

City of Excelsior
City Council Meeting

MINUTES

Monday, April 20, 2020

6:30 P.M.

1. CALL TO ORDER

Mayor Carlson called the meeting to order at 6:36 p.m. This meeting was a remote meeting conducted via Zoom.

2. ROLL CALL

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

Absent: None

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

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) April 6, 2020 City Council Minutes

Miller moved, Caron seconded, to approve the April 6, 2020 City Council Minutes. On a roll call vote, Miller, Caron, Dierking, Kurschner and Carlson voted yes. Motion carried 5/0.

4. OPEN FORUM

Bob Bolles, 229 George Street, addressed the Council regarding the Work Session and the HPC reviewing items in The Commons and Port.

Mayor Carlson stated he was contacted by Beth Maloney from Maynards regarding turning off parking meters in front of Maynards. This will be added under New Business.

Mayor Carlson noted he has been contacted regarding putting banners on light poles to commemorate graduating seniors of Excelsior. This will be added to the May 4 Council Agenda.

Councilmember Caron has been contacted regarding if the City will consider temporary parking restrictions for takeout and pickup for local restaurants and stores. This will be added as an item under New Business.

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS and REPORTS

(a) South Lake Minnetonka Police Department Update

Mayor Carlson gave an update on the South Lake Minnetonka Police Department.

(b) Project Advisory Committee Update (Bandshell)

Councilmember Caron presented an update on the Project Advisory Committee regarding the bandshell.

(c) Minnehaha Update

Councilmember Miller and Mayor Carlson gave an update on discussions of the Minnehaha Committee.

(d) 2019/2020 Project Update

Public Works Superintendent Amundsen gave an update on the 2019 and 2020 Street and Utility Projects.

(e) Public Works Update

Public Works Superintendent Amundsen gave an update on departmental operations.

(f) City Hall Update

City Manager Luger gave an update on City Hall operations.

6. AGENDA APPROVAL

(a) Meeting Agenda

Kurschner moved, Dierking seconded, to approve April 20, 2020 Meeting Agenda with the addition of items 12(a) Parking Meters around Maynards and 12(b) Temporary Parking Spaces for Take Out for Restaurants. On a roll call vote, Kurschner, Dierking, Miller, Caron and Carlson voted yes. Motion carried 5/0.

(b) Consent Agenda

Dierking moved, Caron seconded to approve the consent agenda. On a roll call vote, Dierking, Caron, Kurschner, Miller and Carlson voted yes. Motion carried 5/0.

1. Approve Verified Claims – Approve for Payment Manual Checks #086246 – #086299

Action – Approved for payment manual checks #086246 – #086299.

2. Accept Donation of N95 Masks from Stoddard Companies

Action – Adopted Resolution No. 2020-22 Accepting Donation of N95 Respirator Masks from Stoddard Companies.

3. Local Emergency Declaration

Action – Adopted Resolution No. 2020-23 Extending the Period of a Local Emergency.

7. PUBLIC HEARINGS

- (a) None.

8. PETITIONS, REQUESTS and COMMUNICATIONS

- (a) Excelsior-Lake Minnetonka Chamber of Commerce Update and Adopt-A-Pot Program

Jen Weiss, Excelsior-Lake Minnetonka Chamber of Commerce, gave an update on the operations of the Chamber. City Manager Luger presented information on the Adopt-A-Pot Program.

Caron moved, Kurschner seconded, to support the Adopt-A-Pot program and reallocate the City's \$2,500 contribution for downtown beatification to

holiday greenery and lights. On a roll call vote, Caron, Kurschner, Dierking, Miller and Carlson voted yes. Motion carried 5/0.

(b) LMCD Update

Mark Kroll, Lake Minnetonka Conservation District (LMCD) Board, presented an update on the Aquatic Invasive Plant Species, Litigation regarding Municipal Docks, High Water Declarations, Shorewood Yacht Club Application and COVID-19 Rules.

Patrick Foss, 456 Lafayette Avenue, addressed the Council expressing his disapproval of the Shorewood Yacht Club proposal requesting the Council direct the Excelsior LMCD Representative to vote against the proposal.

Ben Stedman, 10 George Street, addressed the Council expressing his disapproval of the Shorewood Yacht Club proposal.

Peter Hartwick, 186 George Street, addressed the Council expressing his disapproval of the Shorewood Yacht Club proposal.

Gabriel Jabbour, owner of Tonka Bay Marina, addressed the Council in favor of the Shorewood Yacht Club proposal.

Richie Anderson, Orono Representative on the LMCD Board, explained the LMCD Board's actions.

The Council directed Mark Kroll, Excelsior LMCD Representative, to vote no on the Shorewood Yacht Club proposal. The Council would like quarterly reports from Mr. Kroll unless there is an issue that he needs guidance on or an issue that directly affects Excelsior.

(c) Event Refund Requests

Miller moved, Kurschner seconded, to issue special event permit refunds due to COVID-19 when requested by subtracting the amount of time staff has already put forth on the event and refund the balance. On a roll call vote, Miller, Kurschner, Dierking, Caron, and Carlson voted yes. Motion carried 5/0.

The Council asked Finance Director Horn to run projections and budget estimates to include the shortfall in special events and parking meter revenue due to events being cancelled.

9. ORDINANCES and RESOLUTIONS

- (a) None.

10. REPORTS of OFFICERS, BOARDS and COMMITTEES

- (a) Commission Review Policy for The Commons

Staff continued the discussion from the work session regarding the review of the Commission Review Policy for The Commons. Staff will make revisions and present an updated copy to the Council at the May 4th City Council meeting.

11. UNFINISHED BUSINESS

- (a) Water Street Tree Project – Award Construction Contract

Miller moved, Kurschner seconded, to accept the bids for the Water Street Tree Project and award the construction contract to Odessa II for Alternate 1 plus with soil amendment in the amount of \$29,790 plus the additional amount of soil amendment. On a roll call vote, Miller, Kurschner, Dierking, and Carlson voted yes with Council Member Caron voting no being in favor of replacing more of the trees. Motion carried 4/1.

Miller moved, Caron seconded, for the Council to go back to public comment for Commission Review Policy for The Commons. On a roll call vote, Miller, Caron, Kurschner, Dierking and Carlson voted yes. Motion carried 5/0.

Bob Bolles, 229 George Street, addressed the Council regarding the Heritage Preservation Commission reviewing changes to the Port of Excelsior in The Commons.

(b) Yard Waste and Spring Cleanup Update

Kurschner moved, Miller seconded, to approve the postponement of Spring Cleanup to include yard waste collection to June 13, 2020. On a roll call vote, Kurschner, Miller, Dierking, Caron and Carlson voted yes. Motion carried 5/0.

12. NEW BUSINESS

(a) Consider Turning off Meters in front of Maynards

Council directed staff to make no changes to the meters at this time.

(b) Temporary Parking Spaces for Take Out for Restaurants

Council directed staff to look at options for downtown businesses for pickup and bring back ideas to the May 4th City Council meeting.

13. ADJOURNMENT

Caron moved, Dierking seconded, to adjourn the meeting at 9:34 p.m. On a roll call vote, Caron, Dierking, Kurschner, Miller, and Carlson voted yes. Motion carried 5/0.

Respectfully submitted,
Lynette R. Peterson, City Clerk