

City of Excelsior
Hennepin County, Minnesota

MINUTES
EXCELSIOR CITY COUNCIL MEETING

November 20, 2017
Council Chambers

7:00 p.m.

1. CALL TO ORDER

Mayor Gaylord called the meeting to order at 7:05 p.m.

2. ROLL CALL

Present: Councilmembers Beattie, Caron, Miller, Mayor Gaylord

Absent: Councilmember Carlson

Also Present: City Manager Luger, City Attorney Staunton, Planning Director Smith, Public Works Superintendent Amundsen and City Clerk Orlofsky

3. APPROVAL OF MINUTES

(a) Work Session Minutes of November 2, 2017

Beattie moved, Caron seconded, to approve the November 2, 2017 Work Session Meeting Minutes. Motion carried 4/0.

(b) Regular Meeting Minutes November 2, 2017

Beattie moved, Caron seconded, to approve the November 2, 2017 City Council Minutes. Motion carried 4/0.

4. OPEN FORUM

(a) Ann Hersman, 823 Hidden Lane, addressed the City Council.

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

(a) 2017 Street and Utility Project Update

Amundsen, provided the 2017 Street and Utility Project Update.

6. AGENDA APPROVAL

(a) Meeting Agenda

Beattie moved, Caron seconded, to approve the November 20, 2017 City Council Agenda as amended. Motion carried 4/0.

(b) Consent Agenda

Beattie moved, Caron seconded, to approve the Consent Agenda. Motion carried 5/0.

(b) *Consent Agenda – Continued*

1. Approve Verified Claims - Approve for Payment Manual Checks 83578-83621 and EFT Checks 1561E –1570E

Action – Approved for Payment Manual Checks 83578-83621 and EFT Checks 1561E – 1570E.

2. November Finance Reports

Action – Accepted for filing.

3. 2017 Audit Proposal – Abdo, Eick, & Meyers LLP

Action – Approved the Letter of Engagement with Abdo, Eick & Meyers LLP to perform the City’s 2017 audit per its proposal, and authorize the City Manager to execute the Letter of Engagement.

4. Haskell’s Settlement Agreement

Action – Approved the Settlement Agreement for the Overserving Violation with Haskell’s, Inc.

5. Approve the 2018 Contract for Prosecuting Attorney Ken Potts

Action – Adopted Resolution No. 2017-70 – A Resolution Appointing Kenneth N. Potts as City Prosecuting Attorney from January 1, 2018 through December 31, 2018.

6. Approve the Jet/Vac Truck Joint Purchasing Agreement

Action – Approved the Joint Purchase Agreement with the City of Tonka Bay and the City of Shorewood of a Jet/Vac truck from Flexible Pipe Tool Company for the amount not to exceed \$175,000.

7. Approve Pay Voucher No. 5 – 2017 Street and Utility Improvement Plan

Action – Approve Construction Pay Voucher No. 5 (in triplicate)

7. PUBLIC HEARING

- (a) Public Hearing for On-Sale Intoxicating Sunday Liquor License, for Red Sauce Rebellion, LLC, 205 Water Street

Mayor Gaylord opened the Public Hearing at 7:13 p.m.

Hearing no comments, the Public Hearing was closed at 7:14 p.m.

- (a) *Public Hearing for On-Sale Intoxicating Sunday Liquor License, for Red Sauce Rebellion, LLC, 205 Water Street - Continued*

Beattie moved, Miller seconded, to amend Resolution 2017-69 – A Resolution Granting an On-Sale Intoxicating Liquor License and Sunday On-Sale Intoxicating Liquor License to Red Sauce Rebellion, LLC, 2015 Water Street, for the 2017/2018 Calendar Year and to amend to prorate the 2017 Liquor License Fee. Motion carried 4/0.

- (b) MS4 Stormwater Pollution Prevention Program Plan (SWPPP)

Meghan Litsey, from WSB, presented to the Council.

Mayor Gaylord opened the public hearing at 7:18 p.m.

Hearing no comments, the public Hearing was closed at 7:19 p.m.

8. PETITIONS, REQUESTS and COMMUNICATIONS

- (a) The Commons Master Park Plan

Eric Snyder, Chair of The Commons Master Park Plan, addressed the City Council.

Mayor Gaylord presented a Certificate of Appreciation to members Eric Snyder, and Dan Johnson of The Commons Master Park Plan Committee.

Carol Huntoon, 111 First Street, addressed the City Council.

Bob Bolles, 229 George Street, addressed the City Council.

Diane Bolles, 229 George Street, addressed the City Council.

Caron moved, Beattie seconded, to approve The Commons Master Park Plan as presented. Motion carried 4/0.

Caron moved, Beattie seconded, to allow the Committee to work on a summary of the Plan and the goals and objectives that would be incorporated into the Comprehensive Plan. Motion carried 4/0.

Caron moved, Beattie seconded, to authorize the Committee to coordinate the creation of relevant Common-related policies. Motion carried 4/0.

- (b) Special Event Permit for the ALARC Polar Ice Dive, January 1, 2018

Beattie moved, Miller seconded, to approve the Special Event Permit for the 2018 ALARC Ice Dive Charity Event with the suggested rate of \$450 for three days. Motion carried 4/0.

9. ORDINANCES and RESOLUTIONS

- (a) Second Reading of the Special Event Ordinance and Policy

Beattie moved, Miller seconded, to Adopt Ordinance No. 571 – An Ordinance to Repeal Section 24-11 of the Excelsior City Code, as presented, and direct staff to approve ordinance publication by title and summary. Motion carried 4/0.

Beattie moved, Miller seconded, to Adopt Ordinance No. 571 – An Ordinance to Amend Chapter 10, Article 14 of the Excelsior City Code, as amended, and direct staff to approve ordinance publication by title and summary. Motion carried 4/0.

Beattie moved, Miller seconded, to approve the Special Event Policy as presented. Motion carried 4/0.

10. REPORTS of OFFICERS, BOARDS, and COMMITTEES

(a) None

11. UNFINISHED BUSINESS

(a) Tobacco License

The City Council recommended that staff proceeds with talking to the retailers to get their input and to bring the Tobacco 21 group to a future Work Session.

12. NEW BUSINESS

(a) None

13. ADJOURNMENT

Beattie moved, Miller seconded, to adjourn at 8:22 p.m. Motion carried 4/0.

Respectfully submitted,

Ann Orlofsky
City Clerk