

City of Excelsior
Regular Council Meeting

MINUTES

Monday, March 15, 2021

6:30 P.M.

1. CALL TO ORDER

Mayor Carlson called the meeting to order at 6:32 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, 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) March 1, 2021 Work Session Minutes

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

(b) March 1, 2021 City Council Minutes

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

4. OPEN FORUM

Craig Hall, 917 Excelsior Boulevard, addressed the Council about the construction project at 925 Excelsior Blvd.

Peter Hartwich, 186 George Street, addressed the Council about affordable housing and the residential review process.

John Gilles, 166 Lindwood Avenue, addressed the Council about the project at 925 Excelsior Boulevard.

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 the business community and events.

(b) Pavilion Update

Tim Amundsen, Public Works Superintendent, gave an update on the Pavilion Project.

Morgan Dawley, City Engineer, addressed the Council about the Pavilion Project.

(c) Spring Clean-Up on Saturday, May 22nd

Mayor Carlson gave an update on Spring Clean-Up.

(d) Dock Rentals and Parking Permits (Amended)

Nalisha Williams, City Clerk, gave an update on dock rentals and parking permits.

(e) Mayor's Announcements (Amended)

Mayor Carlson addressed the Council about the upcoming Mayor's Forum on March 18th, the City Council Strategy Session on March 27th, and yard waste pick-up for residents.

6. MEET EXCELSIOR

(a) Hennepin County Commissioner Chris LaTondresse

Hennepin County Commissioner, Chris LaTondresse, addressed the City Council.

7. AGENDA APPROVAL

(a) Meeting Agenda

Kurschner moved, Dierking seconded, to approve the March 15, 2021 Meeting Agenda with the addition of Item 13(a). On a roll call vote, Dierking, Caron, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

(b) Consent Agenda

Caron moved, Dierking seconded, to approve the consent agenda with items 1,3,4,6,7 and pull items 2 and 5 for a separate vote. 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 Approved Verified Claims over \$20,000.

2. Second Reading of Food Truck Ordinance No. 627

Action – On a roll call vote, Kurschner, Hersman, and Carlson voted yes with the condition of revisiting this ordinance in March 2022. Dierking and Caron voted no. Motion carried 3/2.

3. Easter Egg Hunt Signs

Action – Approved Easter Egg Hunt Signs.

4. Extending Local Emergency

Action – Adopted Resolution No. 2021-22 Extending the Local Emergency Declaration.

5. December Financial Report

Action – Kurschner moved, Dierking seconded, to approve the December Financial Report. On a roll call vote, Dierking, Caron, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

6. Water Street Overlay Improvements Project

Action – Adopted Resolution 2021-23 Receiving Feasibility Report and Calling Public Hearing Regarding Water Street Overlay Improvements Project.

7. Approve Pay Voucher No. 8 2020 Street & Utility Improvement Project

Action – Approved Pay Voucher No. 8.

8. PUBLIC HEARINGS

- (a) 173 Second Street Lot Size Variance and Preliminary and Final Plat

Bill Stoddard, 440 Third Street, Applicant, commented regarding the application.

Peter Hartwich, 186 George Street, addressed the Council with concerns about the proposed variance.

Joan Maher, 905 Excelsior Boulevard, commented regarding the proposed variance.

John Gilles, 166 Linwood Avenue, addressed the Council with concerns about the proposed variance.

Paul Larson, Realtor of 173 Second Street, addressed the Council in favor of the proposed variance.

Kurschner moved, Dierking seconded, to adopt Resolution 2021-01 A Resolution Approving a Variance from the Minimum Lot Area Requirements from the R-2 Single- and Two- Family Zoning District and a Preliminary and Final Plat for the Property Located at 173 Second Street with the discussion of changes made to the conditions. On a roll call vote, Kurschner, Dierking, Hersman, Caron, and Carlson voted yes. Motion carried 5/0.

