

# MINUTES

## Greenwood City Council Meeting

Wednesday, December 4, 2013

20225 Cottagewood Road, Deephaven, MN 55331



### 1. CALL TO ORDER ~ ROLL CALL ~ APPROVE AGENDA

Mayor Kind called the meeting to order at 7pm.

Members Present: Mayor Deb Kind; Councilmembers Bill Cook, Tom Fletcher, Bob Quam (departed at 9pm), and Rob Roy

Others Present: Attorney Mark Kelly, City Zoning Administrator / City Clerk Gus Karpas

Members Absent: None

**Motion by Fletcher, second by Cook, to approve the agenda with the addition of "Consider Formal Receipt of Sworn Fact Statements from Don Stolz and Tim Stolz" to item 6A. Motion passed 5-0.**

### 2. CONSENT AGENDA

A. Approve: 11-06-13 City Council Meeting Minutes

B. Approve: 11-12-13 City Council Worksession Minutes

C. Approve: October Cash Summary Report

D. Approve: November Verifieds, Check Register, Electronic Fund Transfers

E. Approve: December Payroll Register

**Motion by Kind, second by Cook, to approve the consent agenda items as presented. Motion passed 5-0.**

### 3. MATTERS FROM THE FLOOR

Public Comment: Keith Steussi, 5000 Meadville Street, presented information regarding the assessor's methodology and urged the council to be aggressive with the assessors regarding the city's property valuations.

Public Comment: State Senator David Osmek introduced himself to the council, distributed his contact information, and encouraged the council to contact him with any concerns.

### 4. PRESENTATIONS, REPORTS, GUESTS & ANNOUNCEMENTS

A. None

### 5. PUBLIC HEARINGS

A. Public Hearing: Ordinance 222, Establishing R-1C Single-Family District

**Motion by Cook, second by Quam, to open the public hearing. Motion passed 5-0.**

Public Comments: Were received from Meadville Street residents and the Old Log property owner. A verbatim account of the public hearing is available for viewing on LMCC TV channel 8 for 1 month, at [www.lmcc-tv.org](http://www.lmcc-tv.org) for 1 year, and on DVD at the city office (permanent archive).

**Motion by Quam, second by Roy, to include the 12-04-13 worksession minutes as public hearing exhibit A. Motion passed 5-0.**

**Motion by Roy, second by Cook, to close the public hearing. Motion passed 5-0.**

### 6. UNFINISHED BUSINESS

A. Ordinance 222 and Related Items:

Consider: Formal Receipt of Sworn Fact Statements from Don Stolz and Tim Stolz

**Motion by Roy, second by Cook, to formally receive the sworn fact statements from Don Stolz and Tim Stolz. Motion passed 5-0.**

Consider: Resolution 31-13 Findings Defining the Past Uses of the Old Log Theater

**Motion by Kind, second by Fletcher, to approve resolution 31-13 with revisions as discussed by the council. Motion passed 5-0.**

2nd Reading: Ordinance 222, Establishing R-1C Single-Family District

**Motion by Kind, second by Fletcher, to approve the 2nd reading of ordinance 222 with revisions as discussed by the council. Motion passed 5-0.**

Consider: Resolution 29-13, Summary of Ordinance 222 for Publication

**Motion by Kind, second by Fletcher, to approve resolution 29-13 as presented. Motion passed 5-0.**

B. 2nd Reading: Ordinance 224, Amending Animal Regulations, Code Section 445

**Motion by Cook, second by Fletcher, to continue the discussion of ordinance 224 to the January council meeting pending review and a recommendation from the city attorney. Motion passed 4-0.**

C. Update: Curve Street Drainage Committee

No council action was taken. The next report will be at the February council meeting.

7. NEW BUSINESS

A. Consider: Final 2014 Tax Levy & Budget

Resolution 32-13 Approving Tax Levy for Taxes Collected in 2014

**Motion by Fletcher, second by Cook, to adopt resolution 32-13 approving the 2013 tax levy in the amount of \$643,874 to be collected in 2014. Motion passed 4-0.**

Resolution 33-13 Approving Final 2014 Budget

**Motion by Fletcher, second by Cook, to adopt resolution 33-13 approving the 2014 general fund budget in the amount of \$756,486. Motion passed 4-0.**

