OFFICIAL MINUTES

MINUTES
TONKA BAY CITY COUNCIL
REGULAR MEETING
March 11, 2014

1. **CALL TO ORDER**
The regular semi-monthly meeting of the Tonka Bay City Council was called to order at 7:00 p.m.

2. **ROLL CALL**
Members present: Mayor De La Vega, Councilmembers Anderson, Ansari, Clapp and Grothe. Also present were City Administrator Kohlmann and City Attorney Penberthy.

3. **APPROVAL OF AGENDA**
Anderson moved to approve the agenda as submitted. Ansari seconded the motion. Ayes 5. Motion carried.

4. **CONSENT AGENDA**
Anderson moved to approve the consent agenda approving the regular meeting minutes of February 25, 2014 as amended: Page 2, Item 8A, first paragraph, change sentence to read "...would require WNAV to have two SD cards"; Page 3, Item 8D, 3rd paragraph, change sentence to read: "Anderson moved to direct the Mayor and City Administrator to enter into a 12-month agreement with DTS for IT Services"; Item 12A, change to Anderson moved to adjourn the meeting; and Resolution 14-05, 40 Interlachen Lane. Clapp seconded the motion. Ayes 5. Motion carried.

5. **MATTERS FROM THE FLOOR**
None

6. **SPECIAL BUSINESS**
None

7. **PUBLIC HEARINGS**
None

8. **OLD BUSINESS**
None

9. **NEW BUSINESS**
   A. **City of Orono – Comprehensive Plan Amendment**
   Kohlmann stated staff has received a notice from the City of Orono relating

to their request for a Comprehensive Plan Amendment. Staff is looking for direction to have the City Administrator waive comments. Penberthy discussed when other cities' comments are required for amendments. He stated this is in regard to their golf course. He stated the purpose is to also see if their proposed amendment would conflict with our Plan in any way.

Anderson moved to authorize staff to wave comments on the City of Orono Comprehensive Plan Amendment. Clapp seconded the motion. Ayes 5. Motion carried.

B. **Approve Commercial Marina License Renewals**

Kohlmann reviewed the requests for commercial marina license renewals for 2014.

Grothe stated the fees seem low for a commercial marina license. De La Vega stated it is important to keep this in mind when we discuss fees. Penberthy stated it is important to keep in mind that the cost to the City should relate to what is charged.

Anderson moved to approve the 2014 commercial marina license renewals. Ansari seconded the motion. Ayes 5. Motion carried.

C. **Three Rivers Park District – Agreement**

Kohlmann stated a draft version of the agreement Three Rivers Park District would like signed is included for review. He stated condemnation is part of this agreement.

Kohlmann stated a pre-construction meeting for the bridge was held earlier today. He noted Tonka Bay utilities will not be impacted as part of this construction. He did not know how winter use of the trail would be impacted as part of this project and going forward.

Penberthy reviewed the locations of the proposed condemnations in the Lan-de-Con area and south of the All American Recreation property. He stated we have to assume a temporary easement will not be purchased from either business and will go to a permanent easement through eminent domain. Adopting the proposed resolution will support this. He stated they need total unfettered control over the land in order to receive certain kinds of funding.

Kohlmann stated TRPD would have to follow Federal highway guidelines because of funding.

Penberthy believed we should talk to our citizens before we adopt the resolution.

Councilmembers and staff discussed condemnation on a temporary basis. Penberthy explained why the permanent condemnation language needs to be in the agreement.

Councilmembers discussed the agreement language and the parcels that would be impacted by the condemnation. Penberthy explained that Three Rivers Park District has sent out offers to the property owners for the temporary easements. He suggested the Council direct staff to contact the property owners to see how negotiations are proceeding.

10. MATTERS FROM THE FLOOR

None

11. REPORTS

A. Administrator – no report

B. Anderson - Finance, Fire Lanes and Public Access, Technology – no report

C. Ansari – EFD, Sanitation and Recycling, Southshore Community Center – no report

D. Grothe – Building Inspection, Municipal Buildings and Grounds, LMCC – no report

E. Clapp - Parks and Playgrounds, LMCD, Commercial Marinas, Municipal Docks – no report

F. Attorney's Report – no report

G. De La Vega - Public Works, SLMPD, Administration – De La Vega stated he would be attending a SLMPD Coordinating Committee meeting on March 12.

12. ADJOURNMENT

There being no further business, it was moved by to Anderson adjourn the meeting at p.m. Clapp seconded the motion. Ayes 5. Motion carried.

Attest:

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Clerk