

City of Excelsior
Hennepin County, Minnesota

MINUTES
EXCELSIOR CITY COUNCIL MEETING

Monday, August 19, 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, Caron, Fulkerson, and Miller
(arrived at 7:09 pm), and Mayor Gaylord

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

3. APPROVAL OF MINUTES

a. Special City Council Meeting of July 29, 2013

Caron moved, Fulkerson seconded, to approve the Minutes of the
Special City Council Meeting of July 29, 2013. Motion carried 4/0.

b. City Council Work Session Meeting of July 29, 2013

Fulkerson moved, Caron seconded, to approve the Minutes of the City
Council Work Session Meeting of July 29, 2013. Motion carried 4/0.

c. Regular City Council Meeting of July 29, 2013

Caron moved, Beattie seconded, to approve the Minutes of the Regular
City Council Meeting of July 29, 2013. Motion carried 4/0.

4. OPEN FORUM

Mayor Gaylord administered the Oath of Office to City Clerk Shirley Murphy.

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 12(b) – Reschedule September Regular City Council Meetings and
Work Sessions was added to the agenda.

Beattie moved, Caron seconded, to approve the agenda as amended.
Motion carried 4/0.

6. AGENDA APPROVAL

b. Consent Agenda

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

1. Verified Claims

Action - Approve for Payment in the Amount of \$197,494.74,
EFT Check 753 to 764 and Manual Checks 78757 to 78850

2. Authorize City Clerk as Authorized Signer on Accounts

Action - Authorize City Clerk as Authorized Signer on Accounts

3. Purchase of 60 Inch Mower

Action - Approve Purchase of 60 Inch Mower from MTI
Distributing for \$7,640.00 Plus Sales Tax

4. 2013 Parking Lot Maintenance Budget and Charges to Property Owners

Action - Approve 2013 Parking Lot Maintenance Budget and
Adopt Resolution No. 2013-39 - A Resolution to Establish Parking
Surcharge Fee for Use of Municipal Parking by Charter Boats

5. Monthly Building Permit Report - July 2013

Action - Accept for Filing

6. Monthly Financial Reports - July 2013

Action - Accept for Filing

7. Planning Commission Meeting Minutes of July 2, 2013 and Special Meeting of July 22, 2013

Action - Accept for Filing

8. Park & Recreation Commission Meeting Minutes of July 9, 2013

Action - Accept for Filing

7. PUBLIC HEARINGS

a. None

8. PETITIONS, REQUESTS and COMMUNICATIONS

a. None

9. ORDINANCES and RESOLUTIONS

- a. Second Reading and Adoption of Ordinance No. 500 - 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

Fulkerson moved, Beattie seconded, to waive the second reading and adopt Ordinance No. 500 - 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. Motion carried 5/0.

- b. Second Reading and Adoption of Ordinance No. 501 - An 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

Caron moved, Beattie seconded, to continue the second reading of Ordinance No. 501 to the next City Council meeting, which will be scheduled later in the meeting, and direct the Planning Commission to review the use of "galvanized" metal as a building finish listed under General Provisions, Section A(1). Motion carried 5/0.

- c. First Reading of An Ordinance to Amend Chapter 4, Section 4-63 to Increase the Number of Off-Sale Liquor Licenses

Beattie moved, Fulkerson seconded, to waive the first reading, as proposed, and directed staff to add the restriction of beer and schedule the second reading for the September 9, 2013 Council meeting. Motion carried 5/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

- a. Planning Commission

1. Conditional Use Permit to Allow a Daycare Facility as an Accessory Use Per Article 45 of Appendix E, Sec. 45-4 for 897 Third Avenue, P.I.D. #35-117-23-13-0034 - Christ Community Church

Mayor Gaylord opened the Public Hearing at 7:26 p.m.

Doris Gripe, Christ Community Church, addressed the Council.

Beattie moved, Fulkerson seconded, to adopt Resolution No. 2013-40 - A Resolution Providing Conditional Use Permit Approval to Allow a Daycare Facility as an Accessory Use at Christ Community Church, 897 Third Avenue. Motion carried 5/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

a. Planning Commission

2. Variance from Maximum Height Requirement Per Article 43 of Appendix E, Sec. 43-7 for a Home Addition at 100 Lake Street, P.I.D. #27-117-23-44-0015 – Mark Gaylord and Lori Anderson

Mayor Gaylord passed the gavel to Acting Mayor Miller and recused himself and left the Council table to sit in the audience.

Acting Mayor Miller opened the public hearing at 7:32 p.m.

Bob Bolles, 229 George Street, addressed the Council.

Hearing no further comments, Acting Mayor Miller closed the public hearing at 7:33 p.m.

Caron moved, Beattie seconded, to adopt Resolution No. 2013-41 – A Resolution Granting a Variance from the Maximum Height Allowance at 100 Lake Street as amended by the City Council. Motion carried 4/0.

Mayor Gaylord returned to the Council table and Acting Mayor Miller returned the gavel to Mayor Gaylord.

3. Design Standards Review and Conditional Use Permit to Allow the Installation of a Roof Sign Per Article 24 of Appendix E for 386 Oak Street, P.I.D. #34-117-23-13-0036 – Aaron Thompson, South Lake Holdings, LLC

Mayor Gaylord opened the public hearing at 7:52 p.m. Hearing no comments, Mayor Gaylord closed the public hearing.

Beattie moved, Fulkerson seconded, to approve the Conditional Use Permit and adopt Resolution No. 2013-42 - A Resolution Providing Design Standards/Site Plan and Conditional Use Permit Approval for 386 Oak Street. Motion carried 5/0.

4. Design Standards Review – Revised Plan – 352 Third Street, P.I.D. #34-117-23-11-0001 and #34-117-23-11-0115 – Mike Seifert, Excelsior 3rd Street Station

Bob Bolles, 229 George Street, addressed the Council.

Beattie moved, Caron seconded, to adopt Resolution No. 2013-43 – A Resolution Providing Design Standards/Site Plan Approval for the Excelsior 3rd Street Station at 352 Third Street. Motion carried 5/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

b. 2014 Budget, Excelsior Fire District

Beattie moved, Caron seconded, to approve the 2014 Excelsior Fire District budget in the amount of \$1,568,508.00 with Excelsior's contribution being \$166,924.00. Motion carried 5/0.

11. UNFINISHED BUSINESS

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

Beattie moved, Miller seconded, to approve the 30 day extension for the developer to submit the Final Plan application for the Planned Unit Development for the Hotel Project at 10 Water Street. Motion carried 5/0.

b. Excelsior Lift Station Landscape Plan

Beattie moved, Fulkerson seconded, to approve the Excelsior Lift Station Landscape Plan utilizing the sumac, autumn joy, and rose glow barberry plants. Motion carried 5/0.

12. NEW BUSINESS

a. Southshore Community Center Committee Report

Council discussed the Southshore Community Center. The Council requested more information on the usage, costs, and future plans for operating the Center.

Fulkerson said that she would gather the information for the September 9, 2013 Council meeting.

b. Reschedule September City Council Regular Meetings and Work Sessions

Beattie moved, Caron seconded, to reschedule the September 3, 2013 Regular Council meeting and Work Session to Monday, September 9, 2013, and reschedule the September 16, 2013 Regular Council meeting and Work Session to Monday, September 23, 2013. Motion carried 5/0.

13. ADJOURNMENT

Fulkerson moved, Caron seconded, to adjourn at 8:59 p.m. Motion carried 5/0.

Respectfully submitted,

Shirley Murphy
City Clerk