

City of Excelsior
Regular Council Meeting

MINUTES

Monday, February 7, 2022

6:30 P.M.

OATH – RONALD WIESE

Mayor Carlson administered the Oath of Office to Ronald Wiese.

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, Hersman, and Kurschner

Absent: None

Also Present: City Manager Luger, Public Works Superintendent Amundsen, City Engineer Dawley, Community Development Director Mullin, Finance Director Palmer Assistant City Manager/City Attorney Staunton, and City Clerk Williams

City 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 recent increase in COVID infections in Minnesota and our region. 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) January 3, 2022 City Council Minutes
- (b) January 18, 2022 City Council Work Session Minutes
- (c) January 18, 2022 City Council Minutes

Dierking moved, Hersman seconded, to approve the January 3, 2022 City Council Minutes, January 18, 2022 City Council Work Session minutes, and January 18, 2022 City Council Minutes. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

4. OPEN FORUM

Dan Brattland, 474 William Street, addressed the Council about the Residential Review Process, residents dining at Excelsior restaurants, and the dock waitlist policy.

Peter Hartwich, 186 George Street, addressed the Council about proposed developments and City maintenance.

Andrew Punch, 561 Third Street, addressed the Council about the parking spaces located in front of Olives Pizza.

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

- (a) Excelsior-Lake Minnetonka Chamber of Commerce Update

Tiffany King, Excelsior-Lake Minnetonka Chamber of Commerce, gave an update on upcoming events.

- (b) Heritage Preservation Commission Update

Community Development Director Mullin gave an update on the Heritage Preservation Commission.

(c) Planning Commission Update

Community Development Director Mullin gave an update on the Planning Commission.

(d) Excelsior Fire District Update

Councilmember Dierking provided an update on staffing, equipment, and the fire boat.

(e) Infrastructure (Amended)

Councilmember Caron provided an update on infrastructure requests to the State.

(f) Klondike Dog Derby (Amended)

Councilmember Kurschner provided an update on the Klondike Dog Derby.

(g) Mayor Updates (Amended)

Mayor Carlson provided an update on the South Lake Minnetonka Police Department Coordinating Committee and Saint Albans Bay Bridge Committee.

6. MEET EXCELSIOR

(a) None

7. AGENDA APPROVAL

(a) Meeting Agenda

Caron moved, Dierking seconded, to approve the February 7, 2022 Meeting Agenda. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

(b) Consent Agenda

Kurschner moved, Dierking seconded, to approve Items 1,2,3,4,5,6,8, and 10. 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 approved verified claims over \$20,000.

2. December Financials

Action – Accepted Report for Filing.

3. December Building Permit Report

Action – Accepted December Building Permit Report.

4. January Building Permit Report

Action – Accepted January Building Permit Report.

5. Swim Beach Buoy Improvements

Action – Approved the Installation of New Swim Buoy Configuration for the amount of \$7,807 to be funded from the Parks Capital Improvement Fund.

6. Approve 2022 Business License Approvals

Action – Approved 2022 Business Licenses.

7. Dock Renter Request

Kurschner moved, Caron seconded, to continue Item 7(b)7 to the February 22, 2022 City Council meeting. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

8. Cemetery Committee Appointment

Action – Appointed Scott McGinnis to serve on the Cemetery Committee.

9. Continue 435 Water Street Huntington Bank Conditional Use Permit Application

Councilmember Kurschner recused himself.

Caron moved, Hersman seconded, to approve Item 7(b)9. On a roll call vote, Caron, Dierking, Hersman, and Carlson voted yes. Motion carried 4/0.

10. Continue 481 Second Street Lakeshore Market Sign Variance Application

Action – Continued 481 Second Street Lakeshore Market Sign Variance Application to the February 22, 2022 City Council Meeting.

8. PUBLIC HEARINGS

Councilmember Kurschner rejoined the meeting.

(a) 173 Second Street Site Alteration Permit Appeal

Jim Macaulay, 270 Third Street, commented on the behalf of the applicants.

Rob Tyler, 217 First Street, commented on the architectural styles of the windows and on the behalf of Heritage Preservation Commission.

Andrew Punch, 561 Third Street, addressed the Council in favor of the Heritage Preservation's decision.

Bob Bolles, 229 George Street, commented on the current state of the windows.

Caron, Dierking to deny the appeal and direct staff to bring back a resolution to the February 22, 2022 City Council Meeting. On a roll call vote, Caron, Dierking, Hersman, and Kurschner voted yes. Mayor Carlson voted no. Motion carried 4/1.

(b) 378 Oak Street Conditional Use Permit and Variance Applications

Markku Ravaska, JN Built, Wayzata, MN, Applicant, commented on the application.

Kurschner moved, Hersman seconded, to approve the Conditional Use Permit and Variance Application and direct staff to bring back a resolution as discussed to the February 22, 2022 City Council Meeting. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

9. PETITIONS, REQUESTS and COMMUNICATIONS

(a) Concession Building/Plaza Design Review and Financial Update

The Council provided direction and feedback on the final design items. The comprehensive financial view of future projects in The Commons will be discussed at an upcoming meeting.

(b) Approve Exclusive Development Right Agreement with Red Leaf Partner

Kurschner moved, Caron seconded, to approve the Exclusive Development Right Agreement with Red Leaf Partner and authorize the Mayor and City Manager to execute it. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

10. ORDINANCES and RESOLUTIONS

(a) Commercial District Ordinance Amendment – Second Reading

Hersman moved, Caron seconded, to continue this item to the March 7, 2022 City Council Meeting. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

11. REPORTS of OFFICERS, BOARDS, and COMMITTEES

(a) None

12. UNFINISHED BUSINESS

(a) 106 Center Street Roof Repair

Caron moved, Dierking moved, to continue this item to the February 22, 2022 City Council Meeting and provided staff with direction. On a roll call vote, Caron, Dierking, Hersman, Kurschner, and Carlson voted yes. Motion carried 5/0.

13. NEW BUSINESS

(a) None

14. ADJOURNMENT

Hersman moved, Dierking seconded, to adjourn the meeting at 10:40 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