

City of Excelsior
City Council Meeting

MINUTES

Monday, June 1, 2020

6:30 P.M.

1. CALL TO ORDER

Mayor Carlson called the meeting to order at 6:44 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, City Engineer Dawley, Planning Director Becker 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) May 18, 2020 Work Session Minutes

Caron moved, Kurschner seconded, to approve the May 18, 2020 Work Session Minutes. On a roll call vote, Caron, Kurschner, Dierking, Miller and Carlson voted yes. Motion carried 5/0.

(b) May 18, 2020 City Council Minutes

Caron moved, Kurschner seconded, to approve the May 18, 2020 City Council Minutes. On a roll call vote, Caron, Kurschner, Dierking, Miller and Carlson voted yes. Motion carried 5/0.

Minutes

City Council Minutes

June 1, 2020

Page 2

4. OPEN FORUM

Peter Hartwick, 186 George Street, addressed the City Council regarding his concerns with Excelsior losing character in conjunction with the discussion of the Good Neighbor Guidelines and FAR.

Kelsey Quarberg and Cynthia Berset, Owners of The Suburban, addressed the City Council regarding food trucks in town taking away business and concerns regarding liquor license refunds.

Mayor Carlson asked staff to communicate with the South Lake Minnetonka Police Department to watch speeding on West Lake Street coming from The Commons.

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 the operations of the Chamber.

(b) Excelsior Fire District Board Meeting

Councilmember Dierking presented an update on the Excelsior Fire District Board Meeting.

(c) Project Advisory Committee Update (Bandshell)

Councilmember Caron presented an update on the Project Advisory 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 – Portable Toilet Update

Public Works Superintendent Amundsen gave an update on departmental operations, including the portable toilets at The Commons.

(f) City Hall Update

City Manager Luger gave an update on City Hall operations.

(g) Local Emergency Update

City Attorney Staunton presented an update on the Local Emergency. Kurschner moved, Dierking seconded, to adopt Resolution No. 2020-32 Delegating Authority to Approve Expansion of Licensed Liquor Establishments. On a roll call vote, Kurschner, Dierking, Caron, Miller and Carlson voted yes. Motion carried 5/0.

6. AGENDA APPROVAL

(a) Meeting Agenda

Miller moved, Caron seconded, to approve the June 1, 2020 Meeting Agenda with one addition of 12(a) under New Business – Schedule Special Council Work Session. On a roll call vote, Miller, Caron, Dierking, Kurschner, and Carlson voted yes. Motion carried 5/0.

(b) Consent Agenda

Kurschner moved, Caron seconded, to approve consent agenda items 1 and 2. On a roll call vote, Kurschner, Caron, Dierking, Miller and Carlson voted yes. Motion carried 5/0.

1. Approve Verified Claims – Approve for Payment Manual Checks #086469 – #086496

Action – Approved for payment manual checks #086469 – #086496.

2. May Building Permit Report

Action – Accepted May building permit report.

3. CIP Update – Water Street Trees and Light Pole Painting

Action – Kurschner moved, Caron seconded, to approve the Water Street Tree Replacement project and Historic Street Light Painting in the amount of \$65,050. On a roll call vote, Kurschner, Caron, Dierking, Miller and Carlson voted yes. Motion carried 5/0.

7. PUBLIC HEARINGS

(a) None.

8. PETITIONS, REQUESTS and COMMUNICATIONS

(a) Requests for Financial Relief

Dave Lawrance, Paradise Cruises, addressed the Council thanking them for consideration of financial relief and support.

Jay Soule, Al and Alma's Charter Cruises, addressed the Council thanking them for consideration of financial relief and support.

Jen Weiss, Excelsior-Lake Minnetonka Chamber of Commerce, addressed the Council and thanked them for their partnership through the years and consideration of financial relief.

Cynthia Berset, The Suburban, addressed the Council asking for reduced fees for liquor licensing due to decreased sales during the pandemic and closures.

Miller moved, Kurschner seconded, to suspend the Excelsior-Lake Minnetonka Chamber of Commerce Memorandum of Understanding for 2020 with the understanding that the City and the Chamber will continue to work collaboratively together to improve and enhance the Excelsior community. On a roll call vote, Miller, Kurscher, Caron, Dierking and Carlson voted yes. Motion carried 5/0.

Miller moved, Kurschner seconded to make the following amendments to the 2020 Commercial Pier Leases: forgive the April and May lease payments, charge 25% of the lease payment per month for the remainder of the season unless the Governor's order changes, and charge 25% of the surface water quality management fee and municipal parking surcharge fee. On a roll call vote, Miller, Kurschner, Caron, Dierking and Carlson voted yes. Motion carried 5/0.

(b) Request to Change Address

Kurt Wehrmann, 444 Lafayette Avenue, addressed the Council regarding the request to change his address to 444 West Lake Street.

Miller moved, Caron seconded, to adopt Resolution No. 2020-26 – A Resolution Changing the Address of Property Addressed as 444 Lafayette Avenue to 444 West Lake Street in the City of Excelsior. On a roll call vote, Miller, Caron, Dierking, Kurschner and Carlson voted yes. Motion carried 5/0.

(c) Food Truck Request

This request was withdrawn. The Council discussed food trucks on private lots in the City.

Mike Seifert, 352 Third Street, addressed the Council with concerns regarding food trucks.

Cynthia Berset, The Suburban, addressed the Council with concerns with Food trucks.

The Council requested staff gather additional information and bring this item back to a future meeting for discussion.

9. ORDINANCES and RESOLUTIONS

(a) Landmark Ordinance and Incentives

Carrie Larson, 200 Lake Street, addressed the Council regarding her concerns with the third party designation as a Landmark property.

The Council set up a subcommittee to clarify draft language on landmark ordinance to include Councilmember Caron, Councilmember Miller, Planning Director Becker and City Attorney Staunton.

The Council discussed incentives they are willing to provide to entice property owners to designate their property as a landmark property. Staff will clarify language on the incentives and bring back to a future Council meeting.

10. REPORTS of OFFICERS, BOARDS and COMMITTEES

(a) None

11. UNFINISHED BUSINESS

(a) Academy/Water Street Sidewalk

The Council directed staff to design and put together a plan for the longer path at Academy Avenue and Water Street.

(b) Utilizing The Commons During COVID-19

Kurschner moved, Caron seconded, to extend charging a flat fee of \$50 per month for any business with a physical location in Excelsior to utilize The Commons until August 31, 2020. On a roll call vote, Kurschner, Caron, Dierking, Miller and Carlson voted yes. Motion carried 5/0.

The Council agreed to waive the current special event permit fee for churches in Excelsior so they are able to hold outdoor worship services during this time with groups that are not to exceed 250 people and follow all CDC guidelines set in place through August 31, 2020.

12. NEW BUSINESS

(a) Special Work Session

Caron moved, Kurschner seconded, to set a Special Council Work Session for June 29 from 5:30 to 7:30 p.m. On a roll call vote, motion carried 5/0. On a roll call vote, Caron, Kurschner,

13. ADJOURNMENT

Dierking moved, Caron seconded, to adjourn the meeting at 10:23 p.m. On a roll call vote, Dierking, Caron, Kurschner, Miller and Carlson voted yes. Motion carried 5/0.

Respectfully submitted,
Lynette R. Peterson, City Clerk