

City of Greenwood – City Council Minutes

Greenwood City Council Chambers
20225 Cottagewood Road Deephaven, MN 55331
952-474-6633
Tuesday, May 6, 2008
7:00 p.m.

APPROVED MINUTES

1. Call to Order/Roll Call

Mayor Newman called the meeting to order at 7:00 p.m.
Council present: Scharf, Newman and Quam. Councilmember Sagal arrived at 7:01
Council absent: Hill
Staff present: Attorney Kelly and Clerk Whipple
Staff absent: none

2. Approve Consent Agenda

Councilmember Quam moved to approve the consent agenda. Second by
Councilmember Scharf. Motion passed 2-0-1 with Scharf abstaining from the vote.

3. Approve Agenda

Mayor Newman asked that #9D be added; Schroeder Fence and to switch items B & C
on #8.
Motion by Councilmember Scharf to accept the agenda as modified. Second by
Councilmember Sagal. Motion carried 4-0

4. Matters from the Floor

Peter Bennencasa, manager for the Boathouse Restaurant at 21960 Minnetonka Blvd.
in Greenwood was present to discuss the recent liquor violation for his restaurant.
He felt the compliance check by the South Lake Minnetonka Police Department unusual
in that a father-son team was sent to test whether liquor would be sold to a minor.
Attorney Kelly explained Greenwood's liquor ordinance.
Doug Peterson, the attorney for the Peterson family who lost a son to a drunk driver,
commented on the events which led to his death. He asked that no one forget the
death of that young man.

5. Recycling Contract Proposals

Greenwood's recycling contract with Waste Management expires May 21, 2008.
Two companies offered proposals for recycling. Emily Metcalf from Vintage Waste
Systems, Inc. reviewed their recycling program which uses smaller garbage trucks and
35 gallon collection carts for weekly pick-up with a cost of \$4 per unit per month.
Pam Fleischacker from Waste Management had two different proposals. #1 Offers the
same weekly program as currently under contract for \$2.37 per unit per month with a
recycle bin. This 3-year contract includes a fuel escalator clause. #2 Offers a 5-year
contract with every-other-week pick-up at \$3.14 per unit per month using carts. This
proposal also includes a fuel escalator.
The Council did not offer a contract to either company, but rather extended Waste
Management's contract for an additional 90 days. The Council will consider the two
options and looks for comments from Greenwood residents.

6. Lake Minnetonka Conservation District Report

Kelsey Page reported on the April 23rd LMCD meeting. The City of Orono received
approval to place docks on Big Island. Two variance requests for a dock use area have

been resolved. There was an application for a liquor license from the Bayview Event Center for the boats QE I and QE II, which was approved. The LMCD has an environmental committee which has been looking at reviewing the ordinance relating to multiple dock permits. The public information meeting was well-attended.

7. Engineer: 2008 Road Plan/2008 Sewer Plan

Dave Martini, Engineer for Bolton and Menk presented the road report. The 2007 seal coating on Minnetonka Blvd. will be re-done by Pearson Brothers as the surface is not holding up well.

Quotes will be requested for Pineview Circle, Kings Court and Queens Circle to see if seal coating those areas is financially possible this year. Seal coating those roads will be a preventive maintenance measure.

Mr. Martini reviewed the 2008 road evaluation. Councilmember Quam noted there was \$275,000 worth of serious road fixing to be done but have only \$75,000 budgeted for roads. It was determined that Weeks Road needs to be milled and tarred this summer at a cost of approximately \$44,285. The balance of the budget will be used to patch roads.

Sewer districts 1 and 2 have been reviewed and inspected as part of Greenwood's inflow and infiltration remedy. There are 20 manholes in those districts and some show signs of leaking and some sewer lines need repair. The repairs will be approximately \$45,000. Quam moved for the City Engineer to get bids for fixing the proposed man holes and sewer lines in Districts 1 and 2. Second by Councilmember Sagal. Motion carried 4-0

8. Planning Commission

A. Report: Kelsey Page reviewed the Planning Commission meeting of April 16.

B. Lane Variance: Pete Boyer, the general contractor for the Lane's, described the roof issue for which repair required a variance.

Councilmember Quam moved to approve resolution #08-08 as submitted.

Second by Councilmember Scharf. Motion carried 4-0

Recess: 8:58 p.m. to 9:05 p.m.

C. Schmitt Variance Request:

Robert Schmitt requested that the Council approve the variance request to exceed hardcover for the commercial building he hopes to construct at 21550 State Highway Seven.

There was much discussion about drainage issues. An engineer's drainage report will be forthcoming. The Council requested a complete project proposal. Mr. Schmitt asked that the Council extend his request to July 10, 2008.

