

# CITY OF TONKA BAY ITEM NO. 4A

## MINUTES TONKA BAY CITY COUNCIL REGULAR MEETING April 24, 2012

### 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 LaBelle, Councilmembers Marceau, De La Vega, Anderson and Holscher. Also present were City Administrator Kohlmann, City Attorney Penberthy, and Public Works Superintendent Kluver.

### 3. APPROVAL OF AGENDA

Marceau moved to approve the agenda as submitted. De La Vega seconded the motion. Ayes 5. Motion carried.

### 4. CONSENT AGENDA

Marceau moved to approve the consent agenda as presented approving the regular meeting minutes of April 10, 2012 as written. Holscher seconded the motion. Ayes 5. Motion carried. De La Vega moved to approve the Board of Appeals meeting minutes of April 11, 2012 as written. Holscher seconded the motion. Ayes 4-0-1. Marceau abstained from voting. Marceau moved to approve the Accounts Payable as presented. De La Vega seconded the motion. Ayes 5. Motion carried.

### 5. MATTERS FROM THE FLOOR

None

### 6. SPECIAL BUSINESS

A. Board of Appeals and Equalization (Continuation) – Bill Davy discussed the review of the property at 30 Gideons Point Road, and he recommended a market value reduction from \$2,897,000 to \$2,390,000. Holscher moved to accept the recommendation to lower the market value. Marceau seconded the motion. In response to a question from De La Vega, Davy discussed valuations with the City Council. Penberthy noted the record should show the home was built in 2008 and not in 1988. Ayes 5. Motion carried. Marceau moved to close the continued Board of Appeals and Equalization meeting. De La Vega seconded the motion. Ayes 5. Motion carried.

7. **PUBLIC HEARINGS**

A. **First Reading – Repeal Section 1080, General Storm Water Management Ordinance and replace it with Section 1080, Model Illicit Discharge and Connection Ordinance** – Kohlmann stated the MPCA has contacted the City to bring the current ordinance in compliance with the MS4 permitting requirements. They suggested that our current ordinance be repealed, and a new one be enacted in its entirety. The proposed ordinance has received the approval of the City Planner, Engineer, Attorney and staff members. Holscher stated she was concerned with how the ordinance would be enforced as well as the need to educate residents on what can be done to prevent storm water pollution. She stated these are general maintenance items that the homeowners would be glad to support. Kohlmann stated staff can put something together for the second reading. LaBelle stated it can also go in a future newsletter. Penberthy stated this is a component that is needed in order to get approval of the permit. He stated compliance is very important as Tonka Bay does not have storm sewers.

8. **OLD BUSINESS**

None

9. **NEW BUSINESS**

A. **Temporary/Seasonal Sales Permit – Sever’s Farm Market at Tonka Village Shopping Center** – Kohlmann reviewed the request for a temporary/seasonal sales permit and recommended approval. **Marceau moved to approve the temporary/seasonal sales permit for Sever’s Farm Market. De La Vega seconded the motion.** Holscher asked if there were any runoff issues with this request. It was noted there were no issues with runoff for Sever’s. **Ayes 5. Motion carried.**

B. **Excelsior Seasonal Park & Dock Patrol Services** – Kohlmann stated Chief Litsey has provided this request which must be approved by all member cities of the joint powers agreement. Staff is recommending approval. **Marceau moved to approve the Excelsior seasonal park and dock patrol services. Holscher seconded the motion. Ayes 5. Motion carried.**

C. **Lifeguard Services** – Kohlmann reviewed the request for 2012 lifeguard services at city beaches. The proposal is for the same cost as the previous year. A breakdown of beach use in 2011 was also provided as part of the report. **Holscher moved to approve the lifeguard services for 2012 and authorize the City Administrator to execute the agreement. De La Vega seconded the motion. Ayes 5. Motion carried.**

D. **Fund Classifications** – Kohlmann stated our auditor has provided the attachments about new requirements to classify City funds. He stated generally, there is

a restriction depending on how funds are classified. He noted Woodpecker Ridge Road would be committed for road improvements. He noted the General Fund would be unassigned. He stated Council action is required in order to reclassify the funds through adoption of the attached resolution. De La Vega asked if the classification can be changed or reallocated at some point. Kohlmann believed it could be changed through adoption of a resolution and filed with the audit. **De La Vega moved to adopt:**

**RESOLUTION NO. 12-07**

**A RESOLUTION CLASSIFYING FUND BALANCE TO FULFILL REQUIREMENTS OF  
GASB 54: FUND BALANCE REPORTING AND GOVERNMENTAL FUND TYPE  
DEFINITION**

**Marceau seconded the motion. Ayes – Marceau, De La Vega, Holscher, Anderson and LaBelle. Motion carried.**

**E. Investments** – Kohlmann stated staff has been working with various investment partners to get future recommendations from three brokers at once. He noted funds would be secure but not FDIC insured and could be for general obligation bonds rather than CDs. He noted a lot of cash has matured, and the auditor has recommended funds be transferred from the 4M Fund into these bonds. LaBelle asked if there is a way to know what we will be investing. Kohlmann stated that would be a part of the recommendations for investing in the future. They would be reviewed on a case-by-case basis. De La Vega asked if any other cities in the area have invested in this way before. Kohlmann stated St. Louis Park and Bloomington have invested in this way before. LaBelle asked if the broker has to state what their fee would be. Penberthy stated that would be a requirement for all transactions. **De La Vega moved to adopt:**

**RESOLUTION NO. 12-08**

**A RESOLUTION AMENDING RESOLUTION NO. 12-01  
OFFICIAL CITY APPOINTMENTS  
TO ADD FINANCIAL INSTITUTIONS**

**Marceau seconded the motion. Ayes – LaBelle, Anderson, Marceau, De La Vega and Holscher. Motion carried.**

**10. MATTERS FROM THE FLOOR**

None

**11. REPORTS**

- A. **Administrator** – Kohlmann reviewed the previous quarter's revenues and expenditures.
- B. **Holscher – Buildings, Building Inspections, Fire Lanes** - no report
- C. **Anderson - Animal Control, LMCC, Technology, Southshore Center** – no report
- D. **De La Vega – EFD, Parks, Sanitation, LMCD** – De La Vega reviewed the recent EFD budget meeting discussion and noted Tonka Bay would experience a decline in their share of the operational cost in 2013. De La Vega stated the Park Committee will be doing a walk-through of Manitou Park.
- E. **Marceau – Finance, Marinas, Municipal Docks** – no report
- F. **Attorney's Report** – no report
- G. **LaBelle - Public Works and SLMPD** – no report

12. **ADJOURNMENT**

There being no further business, it was moved by Marceau to adjourn the meeting at 7:34 p.m. De La Vega seconded the motion. Ayes 5. Motion carried.

Attest:

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Clerk