

City of Excelsior
Regular Council Meeting

MINUTES

Monday, June 7, 2021

6:30 P.M.

1. CALL TO ORDER

Mayor Carlson called the meeting to order at 6:40 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, Interim Planner Mullin, Public Works Superintendent Amundsen, 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) May 17, 2021 Work Session Minutes

(b) May 17, 2021 City Council Minutes

Hersman moved, Dierking seconded, to approve the May 17, 2021, Work Session Minutes and May 17, 2021, City Council Minutes. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

4. OPEN FORUM

Peter Hartwich, 186 George Street, addressed the Council about gateways into Excelsior and landmark properties.

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 local business funding.

(b) Pavilion Update

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

(c) Concession Stand PAC Update

Councilmember Hersman gave an update on the recent PAC meeting. The next PAC meeting is scheduled for June 23rd.

(d) Construction Updates

Tim Amundsen, Public Works Superintendent, gave an update on current construction projects.

(e) Excelsior Fire District Update

Councilmember Dierking gave an update on the Excelsior Fire District budget and the concrete project.

(f) Mayor's Update (Amended)

Mayor Carlson gave an update on the June 7, 2021, Joint Work Session with the Park and Recreation Commission.

City Engineer Dawley gave an update on the Water Street Improvements Project.

City Manager Luger gave an update on reopening City Hall. City Hall will be open during the morning starting June 14. The Council will resume in-person meetings beginning July 6. City Hall will be open during regular business hours beginning July 19.

6. MEET EXCELSIOR

(a) Minnetonka Community Education – Tim Liftin

Minnetonka Community Education, Tim Liftin, addressed the City Council.

7. AGENDA APPROVAL

(a) Meeting Agenda

Caron moved, Dierking seconded, to approve the June 7, 2021 Meeting Agenda with the addition of Item 13b. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

(b) Consent Agenda

Dierking moved, Kurschner seconded to approve the June 7, 2021 Consent Agenda items 1,2,4,7,8,9,10,11,12 and pull items 3,5, and 6 for a separate vote. On a roll call vote, Caron, Dierking, 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. Business License Approval

Action – Approved issuance of a 2021 Business License.

3. Approve Proposals from Gardner Builders and VJAA for Preconstruction Services

Action – Kurschner moved, Dierking seconded to approve the preconstruction services proposal from Gardner for a cost not-to-exceed \$7,500 and to approve the letter to proceed from VJAA for a cost not-to-exceed \$48,000. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

4. Continue Commercial Districts Ordinance Amendment

Action – Continued Commercial District Ordinance Amendment to the June 21, 2021 City Council Work Session Meeting.

5. Resolving Tree Trimmer License Violation

Action – Caron moved, Dierking seconded to Adopt Resolution 2021-40 Approving the Donation of eight Trees to The Commons with the additions as discussed. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

6. South Lake Minnetonka Police Department Joint Powers Agreement

Action - Kurschner moved, Hersman seconded to accept the JPA Draft as of March 23, 2021, as the baseline document. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

7. Special Event Permit Refund – O’Connell Family

Action – Accepted special event permit refund request.

8. Approve Pay Voucher No. 15 2019 Street & Utility Improvements Project

Action – Approved Construction Pay Voucher No. 15 for the 2019 Street and Utility Improvements Project and authorize payment in the amount of \$30,757.89 to Northdale Construction Co. Inc.

9. Approve Pay Voucher Pay Voucher No. 9 2020 Street & Utility Improvements Project

Action – Approved Construction Pay Voucher No. 9 for the 2020 Street and Utility Improvements Project and authorize payment in the amount of \$53,062.82 to Northdale Construction Co. Inc.

10. Approve Certificate for Payment No. 3 Pavilion

Action – Approved application and certificate for payment No. 3 for the Excelsior Commons Bandshell Project and authorize payment in the amount of \$245,735.18 to Gardner Builders.

11. Request for Funding Milfoil Projects – Lake Minnetonka Association

Action – Approved contribution of \$2,500 to the Lake Minnetonka Association from the Dock Fund.

12. May Building Permit Report

Action – Accepted May Building Permit Report.

8. PUBLIC HEARINGS

(a) 7 George Street Landmark Designation

Peter Hartwich, 186 George Street, commented on the landmark designation.

Andrew Punch, 561 Third Street, commented on the landmark designation.

Mayor Carlson left the meeting due to technical difficulties.

Caron moved, Hersman seconded to adopt Ordinance No. 631 Amending the City of Excelsior Heritage Preservation Design Manual by Adding 7 George Street as a Landmark Property. On a roll call vote, Caron, Dierking, Hersman, and Kurschner voted yes. Motion carried 4/0.

(c) 173 Second Street Landmark Designation

Mayor Carlson rejoined the meeting and stated that he supports the motion of 7 George Street as a Landmark Designation.

Peter Hartwich, 186 George Street, commented on the landmark designation.

Kurschner moved, Dierking seconded to adopt Ordinance No. 632 Amending the City of Excelsior Heritage Preservation Design Manual by Adding 173 Second Street as a Landmark Property with the changes as discussed. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

9. PETITIONS, REQUESTS and COMMUNICATIONS

- (a) Authorize Issuance of General Obligation Bonds

Caron moved, Hersman seconded, to adopt Resolution 2021-39 A Resolution Authorizing the Sale of \$7,550,000 General Obligation Bonds, Series 2021A. On a roll call vote, Caron, Dierking, Hersman, Kurschner, 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) None

13. NEW BUSINESS

(a) Special Event Committee

Kurschner moved, Caron seconded, to appoint Mayor Carlson and Councilmember Kurschner to serve on the Special Events Committee with the City Manager and Special Events Coordinator. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

(b) Grant Application (Amended)

Hersman moved, Kurschner seconded, to support the grant application submission to the Hennepin County Corridor Program. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

14. ADJOURNMENT

Caron moved, Hersman seconded, to adjourn the meeting at 8:16 P.M. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

Respectfully submitted,
Nalisha Williams, City Clerk

