

**OFFICIAL MINUTES
TONKA BAY CITY COUNCIL
REGULAR MEETING
May 9, 2017**

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, Jennings, and LaBelle. Councilmember Ansari was absent. Also present were City Administrator Crawford, City Attorney Biggerstaff, and Public Works Superintendent Bowman.

3. APPROVAL OF AGENDA

Anderson moved to approve the agenda as submitted. Jennings seconded the motion. Ayes 4. Motion carried.

4. CONSENT AGENDA

Anderson moved to approve the following consent agenda items:

- A. Regular Meeting Minutes of April 25, 2017**
 - B. Board of Appeal Meeting Minutes of April 25, 2017**
 - C. Resolution 17-15 Amending 17-01, Appointments**
- Jennings seconded the motion. Ayes 4. Motion carried.**

5. MATTERS FROM THE FLOOR

None

6. SPECIAL BUSINESS

- A. Birch Bluff Rd/ Pleasant Ave Traffic Task Force

Councilmembers discussed how they would like to proceed following the public input at the April 25 City Council meeting.

Jennings stated he had the opportunity to visit the area. He stated there is a need for something to be done. He suggested treating this like any construction project and announce a temporary road closure with a beginning/ending date. He discussed his concerns about increased traffic to County Road 19 should the road be closed.

LaBelle stated this has been on the agenda several times over the years. He didn't recall if the closed loop was ever an option. He believed the road should not be closed. He stated he would not necessarily be opposed to a temporary closure. He stated the roads are for public use.

Anderson agreed with LaBelle's comments indicating the roads are for everyone. He was concerned about what would happen if there was an accident on Manitou Road which blocked traffic.

De La Vega discussed his conversation with Mayor Zerby of Shorewood who indicated Shorewood has access to traffic counts, etc., and suggested Shorewood's traffic committee and our task force meet to discuss this issue. He also discussed a letter from the city of Shorewood which outlined their concerns about a road closure. He discussed the need for specific traffic counts/studies. He believed speeding could be addressed in other ways besides closing off the street such as temporary/seasonal speed bumps.

Anderson stated a professionally-prepared study would need to be done before we move forward with any decisions.

Jennings asked how mobile speed bumps were. Bowman stated they are a nightmare for Public Works to deal with. He stated the people who are going to speed will not be slowed down by speed bumps.

Jennings stated there is a need for empirical data and wondered if there would be an opportunity to borrow one removable speed bump from another city or purchase one to install to give a reprieve. Crawford stated you wouldn't want to do a speed study should there be a speed bump in place. She didn't believe that Shorewood had any speed bumps in place, and Minnetonka Beach has them drilled in place. Jennings suggested staff research speed bump costs. Jennings suggested staff reach out to SLMPD to find out how many citations have been issued.

LaBelle asked what the negatives were for the temporary speed bumps.

Kristin Viger, 45 Pleasant Avenue stated the temporary speed bumps break down easily, and cyclists don't like them. She suggested traffic be restricted to 4-tons per axle year round on Pleasant Avenue and Birch Bluff Road.

Larry Fisher, 90 Birch Bluff Road stated the information on speed bumps came from the Mn/DOT website, and he would send the information to Crawford for the City Council.

LaBelle moved to direct staff to consider speed bumps and costs, where they would be placed, installation of a stop sign, contact SLMPD for increased enforcement, and contact Shorewood for joint

efforts, and discuss a speed study. Anderson seconded the motion. Ayes 4. Motion carried.

7. PUBLIC HEARINGS

- A. Simple Subdivision Request – Jeff Ziebarth, 45 Lilah Lane Erin Perdu, City Planner reviewed the request for a simple subdivision for 45 Lilah Lane. The request was to split the lot into two buildable lots. The house on Parcel A would remain in its current location as would a detached garage. The shed on Parcel B would need to be removed. Both lots meet the minimum requirements for R-1A in the Shoreland Overlay District. She discussed setback requirements. There would be one new lot created which would require an \$1100 park dedication fee. Staff recommended approval of the request with conditions outlined in the staff report.

De La Vega opened the hearing for public comments.

Kathy Ottum, 30 Lilah Lane was concerned about heavy construction vehicles and possible damage and how long the construction would last. She was also concerned about construction traffic using the park for vehicle parking. She was concerned about the lot split by someone who plans to split the lot, profit from it, and then leave town.

De La Vega closed the hearing.

LaBelle stated he would not support this if the lot split resulted in a non-conformity. He stated he could not deny a property owner the right to use his property.

Susan Jensen, 25 Lilah Lane discussed her concerns about lowland and major drainage issues. De La Vega stated the subdivision would be one step in the process. They would have to meet other requirements to avoid those problems.

Eric Ottum, 30 Lilah Lane discussed his concern about drainage and keeping development within reason.

Anderson moved to direct staff to prepare Resolution 17-16 to approve a simple subdivision subject to conditions in the staff report. LaBelle seconded the motion. Ayes – Anderson, De La Vega, Jennings and LaBelle. Motion carried.

