

# CITY OF TONKA BAY ITEM NO. 4A

## MINUTES TONKA BAY CITY COUNCIL REGULAR MEETING April 27, 2010

### 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 Kohlmann, City Attorney Penberthy, City Planner Gozola, and Public Works Superintendent Kluver.

### 3. APPROVAL OF AGENDA

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

### 4. CONSENT AGENDA

Marceau moved to approve the consent agenda as presented approving the following items: A. Worksession meeting minutes of April 13, 2010; B. Regular meeting minutes of April 13, 2010; and 4. Accounts payable; and C. Board of Appeals & Adjustments of April 14, 2010 as amended: change Item 4, Adjournment to read Recess and to change motion following heading to read: There being no further business, it was moved to recess the meeting at 7:15 p.m. De La Vega seconded the motion. Ayes 5. Motion carried.

### 5. MATTERS FROM THE FLOOR

A. Beverly Simmons, 60 Crabapple Lane asked for permission to park at Manitou Park or at the municipal parking lot for her son's graduation party due to the limited parking on Crabapple Lane. LaBelle asked people would be ferried back and forth to the house. Simmons stated she has a shuttle available. LaBelle stated he didn't see a problem. Kluver recommended they use Manitou Park. Simmons was concerned about the activity at the park and if there would be conflicts with little league or soccer games. LaBelle asked how many cars would be involved. Simmons stated there would be approximately sixty cars. It was noted there aren't any soccer games on Friday nights. Simmons stated there would also be some cars parking there overnight. Simmons stated the party is on June 4. LaBelle suggested there be an overnight parking sign inside each car. Folley moved to allow overnight and after hours parking at Manitou Park on Friday, June 4, 2010. Tessness seconded the motion. Ayes 5. Motion carried.

6. **SPECIAL BUSINESS**

A. **Board of Appeals and Equalization (Continuation)** – LaBelle reconvened the Board of Appeals & Equalization meeting. **William Davy, City Assessor** stated he has provided the City Council with a recommendation about a valuation at the Cable property. He met with the property owner and discussed lakeshore valuations and the methodology he uses to determine said valuation. He recommended lowering the property valuation from \$1,273,000 to \$1,225,000. In response to a question from De La Vega, Davy explained how he determined the decrease based on an examination of the home and property valuation. **De La Vega moved to accept the recommended property valuation deduction from \$1,273,000 to \$1,225,000 for 4440 Manitou Road. Folley seconded the motion. Ayes 5. Motion carried. Marceau moved to adjourn the Board of Appeals & Equalization meeting. Folley seconded the motion. Ayes 5. Motion carried.**

B. **LMCD Update** – **Doug Babcock** updated the Council on LMCD activities over the past three months. Major discussion has been taking place concerning LMCD's five-year plan. He has spent a majority of his time trying to keep the budget in-line. De La Vega asked if we would be able to meet at some point to discuss a potential project and get some idea of any possible hurdles.

7. **PUBLIC HEARINGS**

None

8. **OLD BUSINESS**

None

9. **NEW BUSINESS**

A. **South Tonka Little League – Donation** – Kohlmann stated the South Tonka Little League has approached the city about donating a sprinkler system, storage shed, higher fences, batting cage, pitching mounds, and a scoreboard for the baseball field at Manitou Park at an estimated donation of \$18,600. Staff estimates the annual maintenance costs will be around \$1420. Grant Leum is here today to discuss the proposal. **Grant Leum, South Tonka Little League** stated it was just six years ago that STLL had 300 kids playing. Over five years, the number has increased to 800. The plan is to put money into the field and make it even better. He discussed the need to keep the grass growing with a sprinkler system. The shed would be used for maintenance tools, so the city would not have to do the maintenance. He noted all Tonka Bay kids who play little league are in the South Tonka league. LaBelle stated he appreciated the time put into the little league programs. Folley asked about the possibility of having a reservation system. Leum stated the schedule during the summer is fixed, and something can be provided. Marceau believed the reservations should not be relinquished to another party as the city would lose control of the park. Tessness asked if the applicants are proposing

to mow the lawn as well. Kluver stated it has not been something that we have done in the past. Kohlmann stated as long as the city is named as an additional insured in the STLL insurance, we will be covered. Marceau asked Kluver his thoughts on the maintenance. Kluver stated he would need to know what will be involved. If it is just raking and chalking, that is not an issue. He would have an issue with them mowing the fields. Leum stated if the extra maintenance becomes a burden to the city, then STLL can help. Marceau asked Kluver his thoughts on having a storage shed on site. Kluver stated he didn't see a problem with having a storage shed on the site, and the building inspector indicated no permit is needed. He stated there would be an issue with how much traffic accesses the site. De La Vega stated his concern is with winterizing and the additional mowing. He stated we don't have a large budget, and additional expenses would put a strain on the city. We don't have a way to make money at the park. Leum stated they do a good amount of maintenance as needed at other parks. They would be happy to share any expenses involved with improving the field. Kluver reviewed his proposed budget for the additional expenses associated with the donation for additional mowing, winterizing the sprinkler system, etc. Leum stated the majority of the work is volunteer labor – removing batting cages, for example. He didn't see any problem with the additional costs. He stated the goal is not to add work for the city. Kluver stated he would definitely want Public Works to be in charge of the sprinkler system. Leum stated he would like to have the ability to allow their head groundskeeper to turn on the sprinklers during a game if it is especially dusty. They have been able to have a great relationship with the city of Shorewood over similar issues at their parks. LaBelle asked when they would like to proceed. Leum stated they would like to proceed as soon as possible. LaBelle stated for the Council to vote on this request, they need to have answers to questions about who will be responsible for what. He didn't believe they could be answered tonight. Leum stated the shed could wait for now. He would like to know what the issues are that need to be addressed. Kluver stated the mechanics of the sprinkler system need to be addressed, how it is metered, and the need for an enclosure for the system. Leum noted their season starts on May 1 and finishes up in early July. Councilmembers discussed approving just a few of the items. Tessness suggested approving everything and leaving it to staff to go over the finer details. De La Vega stated there are issues that don't have any loose ends such as the batting cages, pitchers mounds, and scoreboard. Kluver stated there are some issues with the scoreboard and the electrical connection. Leum discussed the importance of the batting cages and pitchers mounds. **Folley moved to approve a donation from South Tonka Little League for the batting cages, pitcher mounds, fences, and storage shed. Kohlmann stated the City would own the shed, so there would need to be a lease agreement for the shed. Folley amended his motion to remove the approval for the storage shed and extend the backstop and to coordinate all the work with Public Works. Marceau seconded the motion. Ayes 5. Motion carried. Kohlmann asked Leum to contact him to set up a meeting to coordinate all the details.**

