

City of Excelsior
City Council Meeting

MINUTES

Monday, January 6, 2020

6:30 P.M.

1. CALL TO ORDER

Mayor Carlson called the meeting to order at 6:45 p.m.

2. ROLL CALL

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

Absent: None

Also Present: City Manager Luger, Public Works Superintendent Amundsen, Planning Director Becker and Finance Director Horn

3. APPROVAL OF MINUTES

(a) December 16, 2019 Work Session Minutes

Miller moved, Kurschner seconded, to approve the December 16, 2019 Work Session Minutes. Motion carried 5/0.

(b) December 16, 2019 City Council Minutes

Dierking moved, Miller seconded, to approve the December 16, 2019 City Council Minutes. Motion carried 5/0.

(c) December 20, 2019 Special Council Minutes

Caron moved, Dierking seconded, to approve the December 20, 2019 Special Council Minutes. Motion carried 5/0.

4. RECOGNITION and OPEN FORUM

Mayor Carlson presented a Certificate of Appreciation to Dave Wisdorf for his service as Interim City Manager.

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

(a) Project Advisory Committee Update (Bandshell)

Councilmember Caron gave an update on the bandshell project on behalf of the Project Advisory Committee.

(b) Minnehaha Committee

Mayor Carlson gave an update regarding the Minnehaha Committee and requested that the topic be added to the February 3rd agenda.

6. MEET EXCELSIOR

Nicole Lovald, Spirit of the Lake Yoga, 244 Water Street, addressed the City Council.

7. AGENDA APPROVAL

(a) Meeting Agenda

Caron moved, Dierking seconded, to approve the January 6, 2020 Meeting Agenda with the amendment of moving Item 10(a) to Item 9(a). Motion carried 5/0.

(b) Consent Agenda

Caron moved, Dierking seconded, to approve the Consent Agenda for January 6, 2020. Motion carried 5/0.

1. Approve Verified Claims – Approve for Payment Manual Checks 086021 – 086044

Action - Approved for payment manual checks 086021 - 086044.

2. Designate Official Newspaper

Action – Designated the Excelsior/Shorewood Sun-Sailor as the official newspaper for 2020.

3. Approve Depositories and Securities Pledged as Collateral

Action – Adopted Resolution No. 2020-02 – A Resolution of the Excelsior City Council Approving Official Depositories and Approving the Selection of Collateral and Its Safekeeping Entity.

4. Appointment of Assistant Weed Inspector

Action – Appointed Tim Amundsen, Public Works Superintendent, as the Assistant Weed Inspector for 2020.

5. Designate Responsible Authority and Compliance Officer for Administering Data Privacy Requests

Action – Appointed the City Clerk as the Responsible Authority and the City Attorney as the Compliance Officer for data privacy requests.

6. Closing of City Hall on February 5, 2020 for Clean-up Day

Action – Authorized staff to close City Hall on Wednesday, February 5th for a clean-up day.

7. Adopt 2020 Financial Calendar

Action – Adopted the 2020 Financial Calendar.

8. December 2019 Building Permit Report

Action – Accepted the December Building Permit Report.

9. Leave Advance Agreement

Action – Approved the Leave Advance Agreement and authorized the Mayor to execute it.

10. Discussion of City/Chamber Memorandum of Understanding – Continue to January 21, 2020 Meeting

Action – Continued the City/Chamber Memorandum of Understanding to the January 21st City Council Meeting.

11. Appointment of Prosecuting Attorney

Action – Adopted Resolution No. 2020-04 – A Resolution Appointing Kenneth N. Potts as City Prosecuting Attorney from January 1, 2020 through December 31, 2020.

8. ANNUAL ACTIVITIES

(a) Choose Acting Mayor

Kurschner moved, Dierking seconded, to appoint Councilmember Caron to serve as Acting Mayor for calendar year 2020. Motion carried 5/0.

(b) City Council Meeting Dates

Dierking moved, Kurschner seconded, to move the scheduled January 20th meeting to January 21st, to move the scheduled February 17th meeting to February 18th, and to move the scheduled September 7th meeting to September 8th. Motion carried 5/0.

