

City of Excelsior  
Regular Council Meeting

MINUTES

Tuesday, February 22, 2022

6:30 P.M.

1. CALL TO ORDER

Acting Mayor Caron called the meeting to order at 6:31 P.M. This meeting was a remote meeting conducted via Zoom.

2. ROLL CALL

City Council: Acting Mayor Caron and Councilmembers Dierking, Hersman, and Kurschner

Absent: Mayor Carlson

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

3. APPROVAL OF MINUTES

(a) February 7, 2022 City Council Work Session Minutes

(b) February 7, 2022 City Council Minutes

Hersman moved, Dierking seconded, to approve the February 7, 202 City Council Work Session minutes and February 7, 202 City Council minutes. On a roll call vote, Caron, Dierking, Hersman, and Kurschner voted yes. Motion carried 4/0.

4. OPEN FORUM

Peter Hartwich, 186 George Street, addressed the Council about the 339 Third Street Proposed Development.

5. CITY COUNCIL COMMUNICATIONS, QUESTIONS, and REPORTS

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

No Update.

- (b) Commission Update

Public Works Superintendent Amundsen gave an update on the Parks and Recreation Commission.

6. MEET EXCELSIOR

- (a) Brian Tholen, Chief of the South Lake Minnetonka Police Department

Brian Tholen, Chief of the South Lake Minnetonka Police Department, addressed the Council.

7. AGENDA APPROVAL

- (a) Meeting Agenda

Dierking moved, Hersman seconded, to approve the February 22, 202 Meeting Agenda. On a roll call vote, Caron, Dierking, Hersman, and Kurschner voted yes. Motion carried 4/0.

- (b) Consent Agenda

Dierking moved, Hersman seconded, to approve Items 1,2,3,5,6,7,8,9,10,11 and move Item 4 to Item 12(c) for additional discussion. On a roll call vote, Caron, Dierking, Hersman, and Kurschner voted yes. Motion carried 4/0.

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. Approve Application and Certificate Payment No. 8 & Final Pavilion

Action – Approved Application and Certificate Payment No. 8 & Final Pavilion.

3. HPC Recommendation on The Commons Concession Building and Stairs

Action – No action. Review only.

4. Resolution 2022-08 173 Second Street Site Alteration Denial Appeal

Action – Moved to Item 12(c).

5. Resolution 2022-05 Approve CUP and Variance Application 378 Oak Street

Action – Adopted Resolution 2022-05 Approve CUP and Variance Application 378 Oak Street.

6. Paradise Charter Cruises Winter Storage Lease

Action – Approved Paradise Charter Cruises Winter Storage Lease.

7. Resolution 2022-06 Ratifying and Restating Resolution 2021-18

Action – Adopted Resolution 2022-06 Ratifying and Restating Resolution 2021-18.

8. Resolution 2022-07 Fee Schedule Changes

Action – Adopted Resolution 2022-07 Fee Schedule Changes.

9. Resolution 2022-04 Rotary Club of Excelsior Off-Site Gambling License Permit

Action – Adopted Resolution 2022-04 Rotary Club of Excelsior Off-Site Gambling License Permit.

10. Cemetery Committee Appointment

Action – Appointed Anne Vogel to the Cemetery Committee.

11. Approve 2022 Business License Renewal

Action – Approved 2022 Business License Renewal.

8. PUBLIC HEARINGS

(a) 435 Water Street Huntington Bank Conditional Use Permit Application

Councilmember Kurschner recused himself.

Action – Hersman moved, Dierking seconded, to continue this item to the March 7, 2022 City Council meeting. On a roll call vote, Caron, Dierking, and Hersman voted yes. Motion carried 3/0.

9. PETITIONS, REQUESTS and COMMUNICATIONS

(a) Great River Greening Grant Proposal

Hersman moved, Dierking seconded, to support the grant proposal, meet the required cash match of \$5,000, and provided staff with direction. On a roll call vote, Caron, Dierking, Hersman, and Kurschner voted yes. Motion carried 4/0.

(b) Dock Waitlist Request and Discussion

Carrie Larson, 8971 Avila Cove, addressed the Council.

Linda and Bruce Lorentson, 401 Mill Street, addressed the Council in opposition of the Dock Waitlist Request.

Lance Black, 274 Lake Street, addressed the Council in favor of the Dock Waitlist Request.

Peter Hartwich, 186 George Street, commented on the Dock Waitlist Request.

Craig Rossebo, 662 Pleasant Street, commented on the Dock Waitlist Request.

Jules Macaluso – Harrison, 240 Center, commented on the Dock Waitlist Request.

Dierking moved, Hersman seconded, to deny the Larson's Dock Waitlist Appeal and remove the Larson's from the waitlist until they can prove residency. On a roll call vote, Caron, Dierking, and Hersman voted yes. Motion carried 3/1.

Dierking moved, Hersman seconded, to give the Mahalich's until the end of March to secure a boat and if they are unable to do so they must forfeit their slip. On a roll call vote, Caron, Dierking, Hersman, and Kurschner voted yes. Motion carried 4/0.

(c) Commercial Pier Lease with Minnesota Electric Boat Company

Ryan Lloyd, Minnesota Electric Boat Company LLC, addressed the Council.

Dierking moved, Hersman seconded, to approve the Commercial Pier Lease with the Minnesota Electric Boat Company LLC and authorize the Mayor and City Manager to sign the lease. On a roll call vote, Caron, Dierking, Hersman, and Kurschner voted yes. Motion carried 4/0.

10. ORDINANCES and RESOLUTIONS

(a) None

11. REPORTS of OFFICERS, BOARDS, and COMMITTEES

(a) Annual Advisory Appointments

Hersman moved, Dierking seconded, to accept Kevin DiLorenzo and Nicki Craig's resignation, authorize staff to advertise for their vacancies, appoint Councilmember Dierking and Hersman to conduct interviews for Heritage Preservation Commission, appoint Councilmember Caron to conduct interviews for Park and Recreation Commission, appoint Councilmember Kurschner and Hersman to conduct interviews for Planning Commission, and to bring forward a recommendation to the Council at the March 7 or March 21 Council meeting. On a roll call vote, Caron, Dierking, Hersman, and Kurschner voted yes. Motion carried 4/0.

12. UNFINISHED BUSINESS

(a) Remote Meetings

The Council provided staff with direction.

(b) 106 Center Street Roof Repair

The Council provided staff with direction.

(c) Resolution 2022-08 173 Second Street Site Alteration Denial Appeal (Amended)

Dierking moved, Hersman seconded, to adopt Resolution 2022-08 173 Second Street Site Alteration Denial Appeal as amended. On a roll call vote, Caron, Dierking, Hersman, and Kurschner voted yes. Motion carried 4/0.

13. NEW BUSINESS

(a) None

14. ADJOURNMENT

Hersman moved, Dierking seconded, to adjourn the meeting at 9:18 P.M. On a roll call vote, Caron, Dierking, Hersman, and Kurschner voted yes. Motion carried 4/0.

Respectfully submitted,  
Nalisha Williams, City Clerk