

CITY OF TONKA BAY ITEM NO. 4A

MINUTES TONKA BAY CITY COUNCIL REGULAR MEETING March 10, 2009

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, Tessness, Folley, and De La Vega. Also present were City Administrator Loftus, City Attorney Penberthy and Public Works Superintendent Greg Kluver.

3. **APPROVAL OF AGENDA**

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

4. **CONSENT AGENDA**

De La Vega moved to approve the consent agenda as presented approving the regular meeting minutes of February 24, 2009 and worksession meeting minutes of March 2, 2009 as written and Accounts Payable. Marceau seconded the motion. Ayes 5. Motion carried.

5. **MATTERS FROM THE FLOOR**

None

6. **PUBLIC HEARING**

None

7. **OLD BUSINESS**

None

8. **NEW BUSINESS**

A. **Linder's Temporary/Seasonal Outdoor Sales Permit** – Loftus stated Linder's Greenhouses has applied for a temporary/seasonal outdoor sales permit again this year from April 10 through July 10. There were no issues reported in 2007 or 2008. They have provided documentation of proposed signage, and the owners of the neighboring bowling alley were notified of this request. She stated staff is recommending

approval. LaBelle noted it is in the same location as the previous year. **Marceau moved to approve the temporary/seasonal sales permit as requested for Linder's Greenhouses. Folley seconded the motion. Ayes 5. Motion carried.**

B. Commercial Marina Licenses – Loftus stated we have received three license renewals without change for Lindbo Landing, Caribbean, and Tonka Bay Marina. She noted historical information was provided for the three marinas as well as the code section for marinas. She inspected the sites and recommended approval of the three applications. Marceau asked about parking at the restaurant. Loftus stated this license is for just the marina. De La Vega pointed out that the date and number of boats have been added to the Tonka Bay Marina application. He also stated there is a portion of the dock at the Caribbean that needs to be verified whether it was ever moved. This was an LMCD issue, and he wanted to make sure it has been addressed. **De La Vega moved to approve the commercial marina licenses subject to Caribbean Marina's verification that the dock on the east end beyond the 200 foot line has been removed at the request of the LMCD. Tessness seconded the motion. Penberthy stated he had been told that it has been removed, and we just need to verify that. Ayes 5. Motion carried.**

C. Greg Kluver – 25 Years of Service – LaBelle was honored and pleased to present Greg Kluver with a Certificate of Appreciation for 25 years of service to the community and a gift card funded by residents and staff. He also read a resolution commending Kluver for his service. **LaBelle moved to adopt Resolution 09-04 honoring Greg Kluver's 25 years of service to the residents of Tonka Bay. De La Vega seconded the motion. Ayes – LaBelle, Marceau, De La Vega, Folley and Tessness. Motion carried.**

D. Capital Improvement Plan (CIP) – David Martini, Bolton & Menk gave a brief overview of the process taken to prepare the City's final Capital Improvement Plan. He also reviewed the sections included in the Plan. He noted priority projects have been identified and associated costs. He reviewed proposed needs and improvements and how they could be funded. He stated the next steps would be to approve the document. He stated this should be a living document, and it is something that should be changed over the years as needed. He noted no substantial changes have been made since the January review. Loftus thanked Martini for staying within the budget and the Council for their support of the project. LaBelle suggested this item be put on the next agenda or the first meeting in April to allow Councilmembers to review the plan in detail. **Tessness moved to continue this item to the April 14 meeting. De La Vega seconded the motion. Ayes 5. Motion carried.**

9. MATTERS FROM THE FLOOR

None

10. REPORTS

A. Loftus – Loftus reviewed addendum (informational) items included in the packets. LaBelle asked why court time revenue would be going down. Penberthy stated the courts are under funded, and the city fines may be a source of revenue for them. It is not clear under State law that cities have the ability to collect minor traffic fines. Minnetonka currently does so. There is a bill in the legislature to authorize cities. If approved, the ticket would be handled in Tonka Bay, and the money would come to Tonka Bay. Loftus stated she viewed a webinar presentation of the Federal Stimulus program which she printed off for the Council's information. She discussed the impact of the program on Tonka Bay and noted a city the size of Tonka Bay would have to go through the County for any transportation dollars. There are possibilities for funding for city-wide water meter change-outs and new windows in city hall through various grants. Councilmembers discussed filing for a grant for windows and urged staff to apply.

B. Marceau – Finance, Marinas – no report

C. Tessness – Buildings, Building Inspection, Fire Lanes and Municipal Docks – no report

D. Folley - Animal Control, LMCC, Technology, and Southshore Senior/Community Center – no report

E. De La Vega - EFD, Parks, Sanitation, and LMCD – De La Vega stated the five cities involved with the Southshore Center met earlier this afternoon. Some short term efforts include negotiating with SSSP to get a more favorable lease agreement and investigating whether there is insurance in place, particularly liability insurance, for the activities taking place at the Center. Shorewood has agreed to take the lead on managing and operating the Center until April 30. An RFP will be written to try to get a suitable tenant, and an appraisal will be done should the decision be made to sell the building. Shorewood is asking the five cities to participate on an equal basis until April 30. Each city's share of costs would be 20%. Shorewood did consider implementing their Shorewood option to take possession and pay the cities off. The motion failed 2-3. Marceau was concerned about Tonka Bay's share continuing at 20% after April 30. De La Vega explained how the 20 x 5 system was developed. He doesn't think it will go beyond sixty days. He stated this is just an update, and there aren't any formal documents to review. Loftus stated Shorewood will be developing a Memorandum of Understanding for the five cities to share equally in the costs. De La Vega stated the Parks & Trail Committee also met this month. They received an update on the County Road 19 trail, and the Committee also discussed the equipment for Old Orchard Park.

F. Attorney's Report – no report

G. LaBelle - Public Works and SLMPD – no report

11. ADJOURNMENT

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There being no further business, it was moved by Marceau to adjourn the meeting at 7:53 p.m. De La Vega seconded the motion. Ayes 5. Motion carried.

Attest:

Clerk