permits to Establish Fee Structure for Commercial Mechanical Permits

Action – Adopt Resolution No. 2013-30 – A Resolution for Licenses and Permits to Establish Fee Structure for Commercial Mechanical Permits

4. Heritage Preservation Commission Minutes for Filing – April 16, 2013

Action – Accept for Filing

7. PUBLIC HEARINGS

a. Storm Water Pollution Prevention Program Plan (SWPPP)

Jeff Peters, WSB & Associates, Inc., presented an overview of the City’s 2012 Storm Water Pollution Prevention Program Plan (SWPPP).

Mayor Gaylord opened the meeting for public comments at 7:07 p.m. Hearing no comments, Mayor Gaylord closed the public comment period.

8. PETITIONS, REQUESTS and COMMUNICATIONS

a. Amendment to Special Event Permit for Apple Day Event to Add Street Dance – Bill Damberg, Excelsior-Lake Minnetonka Chamber of Commerce

Bill Damberg, Brightwater Clothing and Excelsior-Lake Minnetonka Chamber of Commerce Boardmember, addressed the City Council.

Aaron Thompson, Excelsior Real Estate and Excelsior-Lake Minnetonka Chamber of Commerce Boardmember, addressed the City Council.

The Council directed Damberg, Thompson, and staff to work out the details for the street dance and bring back a final proposal for Council approval.

12. NEW BUSINESS

- a. 2014 Lake Minnetonka Conservation District Budget

Jeff Morris, the City of Excelsior's representative on the Lake Minnetonka Conservation District (LMCD) Board of Directors, addressed the City Council.

Beattie moved, Miller seconded, to direct the City's LMCD representative to vote for budget option 1 for the 2014 LMCD budget. Motion carried 3/1, with Miller voting nay.

9. ORDINANCES and RESOLUTIONS

- a. Second Reading and Adoption of Ordinance No. 498 - An Ordinance Granting Centerpoint Energy Resources Corp., D/B/A Centerpoint Energy Minnesota Gas ("Centerpoint Energy"), Its Successors and Assigns, a Nonexclusive Franchise to Construct, Operate, Repair and Maintain Facilities and Equipment for the Transportation, Distribution, Manufacture and Sale of Gas Energy for Public and Private Use and to Use the Public Ways and Grounds of the City of Excelsior, Hennepin County, Minnesota, for Such Purpose; and, Prescribing Certain Terms and Conditions Thereof

Beattie moved, Fulkerson seconded, to waive the second reading and adopt Ordinance No. 498 - An Ordinance Granting Centerpoint Energy Resources Corp., D/B/A Centerpoint Energy Minnesota Gas ("Centerpoint Energy"), Its Successors and Assigns, a Nonexclusive Franchise to Construct, Operate, Repair and Maintain Facilities and Equipment for the Transportation, Distribution, Manufacture and Sale of Gas Energy for Public and Private Use and to Use the Public Ways and Grounds of the City of Excelsior, Hennepin County, Minnesota, for Such Purpose; and, Prescribing Certain Terms and Conditions Thereof. Motion carried 4/0.

- b. Second Reading and Adoption of Ordinance No. 499 - An Ordinance Implementing a Franchise Fee on Centerpoint Energy Resources Corp., d/b/a CenterPoint Energy Minnesota Gas for Providing Gas Service Within the City of Excelsior

Beattie moved, Fulkerson seconded, to waive the second reading and adopt Ordinance No. 499 - An Ordinance Implementing a Franchise Fee on Centerpoint Energy Resources Corp., d/b/a CenterPoint Energy Minnesota Gas for Providing Gas Service Within the City of Excelsior. Motion carried 4/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

- a. None

11. UNFINISHED BUSINESS

a. Residential Design Standards Ordinance

Beattie moved, Miller seconded, to send the Design Standards Ordinance back to the Planning Commission to conduct a public hearing on the proposed changes to the ordinance. Motion carried 4/0.

12. NEW BUSINESS

a. 2014 Lake Minnetonka Conservation District Budget

This item was moved up on the agenda to follow Item 8(a).

13. ADJOURNMENT

Beattie moved, Miller seconded, to adjourn at 8:12 p.m. Motion carried 4/0.

Respectfully submitted,

Cheri Johnson
City Clerk