

City of Excelsior  
Regular Council Meeting

MINUTES

Tuesday, February 16, 2021

6:30 P.M.

1. CALL TO ORDER

Mayor Carlson called the meeting to order at 6:38 P.M. This meeting was a remote meeting conducted via Zoom.

2. ROLL CALL

City Council: Mayor Carlson and Councilmembers Caron, Dierking, Hersman, and Kurschner

Absent: None

Also Present: City Manager Luger, City Attorney Staunton, City Engineer Dawley, City Planner Becker, Public Works Superintendent Amundsen, Finance Officer Potter, Planning Consultant Richards, and City Clerk Williams

Attorney Staunton stated in accordance with the requirements of Minnesota Statutes Section 13D.021, the Mayor, the City Manager and the City Attorney have determined that an in-person meeting is not practical or prudent because of the "COVID-19 Health Pandemic" emergency declared under Chapter 12 of the Minnesota Statutes. All staff and City Council members will be participating by telephone or other electronic means. All actions votes will be recorded as roll call votes.

3. APPROVAL OF MINUTES

(a) February 1, 2021 Work Session Minutes

Dierking moved, Kurschner seconded, to approve the February 1, 2021 Work Session Minutes. On a roll call vote, Dierking, Caron, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

(b) February 1, 2021 City Council Minutes

Hersman moved, Caron seconded, to approve the February 1, 2021 City Council Minutes with the correction of Mayor Carlson's vote regarding item 8(c). On a roll call vote, Dierking, Caron, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

4. OPEN FORUM

Jeremy Gavin, 20755 Parkview Lane, addressed the Council about use of the ball field.

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

(a) Excelsior-Lake Minnetonka Chamber of Commerce Update

Jen Weiss, Excelsior-Lake Minnetonka Chamber of Commerce, gave an update on upcoming events and future initiatives to support businesses.

(b) City Manager's performance review (Amended)

Mayor Carlson provided an update on the City Manager's performance review.

6. MEET EXCELSIOR

Kelly Morrison, Minnesota House of Representatives, addressed the City Council.

7. AGENDA APPROVAL

(a) Meeting Agenda

Kurschner moved, Hersman seconded, to approve the February 16, 2021 Meeting Agenda. On a roll call vote, Dierking, Caron, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

(b) Consent Agenda

Dierking moved, Kurschner seconded, to approve the February 16, 2021 Consent Agenda. On a roll call vote, Dierking, Caron, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

1. Review Verified Claims under \$20,000 and Approve Verified Claims over \$20,000

Action – Reviewed verified claims under \$20,000 and Approve Verified Claims over \$20,000.

2. Second Reading of Special Event Ordinance Amendment Adding Home Tour Event Ordinance

Action – Waived the second reading and adopt Ordinance No. 623 – An Ordinance to Amend Chapter 10, Article XIV of the Excelsior City Code.

3. Resolution 2021-14 Authorizing Submission of Local Road Improvement Program

Action – Adopt Resolution 2021-14 Authorizing Submission of Local Road Improvement Program

4. Award of Roofing Subcontract for Bandshell Project

Action – Adopt Resolution 2021-17 Awarding a Contract for Roofing Work to be Managed by Gardner Builders, and Assigning that contract to Gardner Builders for the Excelsior Commons Bandshell Project

5. MCWD Maintenance Agreement – Commons Pavilion Project

Action – Authorize execution of the Maintenance Agreement for Stormwater Management Facilities between the Minnehaha Creek Watershed District and the City of Excelsior for the Commons Pavilion Project

(a) 678 Pleasant Street Garage Variances

Carl, Architect of Property, addressed the City Council about the proposed variance.

Caron moved, Dierking seconded, to table this item to later in the meeting. On a roll call vote, Dierking, Caron, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

Dierking moved, Caron seconded, to take the item from the table. On a roll call vote, Dierking, Caron, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

Mark Knapp, Applicant, commented regarding the application.

Kurschner moved to adopt Resolution 2021-09 Approving Variances from the Minimum Required Side and Front Yard Setbacks, Exceeds the Maximum Coverage of all Garage and Accessory Buildings as well as Maximum Wall Height, does not meet the Requirement that a Garage with Non-Street Facing Garage Doors be Recessed at least Six Feet from the Longest Front Wall Plane. Motion failed for the lack of a second.

Kurschner moved, Hersman seconded, to continue this item at the April 5<sup>th</sup> City Council meeting with direction that the architect and applicant work to modify the designs. On a roll call vote, Dierking, Caron, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

(b) Paid Parking Trial on Second and Third Streets

Andrew Punch, 561 3<sup>rd</sup> St, addressed the Council about concerns regarding the paid parking trial.

Kirstin Erwin, Premium Parking, commented regarding the paid parking trial.

Caron moved, Hersman seconded, to authorize City Manager to enter into Service Agreement with Premium Parking for a six-month trial

period to implement paid parking on Second and Third Street, subject to final review of the agreement by City Attorney and with the direction for staff to review the topics discussed by the Council. On a roll call vote, Dierking, Caron, Hersman, and Carlson voted yes. Kurschner voted against the motion. Motion carried 4/1.

9. PETITIONS, REQUESTS and COMMUNICATIONS

(a) Speed Limit Reduction

City Engineer, Morgan Dawley, addressed the Council about the proposed speed limit policy.

Police Chief, Mike Meehan, addressed the Council about the proposed speed limit policy.

10. ORDINANCES and RESOLUTIONS

(a) None

11. REPORTS of OFFICERS, BOARDS, and COMMITTEES

(a) Lafayette and George Fire Lanes

Kurschner moved, Dierking seconded, to adopt Park and Recreation Commission's recommendations with the approval from the Fire District. On a roll call vote, Dierking, Kurschner, Hersman, Caron, and Carlson voted yes. Motion carried 5/0.

(b) Accept Resignation and Appoint Councilmembers to Interview for Advisory Commissions

Caron moved, Dierking seconded, to accept the resignation of Jessica Galow from the Park and Recreation Commission. On a roll call vote, Dierking, Kurschner, Hersman, Caron, and Carlson voted yes. Motion carried 5/0.

Kurschner moved, Dierking seconded, to appoint Mayor Carlson to conduct interviews for the Heritage Preservation Commission, appoint Councilmember Kurschner to conduct interviews for Planning, and appoint Councilmember Caron to conduct interviews for Park and Recreation Commission. On a roll call vote, Dierking, Kurschner, Hersman, Caron, and Carlson voted yes. Motion carried 5/0.

12. UNFINISHED BUSINESS

(a) East Parking Lot – Private Utility Update

City Engineer, Morgan Dawley, addressed the Council about the private utilities within the East Parking Lot.

The Council provided staff with direction to push this project to 2022 and to gather additional information.

13. NEW BUSINESS

(a) Accept Feasibility Report for 2021-2022 Project and Set Public Hearing

Kurschner moved, Caron seconded, to adopt Resolution 2021-16 Receiving Feasibility Report and Calling Public Hearing Regarding 2021 Street and Utility Improvements Project. On a roll call vote, Dierking, Caron, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

(b) Schedule a Strategy Session

Hersman moved, Kurschner seconded, to schedule a strategy session on March 27<sup>th</sup> 9 A.M. to 12 P.M. On a roll call vote, Dierking, Caron, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

14. ADJOURNMENT

Dierking moved, Hersman seconded, to adjourn the meeting at 9:53 P.M. On a roll call vote, Dierking, Kurschner, Hersman, Caron, and Carlson voted yes. Motion carried 5/0.

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Respectfully submitted,  
Nalisha Williams, City Clerk