

MINUTES

Greenwood City Council Meeting

Wednesday, August 6, 2014

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 Kind; Councilmembers Bill Cook, Tom Fletcher, Bob Quam, and Rob Roy

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

Motion by Kind to approve the agenda with the addition of item 4E St. Alban's Bay Milfoil Treatment Announcement. Second by Cook. Motion passed 5-0.

2. CONSENT AGENDA

A. Approve: 07-09-14 City Council Meeting Minutes

B. Approve: June Cash Summary Report

C. Approve: July Verifieds, Check Register, Electronic Fund Transfers

D. Approve: August Payroll Register

E. Approve: 2nd Reading Ordinance 237, Amending Section 110, Elections (*changing mayor's term from 2 years to 4 years beginning in 2016*)

Motion by Kind to approve the consent agenda items as presented. Second by Quam. Motion passed 5-0.

3. MATTERS FROM THE FLOOR

A. None.

4. PRESENTATIONS, REPORTS, GUESTS & ANNOUNCEMENTS

A. Guest: Fiona Sayer, Planning Commission Applicant, Res 17-14 Appointments & Assignments

Motion by Fletcher to approve resolution 17-14 updating the city appointments and assignments for 2014 as presented. Second by Cook. Motion passed 5-0.

B. Presentation: Chief Bryan Litsey, South Lake Minnetonka Police Department 2015 Budget

Motion by Roy to approve the 2015 South Lake Minnetonka Police Department operating budget as presented. Second by Quam. Motion passed 5-0.

Motion by Cook to approve the plan to invoice the SLMPD cities for July 4th policing. The amount will be based on actual payroll costs plus a five percent administrative fee proportioned between the member cities using the same percentages that apply to funding the operating budget. Second by Fletcher. Motion passed 5-0.

C. Presentation: "Inflow & Infiltration" by Councilmember Bill Cook (*Met Council Director of Engineering*)

View the presentation on LMCC channel 8 or at www.lmcc-tv.org.

Motion by Cook to authorize the city engineer to prepare a proposal to investigate Inflow & Infiltration sources in the city for the council to consider at the 09-03-14 city council meeting. Second by Quam. Motion passed 5-0.

D. Announcement: Budget Worksession, 6pm Wednesday 09-03-14 (*before council meeting*)

No council action was taken.

E. Announcement: St. Alban's Bay Milfoil Treatment

No council action was taken. View the announcement on LMCC channel 8 or at www.lmcc-tv.org.

5. PUBLIC HEARINGS

- A. Public Hearing re: Ordinance 239, Amending Section 1140.40, Signs in Residential Areas

Motion by Quam to open the public hearing. Second by Roy. Motion passed 5-0.

No one spoke during the public hearing.

Motion by Cook to close the public hearing. Second by Fletcher. Motion passed 5-0.

- B. Public Hearing re: Ordinance 238, Amending Section 1125.05, Swimming Pools in R-2 District

Motion by Kind to open the public hearing. Second by Fletcher. Motion passed 5-0.

No one spoke during the public hearing.

Motion by Kind to close the public hearing. Second by Fletcher. Motion passed 5-0.

6. UNFINISHED BUSINESS

- A. Consider: Potential St. Alban's Bay Lake Improvement District & Receive Petition

Motion by Fletcher to ...

- 1. Formally receive the St. Alban's Bay Lake Improvement District (SABLID) petition dated 07-11-14 that includes signatures from 76 Greenwood SAB lakeshore / lake access properties.**
- 2. Direct the city clerk to create a file for the petition and future SABLID documents.**
- 3. Authorize the city clerk to publish notice for a SABLID public hearing to be held at the 09-03-14 city council meeting.**
- 4. Authorize Councilmembers Roy and Fletcher to work with the city of Excelsior to revise the SABLID Joint Cooperative Agreement for the council to consider at the 09-03-14 city council meeting.**

Second by Roy. Motion passed 5-0.

