

MINUTES

Greenwood City Council Meeting

Wednesday, August 3, 2016

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, Rob Roy

Staff Members Present: None

Motion by Roy to approve the agenda. Second by Cook. Motion passed 5-0.

2. CONSENT AGENDA

A. Approve: 07-06-16 City Council Meeting Minutes

B. Approve: June Cash Summary Report

C. Approve: June Certificates of Deposit Report

D. Approve: July Verifields, Check Register, Electronic Fund Transfers

E. Approve: August Payroll Register

F. Approve: Liability Coverage Waiver Form

G. Approve: Budget Comment Opportunity

Motion by Kind to approve the consent agenda items. Second by Cook. Motion passed 5-0.

3. MATTERS FROM THE FLOOR

No one spoke during matters from the floor.

4. PRESENTATIONS, REPORTS, GUESTS, AND ANNOUNCEMENTS

A. Chief Meehan: South Lake Minnetonka Police Department Quarterly Update, 2017 Budget, and Coyote Discussion

Motion by Roy that the Greenwood city council approves the 2017 South Lake Minnetonka Police Department operating budget with a 3.8% overall increase to member cities. Second by Cook. Motion passed 5-0.

Coyote Discussion: Chief Meehan explained that the best coyote management method is hazing. He stated that he knows of no other city in the state that has a coyote management plan that uses sharpshooters or traps to destroy coyotes. He emphasized there have been zero cases in the area where a coyote has attacked a human.

Bob Newman, 5230 Meadville Street, asked if snares could be used in such a way that the coyote would not be harmed.

Chief Meehan stated that snares / foot traps typically do not kill coyotes, but they can be seriously hurt. He also stated that the main problem with foot traps is that dogs and other animals can get caught in them and be seriously hurt.

Since the coyote topic originally was slated for later on the agenda, the city council delayed action.

B. Chief Gerber: Excelsior Fire District 2017 Budget

Motion by Fletcher that the Greenwood city council approves the 2nd draft of the 2017 Excelsior Fire District operating budget and facilities / capital budget as presented. Second by Cook. Motion passed 5-0.

C. Dave Martini: City Engineer Update

No council action was taken.

D. Announcement: Budget & Fees Worksession, 6pm Wed 09-07-16 (before council meeting)

Since good progress was made at the 8/3 worksession, the city council consensus was to cancel the scheduled 9/7 worksession.

5. PUBLIC HEARING

- A. Public Hearing: Showcase Event Permit Request, Mark Williams Custom Homes, 21695 Fairview St

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

No one spoke during the public hearing. Written comments were received by Jeannie Bowers, Joan Moser, and Brian Burdick.

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

6. ACTION RELATED TO PUBLIC HEARING

- A. Consider: Showcase Event Permit Request, Mark Williams Custom Homes, 21695 Fairview St

Motion by Cook that the city council approves the application of Mark D. Williams Custom Homes for a Showcase Event Permit per section 450 of the Greenwood ordinance code. The city finds that (a) the showcase event will not endanger the public health, safety or general welfare of its residents; (b) the showcase event will not cause undue traffic hazards, congestion or parking shortages; and (c) the showcase event will not impose an excessive burden on the city or its residents or cause damage to private property, parks, streets, rights-of-way, or other public property. Approval is subject to the following conditions: (1) all parking shall be in the Old Log Theatre parking lot only; (2) "No Parade of Homes Parking" signs shall be posted on both sides of Fairview Street for a distance of 300 feet in both directions during event times only; (3) the Old Log Theatre's address shall be listed in the Parade of Homes' guide; and (4) any damage to the Fairview Street boulevard shall be repaired. Second by Cook. Motion passed 4-1 with Fletcher voting nay.

7. PLANNING & ZONING ITEMS

- A. 1st Reading: Ord 257, Amending Noxious Tree List in City Code Section 1140.80

Motion by Fletcher that the city council approves the first reading of ordinance 257, an ordinance of the city of Greenwood, Minnesota amending the noxious tree list in Greenwood ordinance code section 1140.80, as written. I further move that the ordinance be placed on the next council agenda for a second reading. Second by Quam. Motion passed 3-2 with Cook and Roy opposing.

- B. 1st Reading: Ord 258, Regarding Temporary Family Health Care Dwellings

Motion by Fletcher that the city council adopts ordinance 258, an ordinance of the city of Greenwood, Minnesota amending Greenwood ordinance code section 1140.05 to opt out of the requirements of Minnesota Statutes Section 462.3593, as written. Second by Cook. Motion passed 5-0.

