

**MINUTES
TONKA BAY CITY COUNCIL
REGULAR MEETING
February 13, 2007**

1. CALL TO ORDER

The regular semi-monthly meeting of the Tonka Bay City Council was called to order at 7:30 p.m.

2. ROLL CALL

Members present were: Mayor LaBelle, Councilmembers Marceau, Folley, Tessness and De La Vega. Also present were City Administrator Sandin, Public Works Superintendent Kluver, City Attorney Penberthy, and Recording Secretary Link.

3. APPROVAL OF AGENDA

Folley moved to approve the agenda as submitted. Marceau seconded the motion. Ayes 5. Motion carried.

4. APPROVAL OF MINUTES - Regular Meeting - January 9, 2007; Worksession - January 23, 2007; Regular Meeting - January 23, 2007

Marceau moved to approve the minutes of the regular meeting of January 9, 2007, January 23, 2007 worksession and the regular meeting of January 23, 2007 as written. Folley seconded the motion. Ayes 5. Motion carried.

5. CONSENT AGENDA - Accounts Payable, Resolutions 07-02 and 07-03

Marceau moved to approve the Consent Agenda as presented. Folley seconded the motion. Ayes 5. Motion carried.

6. MATTERS FROM THE FLOOR

A. Fred Ryan, 20 West Point Drive - Mr. Ryan discussed the possibility of having single-sort recycling in Tonka Bay. LaBelle suggested staff look into the possibility. Councilmembers discussed the possibility and associated costs. **Robert Bragg** stated the recyclers have said it is three times faster to use single-sort recycling. Excelsior will start the program this year. LaBelle stated we aren't in a position to spend \$36,000 on recycling containers at this point and must honor the existing contract.

7. PUBLIC HEARING

None

8. OLD BUSINESS

A. Floor Area Ratio (FAR) - Sandin stated information has been provided on floor area ratio, and she was open to questions. De La Vega discussed his support of the Greenwood effective floor area calculation system. Marceau agreed and believed that Tonka Bay should continue to look at Greenwood and Edina's FAR studies.

9. NEW BUSINESS

A. Request for Variance and CUP Extension - Jon/Theresa Hofer, 4249 Circle Road - Jon Hofer, 4249 Circle Road asked that the Council extend the variance and CUP extensions. Marceau asked if it should be extended when the first one expires. **Marceau moved to adopt Resolution 07-08 to extend the variance request to expire on June 13, 2008. De La Vega seconded the motion. Ayes - Marceau, De La Vega, LaBelle, Folley, and Tessness. Motion carried. Marceau moved to adopt Resolution 07-09 to extend the conditional use permit to expire on June 13, 2008. De La Vega seconded the motion. Ayes - Marceau, De La Vega, LaBelle, Folley and Tessness. Motion carried.**

B. Woodpecker Ridge Road Docks - LaBelle stated the residents on Woodpecker Ridge Road want the Council's reassurance that municipal docks would not be built on their street. He discussed options. LaBelle stated the Council is not required to do anything. He recommended deferring any action until such time that the assessment process begins for the road reconstruction. Marceau stated he would rather separate the two issues. He didn't believe a motion was necessary, although he would be fine if one were made to reassure the residents. LaBelle suggested staff draft a possible motion for review at the next meeting.

C. Adopt Resolution Supporting WeCan's Application for CDBG Funding - Sandin explained to the new members of the council the Community Development Block Grant process. **Marceau moved to adopt Resolution 07-10 supporting WeCan's application for CDBG funding. Tessness seconded the motion. Ayes - De La Vega, LaBelle, Marceau, Folley and Tessness. Motion carried.**

D. 2007 Open Book Meeting - Sandin reviewed the letter from Hennepin County setting the date for annual open book meeting. The date and time set are Thursday, May 3 from 5:00 - 6:30 p.m. **Folley moved to approve the 2007 open book meeting date. Tessness seconded the motion. Ayes 5. Motion carried.**

E. SWPPP Annual Meeting - LaBelle stated staff has suggested the annual meeting be held on Tuesday, March 27, 2007 during the regular City Council meeting. **Marceau moved to set the public hearing date of Tuesday, March 27, 2007. De La Vega seconded the motion. Ayes 5. Motion carried.**

F. Approve 2007 Liquor License - The Caribbean - Sandin recommended approval of the 2007 liquor licenses for the Caribbean. **Marceau moved to approve the liquor licenses for the Caribbean. Folley seconded the motion. Ayes 5. Motion carried.** The Council discussed how fees are determined for liquor licenses.

10. MATTERS FROM THE FLOOR

None

11. REPORTS

Sandin - Sandin reviewed a request from the owner at 180 Wildhurst Road regarding a zoning violation at 190 Wildhurst Road. She stated in its current situation, there is no violation. If an expansion occurs, it will be handled at that time.

Marceau - Finance, Marinas - no report

Tessness - Buildings, Building Inspections, LMCD, Municipal Docks, Fire Lanes - no report

Folley - Animal Control, LMCC, Technology - Folley reported on a recent meeting he attended for new councilmembers sponsored by the League of Minnesota Cities. He also attended an orientation at the EFD and SLMPD held for new councilmembers in the area.

De La Vega - Excelsior Fire District, Parks, Sanitation, and Southshore Senior/Community Center - De La Vega reported on his attendance at the EFD funding formula committee meeting. The purpose of the meeting is to determine whether the cities want to continue to move toward the ad valorem funding formula. He is being asked to bring back Tonka Bay's position at the next funding meeting. LaBelle stated we should look at the dollar amounts involved. LaBelle stated it would be good to know what Tonka Bay's cost would be if the 2008 - 2010 formulas were used this year. Penberthy noted it would take an affirmative vote by all the cities to change the formula. LaBelle stated the funding formula is worthy of discussion.

Attorney's Report - no report

LaBelle - Public Works and SLMPD - no report

12. ADJOURNMENT

There being no further business, it was moved by Marceau to adjourn the meeting at 8:10 p.m. Folley seconded the motion. Ayes 5. Motion carried.

Attest:

Clerk