

City of Excelsior
Regular Council Meeting

MINUTES

Monday, June 5, 2023

6:30 P.M.

1. CALL TO ORDER

Mayor Carlson called the meeting to order at 6:37 P.M.

2. ROLL CALL

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

Absent: None

Also Present: City Manager Luger, Public Works Superintendent Amundsen, City Attorney/Assistant City Manager Staunton, and Community Development Director Mullin

3. APPROVAL OF MINUTES

(a) May 15, 2023 Work Session Minutes

(b) May 15, 2023 City Council Minutes

Councilmember Caron would like to clarify that 5(d) was a comment about the tolling of the bells on the hours in absence of the whistle and clarify that 9(b) did not pass because there was not a super majority vote and that the motion was rescinded in order for the full Council to review.

Tyler moved, Caron seconded, to approve the May 15, 2023 City Council Work Session Minutes and the May 15, 2023 City Council Minutes. Motion carried 4/0. Councilmember Dierking abstained.

4. OPEN FORUM

Bob Bolles, 229 George Street, addressed the Council about the arbor, sound issues, and city hall.

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

(a) 339 Third Street Construction Update

Mark Madero, Ironmark, gave an update on the 339 Third Street construction.

Morgan Dawley, WSB, gave an update on the 339 Third Street project funds.

(b) Excelsior Fire District Update

Councilmember Dierking gave an update on the Excelsior Fire District.

(c) Next City Council Meeting – TUESDAY, June 20

Mayor Carlson reminded residents that the next meeting will be Tuesday, June 20, due to the recognition of the Juneteenth holiday on June 19, 2023.

(d) Local Option Sales Tax Extension and Bonding Request

Councilmember Caron gave an update on the passing of the Excelsior local option sales tax extension. Excelsior's bonding request was not successful.

(e) E-Bikes

Councilmember Dierking gave an update on e-bike regulations.

(f) 44 Center Street

Mayor Carlson congratulated/complimented the applicant and staff on a successful resolution to this project.

(g) Art on the Lake

Mayor Carlson gave a reminder that Art on the Lake is coming up this Saturday and Sunday.

(h) Ribbon Cutting

Mayor Carlson thanked everyone for attending the ribbon cutting for the historic designation of Water Street

(i) Dock Enforcement

Mayor Carlson thanked staff for the dock enforcement.

(j) Chris Vogt, LMCC

Mayor Carlson thanked Chris Vogt of the LMCC for his work as he ends his career at the LMCC.

(k) Breakfast with Commissioner Latondresse

Mayor Carlson gave an update on his breakfast discussion of the Mill Street project with Commissioner Latondresse.

(l) AAA Bond Rating

Mayor Carlson congratulated the Council and Staff on maintaining the City's AAA bond rating.

6. MEET EXCELSIOR

(a) LMCD Update

Mark Kroll, LMCD Representative, presented to the Council.

7. AGENDA APPROVAL

(a) Meeting Agenda

Hersman moved, Dierking seconded, to approve the June 5, 2023 Meeting Agenda with the removal of Item 7(b)9 from the Consent Agenda, the addition of Item 13(a) under New Business and the amendment of Item 7(b)5 to 300 Water Street. Motion carried 5/0.

(b) Consent Agenda

Hersman moved, Dierking seconded, to approve items 7(b)1, 2, 3, 4, 5, 6, 7, and 10. Motion carried 5/0.

Hersman moved, Dierking seconded to approve Item 7(b)8. Motion carried 4/0. Councilmember Caron abstained.

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

Action - Reviewed Claims under \$20,000 and Approved Verified Claims over \$20,000.

2. April 2023 Financials

Action - Accepted April Financials.

3. Gift Agreement for New Seating Installation

Action - Approved Gift Agreement for New Seating Installation.

4. Continue Discussion on 2023 City of Excelsior Objectives to June 20 Work Session

Action - Approved Continuing Discussion on 2023 City of Excelsior Objectives to June 20 Work Session.

5. Amended Resolution for Interim Use Permit at 300 Water Street

Approved - Amended Resolution for Interim Use Permit at 300 Water Street.

6. Parking Ordinance Amendments for Construction Management at 339 Third Street
Continued to June 20th Meeting

Approved - Continuing Parking Ordinance Amendments for Construction Management at 339 Third Street.

7. May Building Permit Report

Action - Approved May Building Report.

8. Approval of Purchase Agreement for 274 Water Street

Action - Approved Purchase Agreement for 274 Water Street.

9. Approval of Purchase Agreement for 254 Water Street

Action - Item Removed.

10. Park Improvement Equipment Purchases

Action - Approved Park Improvement Equipment Purchases.

8. PUBLIC HEARINGS

(a) 220 School Avenue Subdivision Application

Todd Jones, Applicant, addressed the Council.

Dierking moved, Tyler seconded, to approve the subdivision application for 220 School Avenue. Motion carried 5/0.

9. PETITIONS, REQUESTS and COMMUNICATIONS

(a) Place of Last Drink Review

Police Chief Tholen, South Lake Minnetonka Police Department, addressed the Council.

Brian Farrell, Haskell's, addressed the Council.

(b) Walker Proposal for Consulting Services – Parking Strategic Planning

Kevin White, Walker Consultants, addressed the Council.

Dierking moved, Tyler seconded, to approve staff to work with Walker Consultants on the base options plus Garage Maintenance Option 3 and to come back with a recommendation agreeable by all parties. Motion carried 5/0.

(c) Exclusive Development Rights Agreement for 106 Center Street

Hersman moved, Dierking seconded, to approve the Exclusive Development Rights Agreement for 106 Center Street with ALTUS. Motion carried 5/0.

10. ORDINANCES and RESOLUTIONS

(a) Resolution Approving the Residential Review Permit for 254 Lake Street

Jim and Kim Lesinski, 248 Lake Street, addressed the Council expressing opposition to the resolution.

Dierking moved, Caron seconded, to continue item 10(a) to the June 20, 2023 City Council meeting. Motion carried 5/0.

11. REPORTS of OFFICERS, BOARDS, and COMMITTEES

(a) Oak Savanna Project

Jacob Halsne, Damon Farber, addressed the Council.

(b) Future of the Lake Minnetonka Communications Commission

Jim Lundberg, Operations Manager of the LMCC, addressed the Council.

Dierking moved, Tyler seconded, to approve the following ranking of the options: 1-Option 2, 2-Option 1, 3- Option 3. Motion carried 5/0.

12. UNFINISHED BUSINESS

(a) Zoom Meeting Option

Tyler moved, Caron seconded, to resume Zoom meetings and directed staff to work on solutions to improve sound and amplification. Motion carried 5/0.

13. NEW BUSINESS

(a) Strategy/Work Session

The Council agreed to work with staff on scheduling a strategy session.

14. ADJOURNMENT

Caron moved, Dierking seconded, to adjourn the meeting at 10:24 P.M. Motion carried 5/0.

Respectfully submitted,
Jenny Palmer, Acting City Clerk