Motion by Fletcher that the city council waives the second reading of ordinance 258 and directs staff to publish the ordinance in the city's official newspaper. Second by Cook. Motion passed 5-0.

- C. Review: Draft Ord 261, Regarding Grading

Motion by Fletcher that the city council directs the planning commission to hold a public hearing for ordinance 261 amending section 1140.19 regarding grading, with the following revision: Add "... determine and mitigate impacts ..." to the purpose statement. Second by Roy. Motion passed 5-0.

8. UNFINISHED BUSINESS

- A. None.

9. NEW BUSINESS

- A. Reconsider: Removal of Lilacs at the Fire Lane Between 5120 & 5130 Meadville Street

Motion by Roy that the city council repeals the 07-06-16 decision to remove the lilac bushes located at the fire lane between 5120 & 5130 Meadville Street. Second by Quam. Motion passed 4-0-1 with Fletcher abstaining.

B. Consider: Coyote Management Control

Marilyn Thacker, 21915 Fairview Street, stated that she believes the city's leash laws should be followed, opposes killing coyotes.

John Ekelund, 5135 Meadville Street, stated that a coyote attacked his dog in his own yard, believes that police have identified the location of the den, now feels like a prisoner in his own yard.

Jennifer Gallagher, 21775 Fairview Street, stated that a coyote chased her on July 25, the coyote came from Greenwood Park, she feels like she is being stalked.

Dan Statsick, 21695 Fairview Street, suggested the city conduct a controlled burn adjacent to the marsh where the coyote den appears to be located.

Lynn Allar, 5070 Covington Street, stated that she would like the city to be creative, get rid of coyote food source, opposes shooting or trapping.

Karen Hessian, 4990 Meadville Street, stated that a coyote attacked her dog in her own yard, she is living in fear, the dumpster at the Old Log needs to be kept closed.

Jack Pavlick, 5205 Greenwood Circle #13, stated that the dumpster at Georgetown Manor may be contributing to the coyote problem, he believes city dock users are causing the dumpsters to be overflowing with garbage.

Jean Gray, 5180 Meadville Street, stated that the Old Log's dumpsters may be overflowing because they are not breaking down their boxes.

Marna Fronius, 5140 Meadville Street, stated that she is concerned for the safety of small children.

Joe Fronius, 5140 Meadville Street, asked how a coyote can tell the difference between a small child and a dog.

Mark Krezowski, 5130 Meadville Street, stated that coyotes have been seen in lakeside yards, supports establishing a coyote management plan.

Bob Newman, 5230 Meadville Street, stated that something needs to be done, coyotes are in our territory, a fast-moving committee should be formed to make a recommendation.

Jan Gray, 5170 Meadville Street, stated that everyone in the area is feeling threatened, concerned about children playing at the playground in Greenwood Park and children attending shows at the Old Log Theatre.

Dana Nelson, 5025 Meadville Street, stated that he has lived in other parts of the country where coyotes are prevalent, he has never heard of coyotes being successfully eradicated, we're going to have to teach the population how to live with coyotes.

View complete comments at LMCC-TV.org.

Motion by Fletcher that the city council authorizes Mayor Kind, Councilmember Cook, and the city clerk to (1) spend up to \$5,000 from the city's contingency fund for coyote management; (2) initiate a proactive garbage dumpster inspection program; and (3) explore options with the Old Log Theatre for the marsh area. And further directs Mayor Kind and Councilmember Cook to draft a coyote management plan with public input within 2 weeks. Second by Roy. Motion passed 5-0.

10. OTHER BUSINESS

- A. None.

11. COUNCIL REPORTS

- A. Cook: Planning Commission, Parks, Sewer Study, St. Alban's Bay Bridge, Traffic Committee

Motion by Roy that the city council authorizes the purchase and installation of a battery-operated camera that is triggered by motion activity at the city docks. Second by Quam. Motion passed 5-0.

- B. Fletcher: Lake Minnetonka Communications Commission, Fire

No council action taken. View report at LMCC-TV.org.

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

No council action taken. View report at LMCC-TV.org.

D. Quam: Roads & Sewers, Minnetonka Community Education, Traffic Committee

No council action taken. *View report at LMCC-TV.org.*

E. Roy: Lake Minnetonka Conservation District, St. Alban's Bay Lake Improvement District

No council action taken. *View report at LMCC-TV.org.*

12. ADJOURNMENT

Motion by Roy to adjourn the meeting at 9:17pm. Second by Cook. 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).