D. First Reading Ordinance #161: Amend regulating access to commercial property.

Councilmember Scharf moved to approve the first reading of Ordinance #161.

Second by Councilmember Sagal with the caveat that a couple typos be corrected.

Motion passed 3-1 with Councilmember Quam voting nay.

E. First Reading Ordinance #162: Amend sign ordinance to address electronic billboard signs and provisions as to what is a prohibited sign.

Councilmember Sagal moved to approve Ordinance #162, with changes: the deletion of the last two lines of paragraph E on page 11, and page 12 paragraph E to read "Signs attached to or trailered by a vehicle parked primarily for use as a sign."

Second by Councilmember Scharf. Motion carried 4-0.

F. Massing Discussion Councilmember Quam encouraged the Planning Commission to keep working on the massing ordinance and the Council appreciates their efforts.

9. Old Business

A. Discuss request for Meadville road vacation. A Greenwood resident has requested that the Council consider vacating the fire lane near 5130 Meadville Street as it often used by people who think it is an avenue for lake access. Attorney Kelly stated that vacating a portion of a road opens a can of worms. It's possible the City could post a

sign that reads no access or no turn around. Mayor Newman will discuss this with the resident.

B. Budget review: Motion by Councilmember Quam to keep the City dock fees at \$750 for the 2009 boating season. Second by Councilmember Sagal. Motion carried 4-0. Mayor Newman reminded the Council that their preliminary budget numbers are due by the June council meeting. Councilmember Scharf suggested meeting at 6:00 for a budget work session immediately preceding the June 3 City council meeting.

C. Comprehensive plan review: Quam moved and Scharf seconded approval of Greenwood's Comprehensive Plan as drafted. Motion carried 4-0

D. Schroeder fence: The fence at 5050 Meadville Street needs design approval by the Council before construction can begin. Clerk Whipple will talk to Gus regarding placing this on the June Council agenda.

10. New Business

A. Approve trash hauler's license for Waste Technology, Inc. Councilmember Quam moved license approval of Waste Technology, Inc. Second by Councilmember Scharf. Motion carried 4-0

B. Councilmember Quam moved to take \$1,200 out of the contingency fund to support the Lake Minnetonka 4th of July Celebration. Second by Councilmember Sagal. Motion carried 4-0

11. Reports

A. Mayor Newman reminded the Council of the Public Safety Strategic Plan meeting on May 14, at 7:00 p.m.

Motion by Councilmember Scharf to approve the 2008 Seasonal Park and Dock patrol services for the City of Excelsior. Second by Councilmember Quam. Motion carried 4-0

Buckthorn on the LRT will be removed from Meadville to Fairview with phase 2 going on to the Deephaven border.

B. Clerk Whipple said approval has been given by the Secretary of State, the Old Log Theater, and the ICA Food shelf to have a food drive at the September 9 primary election. The event will be entirely the responsibility of the ICA.

Motion by Councilmember Scharf to support the ICA Food Drive at the Primary. Second by Councilmember Sagal. Motion carried 4-0

Election Judges are still needed for the primary and general elections.

A new volunteer (Mary Jo Newman) has stepped forward to organize the 4th of July parade.

A Greenwood resident had a flower box damaged by the snow plow over the winter and she requested to be reimbursed and the Council agreed.

C. St. Alban's Boathouse liquor violation: Mayor Kelly reviewed the event which led to the liquor violation resulting from the sale of liquor to a minor. Greenwood resident Jeannie Bowers 21600 Fairview Street reviewed the June 2, 2002 event where Danny Peterson was killed by a drunk driver in Greenwood. Mayor Kelly noted that the City Ordinance was amended with a structured civil fine. On the third violation, the liquor license can be considered for suspension or revocation.

D. Councilmember Sagal asked if the Council would like him to pursue estimates for treating St. Albans Bay for milfoil. Councilmember Quam asked him to check further. Recycling/clean up day went well. The new siren will be installed shortly but there was some concern about the weight of the truck.

E. Docks, Fire: Councilmember Hill was absent

F. Councilmember Scharf suggested new plastic-coated picnic tables for the park by the

City marina. Councilmember Scharf moved to purchase 2 -8' handicap accessible metal tables with plastic coating not to exceed \$1,600. Second by Councilmember Quam.

Motion carried 4-0

With regard to the Senior Center, the key objectives of the Cities are to keep current activities and add others. A sustainable funding financial model is needed to keep the Center open. Southshore Friends and Senior Community Services are providing input. G. Councilmember Quam reported on the MCE mini triathlon held May 3rd.

12.. Adjourn

Councilmember Sagal moved to adjourn at 10:58. Second by Councilmember Quam

Motion carried 4-0

Respectfully submitted,

Roberta Whipple
City Clerk/ Administrator