B. Zoning Ordinance Amendments – Sections 1002 and 1011

LaBelle discussed a letter received from Dennis Richards, 5100 Manitou Road, regarding fire lanes. Crawford stated the ordinance does not have language permitting anything in the fire lanes right now. De La Vega stated the new language will tighten up the ordinance and eliminate any loopholes.

Councilmembers discussed the fencing and visual impairment language. Crawford discussed the advantage of including visual impairment language in the ordinance for enforcement purposes.

De La Vega opened the public hearing for public comments. There were none, and De La Vega closed the public hearing.

Anderson moved to approve Ordinance 2017-04. Jennings seconded the motion. Ayes 4. Motion carried.

Anderson moved to adopt Resolution 17-17 approving summary publication of Ordinance 2017-04, Section 1002, Rules and Definitions. LaBelle seconded the motion. Ayes – Anderson, De La Vega, Jennings and LaBelle. Motion carried.

Anderson moved to approve Ordinance 2017-05. Jennings seconded the motion. Ayes 4. Motion carried.

Anderson moved to adopt Resolution 17-18 approving summary publication of Ordinance 2017-05, Section 1011, General Development Performance Standards. Jennings seconded the motion. Ayes – Anderson, De La Vega, Jennings and LaBelle. Motion carried.

8. **OLD BUSINESS**

None

9. **NEW BUSINESS**

A. Seal Coating

Bowman reviewed three quotes received for seal coating with the low quote from Allied Blacktop in \$37,343.

Anderson asked if all West Point Road will be seal coated. Bowman indicated it would.

Anderson moved to approve the quote from Allied Blacktop in the amount of \$37,343.00 for 27,200 sq. yds. of CRS-2P seal coat oil. Jennings seconded the motion. Ayes 4. Motion carried.

B. Purchase Seal Coat Rock

Bowman reviewed the quotes received for seal coat rock which will result in being over budget.

LaBelle asked if this would cover all the roads in Tonka Bay. Bowman stated this covers only one-fifth of the roads.

Anderson moved to approve the quote from Dresser Trap Rock, Inc. in the amount of \$12,784.50 for 270 tons of seal coat chips. LaBelle seconded the motion. Ayes 4. Motion carried.

C. Televising Sewer Lines

Bowman reviewed quotes received for televising one-third of the sewer lines. He noted the quote would be for the next three years.

Anderson moved to approve the low quote from Pipe Services Corp the amount of \$0.45 per foot for 2017- 2019. LaBelle seconded the motion. Ayes 4. Motion carried.

D. Road Striping

Bowman reviewed quotes received for road striping.

Anderson asked why we stripe the roads. De La Vega stated it is intended to slow traffic.

Kristin Viger, 45 Pleasant Avenue stated this is a good chunk of money that could be used for the speed study. Councilmembers discussed the advantages of striping the roads.

Anderson moved to approve the low quote from Twin City Striping in the amount of \$1,831.92 for 2017 road striping. Jennings seconded the motion. Ayes 4. Motion carried.

- E. Parking Lot Striping
Bowman reviewed quotes received for parking lot striping. Councilmembers discussed the need for striping at Manitou Park.

Anderson moved to approve the low quote from A-1 Stripes in the amount of \$1,425.00 for 2017 parking lot striping. LaBelle seconded the motion. Ayes 4. Motion carried.

- F. Retirement of Administrative Assistant Clare Link
Crawford stated Clare Link has submitted her notice of retirement effective October 1. She suggested scheduling a work session to discuss filling the position. De La Vega asked if there would be transition time for training. Anderson asked why a work session would be needed. De La Vega stated two weeks' training should be sufficient.

Anderson moved to accept Clare Link's notice of retirement. LaBelle seconded the motion. Ayes 4. Motion carried.

10. MATTERS FROM THE FLOOR

- A. Sue Jensen, 25 Lilah Lane discussed her concern about safely accessing Manitou Park by foot or bike. She stated a lot of people walking down Lilah Lane don't know how to get to the park. De La Vega stated staff could bring this item back to a future agenda after researching the issue.

11. REPORTS

- A. Administrator's Report – Crawford had no report.
B. Jeff Anderson – Finance, Fire Lanes and Public Access, Technology – no report
C. Elli Ansari – Parks and Playgrounds, LMCD, Sanitation and Recycling, Southshore Community Center - absent
D. Adam Jennings – EFD, Commercial Marinas, Municipal Docks – Jennings stated he met with the owner of Lindbo Landing to talk about marina rates. He stated he is continuing to research dock gate locks.
E. Bill LaBelle – Building Inspection, Municipal Buildings and Grounds – no report.
F. Attorney's Report – Biggerstaff stated Sprint has accepted our counter offer of \$75,000. **Anderson moved to authorize Mayor De La Vega and City Administrator Crawford to execute the antenna settlement agreement.**
G. Gerry De La Vega –SLMPD, Administration, Public Works – no report

12. ADJOURNMENT

There being no further business, it was moved by Anderson to adjourn the meeting at 8:31 p.m. LaBelle seconded the motion. Ayes 4. Motion carried.

Attest:

Clerk