- (b) 810 Excelsior Boulevard Zoning Text Amendment, Zoning Map Amendment, Lighting and Landscaping Variances, Conditional Use Permit, Administrative Subdivision, Lot Consolidation, and Cemetery and Right-of-Way Vacation

Joan Maher, 905 Excelsior Boulevard, addressed the Council with concerns about the proposed variance.

Peter Hilger, Architect of Property, commented regarding the application.

Caron moved, Hersman seconded to adopt Resolution 2021-18 A Resolution Approving a Zoning Text Amendment, Zoning Map Amendment, Conditional Use Permit, Variances, Design Standards Review, Subdivision, and a Lot Combination. On a roll call vote, Kurschner, Dierking, Hersman, Caron, and Carlson voted yes. Motion carried 5/0.

Caron moved, Dierking seconded, to waive the second reading and adopt Ordinance No. 626 and Resolution 2021-15 A Summary Resolution of Ordinance of No. 626. On a roll call vote, Kurschner, Dierking, Hersman, Caron, and Carlson voted yes. Motion carried 5/0.

Dierking moved, Hersman seconded, to continue the 810 Excelsior Arey Lane and Cemetery Vacations at the April 5, 2021 City Council Meeting. On a roll call vote, Kurschner, Dierking, Hersman, Caron, and Carlson voted yes. Motion carried 5/0.

Caron moved, Dierking seconded, to adopt Resolution 2021-20 A Resolution Vacating the Cemetery Plat and Designation for a Portion of the Oak Hill Cemetery. On a roll call vote, Kurschner, Dierking, Caron, and Carlson voted yes. Hersman voted no. Motion carried 4/1.

(c) 2021 Street and Utility Improvement Project

Becky Jasper, 538 Grace Street, addressed the Council about the 2021 Street and Utility Improvement Project.

Julie Knight, 540 Mill Street, commented on the 2021 Street and Utility Improvement Project.

Peggy Bauer, 805 Hidden Lane, addressed the Council about the 2021 Street and Utility Improvement Project.

Laurel Hoberg, 535 Wheeler Drive, addressed the Council about the 2021 Street and Utility Improvement Project.

Dierking moved, Kurschner seconded, to adopt Resolution 2021-21 A Resolution Ordering Improvements Regarding 2021 Street & Utility Improvements Project. On a roll call vote, Dierking, Carson, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

9. PETITIONS, REQUESTS and COMMUNICATIONS

(a) Concert Series Agreement

Kurschner moved, Dierking seconded to approve the Concert Series Agreement with the modification that the revenue goes to C4C. On a roll call vote, Dierking, Kurschner, Hersman, Caron, and Carlson voted yes. Motion carried 5/0.

(b) Met Council Project and Contract

Dierking moved, Kurschner seconded to adopt Resolution 2021-24 A Resolution Authorizing Agreement with Metropolitan Council Regarding Lift Station L20 Replacement Construction Project and continue discussion on items at upcoming Council meetings. On a roll call vote, Kurschner, Dierking, Hersman, Caron, and Carlson voted yes. Motion carried 5/0.

10. ORDINANCES and RESOLUTIONS

(a) None

11. REPORTS of OFFICERS, BOARDS, and COMMITTEES

(a) None

12. UNFINISHED BUSINESS

(a) East Parking Lot Project - Schedule Update

Dierking moved, Caron seconded to authorize staff to move forward with the bidding of the East Parking Lot Project and request for specification of cost. On a roll call vote, Kurschner, Caron, Hersman, Dierking, and Carlson voted yes. Motion carried 5/0.

13. NEW BUSINESS (Amended)

(a) 4th of July Committee

Kurschner moved, Hersman seconded to appoint Councilmember Caron to the 4th of July Committee. On a roll call vote, Kurschner, Dierking, Hersman, Caron, and Carlson voted yes. Motion carried 5/0.

14. ADJOURNMENT

Dierking moved, Hersman seconded, to adjourn the meeting at 10:44 P.M. On a roll call vote, Dierking, Kurschner, Hersman, Caron, and Carlson voted yes. Motion carried 5/0.

Respectfully submitted,
Nalisha Williams, City Clerk