B. Consider: 2013 Budget Line Adjustments

**Motion by Roy, second by Cook, to approve the following line item adjustments to the**

**2013 budget EXPENSES:**

| General Fund Code Number | Line Item Title       | Original 2013 Budget Amount | 12-04-13 Adjustment |
|--------------------------|-----------------------|-----------------------------|---------------------|
| 101-42400-308            | Zoning Administration | 3,000                       | 4,000               |
| 101-42400-309            | Public Notices        | 700                         | 1,700               |
| 101-42400-310            | Building Inspections  | 11,000                      | 39,000              |

**AND the following line item adjustments to the 2013 budget REVENUES:**

| General Fund Code Number | Line Item Title  | Original 2013 Budget Amount | 12-04-13 Adjustment |
|--------------------------|------------------|-----------------------------|---------------------|
| 101-32210                | Building Permits | 16,000                      | 36,000              |
| 101-32211                | Electric Permits | 1,000                       | 11,000              |

**Motion passed 4-0.**

C. Consider: 2013 Fund Transfers and Year-End Contributions

**Motion by Cook, second by Roy, to approve the following 2013 budgeted fund transfers:**

**\$3,086 from 605-49300-721 Marina Fund Transfer  
to 101-39200 General Fund for Administrative Expense Reimbursement**

**\$12,500 from 605-49300-720 Marina Fund Transfer  
to 101-39201 General Fund**

**\$10,866 from 602-43200-720 Sewer Fund Transfer  
to 101-39202 General Fund for Administrative Expense Reimbursement**

**\$1,625 from 502-43200-720 Stormwater Fund Transfer  
to 101-39203 General Fund for Administrative Expense Reimbursement**

**\$20,000 from 101-49000-500 General Fund Bridge Transfer  
to 403-39200 Bridge Fund**

**And approves the following 2013 budgeted contribution:**

**\$900 (101-49000-434) to the city of Shorewood to offset Southshore Center operating expenses.**

**Motion passed 4-0.**

D. Consider: 2014 License Applications

**Motion by Roy, second by Fletcher, to approve 2014 licenses for the entities listed below contingent upon the city receiving applications and fees by 12-31-13:**

|                           |   |
|---------------------------|---|
| <b>Liquor</b>             | <b>Old Log Theater</b>  |
| <b>Trash</b>              | <b>Allied Waste, Aspen Waste, Blackowiack Disposal, Randy's Sanitation, Vintage Waste, Waste Management, Waste Technology</b> |
| <b>Tobacco</b>            | <b>Christmas Lake Gas</b>   |
| <b>Commercial Marinas</b> | <b>Bean's Greenwood Marina, Excelsior Bay Harbor, Kreslin's Marina</b>  |
| <b>Rental Permits</b>     |   |

**Motion passed 4-0.**

E. 1st Reading: Ordinance 225 Regarding Variance Extensions

**Motion by Cook, second by Roy, to approve the 1st reading of ordinance 225 as it was supposed to be in the council packet. Motion passed 4-0.**

F. Discuss: Variance Ordinance Changes Regarding Practical Difficulties Considerations

**Motion by Fletcher, second by Cook, to approve the draft of the variance ordinance changes regarding practical difficulties considerations and direct the draft ordinance be sent to the planning commission for a public hearing and recommendation. Motion passed 4-0.**

G. Discuss: Potential Shuman Woods Park Improvements

Public Comment: Kristi Conrad, 21780 Fairview Street, noted that the amount of ongoing maintenance costs for Shuman Woods Park improvements might be more than expected. She also asked that the council consider using park funds to purchase side boards and a liner for a skating rink for Greenwood Park.

**Motion by Cook, second by Fletcher, to direct the planning commission review potential improvements at Shuman Woods Park and / or Greenwood Park, and develop a park system plan if appropriate. Or do nothing. Motion passed 4-0.**

8. OTHER BUSINESS

A. None

9. COUNCIL REPORTS

- A. Cook: Planning Commission
- B. Fletcher: Lake Minnetonka Communications Commission, Fire, Xcel Project
- C. Kind: Police, Administration, Mayors' Meetings, Website, Southshore Center Committee
- D. Quam: Roads & Sewer, Minnetonka Community Education
- E. Roy: Lake Minnetonka Conservation District, Lake Improvement District

No council action was taken on any of the council reports.

10. ADJOURNMENT

**Motion by Cook, second by Roy, to adjourn the meeting at 10:02pm. Motion passed 4-0.**

*This document is intended to meet statutory requirements for city council meeting minutes. A video recording was made of the meeting, which provides a verbatim account of what transpired. The video recording is available for viewing on LMCC TV channel 8 for 1 month, at [www.lmcc-tv.org](http://www.lmcc-tv.org) for 1 year, and on DVD at the city office (permanent archive).*