**B. Adopt Resolution Supporting Lake Minnetonka LRT Trail Request –**

Kohlmann stated the city of Shorewood has asked Tonka Bay to adopt the attached resolution supporting the Lake Minnetonka LRT Trail safety request. Folley questioned the removability of the paint on the roadway. Kohlmann believed it would be to eliminate confusion that a trail crossing is not a crosswalk. Marceau stated a sign would be helpful. Folley stated it would be important to have a sign on the trail that states that cars do not stop. **Tessness moved to adopt Resolution 10-08 supporting Lake Minnetonka LRT trail request. Marceau seconded the motion. Ayes – LaBelle, Marceau, De La Vega, Folley and Tessness. Motion carried.**

**C. Tour de Tonka – Tim Litfin, Minnetonka Community Education** updated the City Council on the Minnetonka Community Education-sponsored bike race which is scheduled for Saturday, August 7. He noted this is the fifth year, and it is one of the largest bike rides in the state. He noted the race starts at Minnetonka High School. All the riders will be through Tonka Bay by 10:15 a.m. There is a need for 300 volunteers this year. He stated there is a two mile race scheduled the Tuesday before the regular race for kids on training wheels. It will go through three counties and nineteen cities. This year has music scheduled at many of the stops and at the start/finish lines. This year there will be over 500 bikers participating with seventy scheduled for the first year of a 100-mile race. LaBelle thanked Litfin for sponsoring the race every year. **Marceau moved to approve the Tour de Tonka event through Tonka Bay on Saturday, August 7. Folley seconded the motion. Ayes 5. Motion carried.**

**D. Lake Minnetonka Wells Fargo Half Marathon** – Kohlmann stated the organizers of the Lake Minnetonka Wells Fargo half marathon are requesting permission to use the frontage road in front of city hall again this year. The City did not receive any complaints about last year's usage. **Marceau moved to approve the use of the frontage road in front of city hall for this year's Lake Minnetonka Wells Fargo Half Marathon. Folley seconded the motion. Ayes 5. Motion carried.**

**E. Excelsior Seasonal and Dock Patrol Services** – Kohlmann stated this is a request from the city of Excelsior and SLMPD for additional dock and park patrol services. This would be a separate agreement between Excelsior and the SLMPD. He reviewed the job responsibilities. He noted this is something that must be approved as described in the joint powers agreement. **Marceau moved to approve the Excelsior seasonal and dock patrol services for the 2010 season. Tessness seconded the motion. Ayes 5. Motion carried.**

**10. MATTERS FROM THE FLOOR**

None

**11. REPORTS**

**A. Administrator** – 1. Revenues/Expenditures – Kohlmann stated there is a slight overage in salaries for the first quarter which shouldn't be a concern. Salaries are projected to come under budget for 2010. 2. Sign Update – Kohlmann stated since the public hearing, he has contacted Hennepin County for a site survey map, and the City

Engineer has indicated there would not be a problem with the site lines. The County's response to the City Engineer's comments is also provided. 3. Sign Ordinance – Kohlmann stated staff was directed to look at the sign ordinance for possible amendments. He reviewed the proposed changes relating to electronic reader board signs. If we choose to amend the ordinance, there should be two readings, and the Tonka Village public hearing could be brought back in June. LaBelle stated he is in favor of revisiting the current sign ordinance noting it is dated and needs a fresh look. Folley stated the sign size in the current sign ordinance needs to be increased. Councilmembers discussed electronic signs, the language on the signs, and how often the language would change. LaBelle directed staff to proceed on a revised sign ordinance under no particular time frame. He noted the League is recommending a moratorium on electronic signs at this time. Penberthy discussed the timing of a moratorium and noted no signs can be approved during the moratorium period. The Council could "carve out" exceptions to the moratorium if desired.

**B. Marceau – Finance, Marinas – no report**

**C. Tessness – Buildings, Building Inspection, Fire Lanes and Municipal Docks** – Tessness stated the Council may want to address the section of the dock policy relating to boat registrations. He believed they should be able to be registered to a corporation or boat club company name. LaBelle stated he would be concerned about creating a situation that is unenforceable. Councilmembers discussed the possibilities. LaBelle suggested Tessness work with staff to draft language to amend the dock policy.

**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 EFD budget process is continuing with another meeting scheduled for May 12. The plan is to take a more macro approach rather than a line-by-line review.

**F. Attorney's Report** – no report

**G. LaBelle - Public Works and SLMPD** – LaBelle stated the SLMPD Coordinating Committee is on May 5.

## 12. ADJOURNMENT

**There being no further business, it was moved by Marceau to adjourn the meeting at 8:32 p.m. De La Vega seconded the motion. Ayes 5. Motion carried.**

Attest:

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Clerk