- B. 2nd Reading: Ordinance 235, Amending Grading Ordinance

Motion by Cook to approve 2nd reading of ordinance 235 with Councilman Fletcher's revisions. Second by Quam. Motion passed 5-0.

- C. Discuss: Indemnification Relating to the Repeal of Fire Code Appendix D

Motion by Fletcher to approve the draft letter regarding "No Indemnification Relating to the Repeal of Fire Code Appendix D" and direct the city clerk to email it to Chief Gerber for distribution to the Excelsior Fire District Board. Second by Roy. Motion passed 5-0.

7. NEW BUSINESS

- A. Consider: Resolution 20-14, Variance Findings, Tom & Karen Hessian, 4990 Meadville St

Motion by Cook to adopt resolution 20-14 approving the variance application of Tom and Karen Hessian as presented. I further move the council directs the city clerk to mail a copy of the findings to the applicant and the DNR, and place an Affidavit of Mailing for the mailing in the property file. Second by Quam. Motion passed 5-0.

- B. 1st Reading: Ordinance 239, Amending Section 1140.40, Signs in Residential Areas

Motion by Fletcher to approve the 1st reading of Ordinance 239 with the following revision: Change paragraph (k) to read "Signs that have a structural member or other portion closer than 10 feet to a side lot line, permitted conditional use businesses in residential zones are excepted from this provision." Second by Cook. Motion passed 5-0.

- C. 1st Reading: Ordinance 238, Amending Section 1125.05, Swimming Pools in R-2 District

Motion by Fletcher to approve the 1st reading of ordinance 238 as presented. Second by Quam. Motion passed 5-0.

- D. Consider: Resolutions 21-14 and 22-14, Building Permit Extensions for 5560 Maple Heights Rd and 5100 Greenwood Circle

Motion by Cook to approve resolution 21-14 extending the building permit for 5560 Maple Heights Rd to August 6, 2015. Second by Quam. Motion passed 5-0.

Motion by Fletcher to approve resolution 22-14 extending the building permit for 5100 Greenwood Circle to September 3, 2014 with the expectation that the property owner will clean up the yard and prepare a completion plan for consideration by the city council at the September 3, 2014 city council meeting. Second by Cook. Motion passed 5-0.

Resident Brian Malo asked a few questions regarding 5100 Greenwood Circle. View his comments on LMCC channel 8 or at www.lmcc-tv.org.

- E. Consider: Authorization to Send Budget Comment Opportunity Information to County

Motion by Fletcher to authorize the city clerk to send the following information to Hennepin County regarding the opportunity for the public comment regarding the city's 2015 budget: 7pm, Wednesday, December 3, 2014, Deephaven Council Chambers, 20225 Cottagewood Rd, Deephaven, MN 55331, phone 952.474.6633. Second by Cook. Motion passed 5-0.

- F. Consider: Letter Requesting Video Taping of Minnehaha Creek Watershed District Meetings

Motion by Roy to authorize the mayor to send a letter to the Minnehaha Creek Watershed District to request video taping of their meetings. Second by Quam. Motion passed 4-1 with Cook voting nay.

8. OTHER BUSINESS

- A. None

9. COUNCIL REPORTS

- A. Cook: Planning Commission, Greenwood Circle Xcel Projects

No council action was taken.

- B. Fletcher: Lake Minnetonka Communications Commission, Fire

No council action was taken.

- C. Kind: Police, Administration, Mayors' Meetings, Website

No council action was taken.

- D. Quam: Roads & Sewer, Minnetonka Community Education, St. Alban's Bay Bridge

No council action was taken.

- E. Roy: Lake Minnetonka Conservation District, Lake Improvement District

No council action was taken.

10. ADJOURNMENT

Motion by Quam to adjourn the meeting at 8:59pm. Second by Fletcher. Motion passed 5-0.

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 for 1 year, and on DVD at the city office (permanent archive).