

City of Excelsior  
Hennepin County, Minnesota

MINUTES  
EXCELSIOR CITY COUNCIL MEETING

Monday, July 29, 2013

Council Chambers

7:00 p.m.

1. CALL TO ORDER

Mayor Gaylord called the meeting to order at 7:11 p.m.

2. ROLL CALL

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

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

3. APPROVAL OF MINUTES

a. Special City Council Meeting of July 15, 2013

Beattie moved, Fulkerson seconded, to approve the Minutes of the Special City Council meeting of July 15, 2013. Motion carried 5/0.

a. City Council Work Session Meeting of July 15, 2013

Caron moved, Beattie seconded, to approve the Minutes of the City Council Work Session Meeting of July 15, 2013. Motion carried 5/0.

b. Regular City Council Meeting of July 15, 2013

Fulkerson moved, Caron seconded, to approve the Minutes of the Regular City Council Meeting of July 15, 2013. Motion carried 5/0.

4. OPEN FORUM

None

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

Wisdorf gave an update on the 2013 Met Council Sanitary Sewer Forcemain Project.

6. AGENDA APPROVAL

a. Meeting Agenda

Item 6(b)8 – Hennepin County/City of Excelsior Lease Agreement for Voting Equipment was added to the agenda. Beattie moved, Fulkerson seconded, to approve the agenda as amended. Motion carried 5/0.

6. AGENDA APPROVAL

b. Consent Agenda – (Continued)

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

1. Verified Claims

Action - Approve for Payment in the Amount of \$38,656.10, EFT Check 750 to 752 and Manual Checks 78733 to 78756

2. Special Event Permit, Dash for Cash Fundraiser, September 21, 2013

Action – Approve Special Event Permit for Dash for Cash Fundraiser

3. Park Use Permit, Live Band Performance, August 10, 2013 – Trapline

Action – Approve Park Use Permit for Live Band Performance

4. Proposal for Engineering Services for Oak Street Sidewalk Improvements Feasibility Study – WSB & Associates, Inc.

Action – Accept Proposal for Oak Street Sidewalk Improvements Feasibility Study with WSB & Associates at a Cost Not-to-Exceed \$11,004.00

5. Excelsior Code of Ordinances Update – Municipal Code Corporation

Action – Authorize Update of Excelsior Code of Ordinances by Municipal Code Corporation for a Cost Not-to-Exceed \$7,000.00 plus sales tax

6. Request to Extend Water Street Closure to 9:00 p.m. on Thursday, August 15, 2013 – Girls Night Out

Action – Approve Request to Extend Water Street Closure to 9:00 p.m. on Thursday, August 15, 2013

7. Heritage Preservation Commission Minutes for Filing – June 18, 2013

Action – Accept for Filing

8. Hennepin County/City of Excelsior Lease Agreement for Voting Equipment

Action – Authorize the Mayor and City Manager to Execute Hennepin County/City of Excelsior Lease Agreement for Voting Equipment

7. PUBLIC HEARINGS

a. None

8. PETITIONS, REQUESTS and COMMUNICATIONS

a. Request for Boulevard Tree – Marla Mullaney

Fulkerson moved, Caron seconded, to deny Marla Mullaney’s request for the City to pay for half of the cost for a new boulevard tree. Motion carried 5/0.

b. Special Event Permit for Apple of the Lake 5K Fun Run, September 7, 2013 - Excelsior-Lake Minnetonka Chamber of Commerce

Fulkerson moved, Beattie seconded, to approve the Special Event Permit for the 5K Fun Run on September 7, 2013, with registration being capped at 700 participants and with the conditions outlined in the staff report. Motion carried 5/0.

9. ORDINANCES and RESOLUTIONS

a. First Reading of An Ordinance to Amend Chapter 32, Article II, Division 1, Section 32-49 of the Excelsior City Code Pertaining to Parking Restrictions on Galpin Lake Road

Caron moved, Beattie seconded, to waive the first reading of An Ordinance to Amend Chapter 32, Article II, Division 1, Section 32-49 of the Excelsior City Code Pertaining to Parking Restrictions on Galpin Lake Road and schedule the second reading and adoption for the August 19, 2013 Council meeting. Motion carried 5/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

a. 2014 Budget, South Lake Minnetonka Police Department

Bryan Litsey, Police Chief, South Lake Minnetonka Police Department, addressed the City Council.

Beattie moved, Miller seconded, to approve the 2014 South Lake Minnetonka Police Department Operating Budget of \$2,150,100 with Excelsior’s contribution being \$603,172. Motion carried 5/0.

b. Planning Commission

1. Proposed Ordinance to Amend Article 17, General Yard, Lot Area and Building Regulations of Appendix E of the Excelsior City Code of Ordinances Related to Residential Design Standards

Mayor Gaylord opened the public hearing at 8:10 p.m. Hearing no comments, Mayor Gaylord closed the public hearing.

Miller moved, Beattie seconded, to waive the first reading of An Ordinance to Amend Appendix E of the Excelsior City Code of Ordinances to update Article 17, Section 17-5, Building Type and Construction, Related to Updating and Including Design Standards for Single and Multiple Family Structures and schedule the second reading and adoption for the August 19, 2013 Council meeting. Motion carried 5/0.

11. UNFINISHED BUSINESS

- a. Final Design Standard Revisions for New Library at 337 Water Street – Hennepin County

Linda Kane, Senior Project Manager for Hennepin County, addressed the City Council.

Caron moved, Miller seconded, to adopt Resolution No. 2013- 38 - A Resolution Providing Amended Design Standards/Site Plan Approval for The Excelsior Library at 337 Water Street as amended. Motion carried 5/0.

- b. Appointment to Lake Minnetonka Communications Commission

Beattie moved, Caron seconded, to appoint Dave Wahlstedt as the City's representative to the Lake Minnetonka Communication Commission for 2013. Motion carried 5/0.

- c. Trial Program for Refuse in The Commons

Beattie moved, Miller seconded, to end the trial period and direct staff to place refuse containers in the park along the beach and playground as needed and provide a report to the Council at the end of the season on how much the containers were used. Motion carried 5/0.

12. NEW BUSINESS

- a. Request for Extension to Submit Planned Unit Development Final Plan for Hotel Project at 10 Water Street

Beattie moved, Miller seconded, to continue the developer's request for an extension to the August 19, 2013 Council meeting and direct staff to work with the developer's financial consultant on the public improvements. Motion carried 5/0.

13. ADJOURNMENT

Fulkerson moved, Caron seconded, to adjourn at 8:43 p.m. Motion carried 5/0.

Respectfully submitted,

Cheri Johnson  
City Clerk