(c) Appointments to Lake Minnetonka Communications Commission

Caron moved, Dierking seconded, to appoint Councilmember Kurschner to the Lake Minnetonka Communication Commission for 2020 and direct staff to advertise for the Excelsior resident position at-large. Motion carried 5/0.

(d) Appointment of Alternate to SLMPD Coordinating Committee

Dierking moved, Kurschner seconded, to appoint Councilmember Caron to serve as the City's 2020 alternate on the SLMPD Coordinating Committee. Motion carried 5/0.

(e) Appointment of Representative and Alternate to Excelsior Fire District Board

Kurschner moved, Caron seconded, to appoint Councilmember Dierking to serve as the City's representative on the Excelsior Fire District Board of Directors and Councilmember Miller to serve as alternate. Motion carried 5/0.

(f) Appointment of Representative to St. Alban's Bay Bridge

Caron moved, Dierking seconded, to appoint Mayor Carlson to work on the St. Alban's Bay Bridge with the City of Greenwood. Motion carried 5/0.

(g) Review City Council By-Laws

Caron moved, Dierking seconded, to continue the By-Laws to the January 21, 2020 meeting agenda. Motion carried 5/0.

9. PUBLIC HEARINGS

(a) Dave Lawrance Commercial Pier Proposal

Dave Lawrance, Paradise Charter Cruises, answered questions regarding his proposal.

Caron moved, Miller seconded, to direct staff to draft a lease with Dave Lawrance for the Paradise Grand at the end of the transient pier with the gross revenue dedicated to The Commons. Motion carried 5/0.

(b) Design Standards Review for 770 Excelsior Boulevard

Miller moved, Kurschner seconded, to adopt Resolution No. 2020-01 – Approving the Design Standards for 770 Excelsior Boulevard. Motion carried 4/1 with Dierking opposed.

(c) East Side Subarea Comprehensive Plan Amendment

Beth Maloney, Maynards Restaurant, expressed concerns that the proposed language would dictate zoning.

Bob Sarna, LoCorr Funds, echoed Beth Maloney's concerns and how many times the plans have changed.

Ann Hersman, 823 Hidden Lane, believed that the plan didn't accurately depict the feedback from those who participated in the visioning for the East Side.

The Council agreed to continue this item to the January 21, 2020 Council meeting.

10. PETITIONS, REQUEST and COMMUNICATIONS

(a) Dave Lawrance Commercial Pier Proposal

Moved to Item 9(a).

11. ORDINANCES AND RESOLUTIONS

(a) First Reading of Residential Design Standards Ordinance Amendments

Dan Wallace, Planning Commissioner Chair, explained the rationale for the proposed standards.

John Gilles, 166 Linwood Avenue, stated that he is opposed to the subjective standards.

Sarah Mullaney, 128 Third Street, questioned why so many homes do not meet the proposed standards.

Carrie Larson, 200 Lake Street, noted the constant changes that are being made to the ordinance pertaining to residential design standards.

Caron moved, Miller seconded, to waive the first reading of Ordinance No. 597 – An Ordinance Amending Articles 14 and 41 of the Zoning Code – Residential Districts, except for the language pertaining to Floor Area Ratio, and schedule the second reading for the January 21, 2020 Council meeting. Motion carried 5/0.

12. REPORTS OF OFFICERS, BOARDS, and COMMITTEES

(a) Historic Preservation Commission

1. Landmark Ordinance and Incentives

The Council directed staff to schedule a joint meeting with the Heritage Preservation Commission for the February 3, 2020 City Council Work Session to discuss possible incentives to offer property owners to designate their homes as landmark properties as well as the landmark ordinance. Motion carried 5/0.

13. UNFINISHED BUSINESS

(a) None

14. NEW BUSINESS

(a) None

15. ADJOURNMENT

Dierking moved, Caron seconded, to adjourn the meeting at 10:17 p.m. Motion carried 5/0.

Respectfully submitted,
Kristi Luger, City Manager