

**APPROVED MINUTES  
TONKA BAY CITY COUNCIL  
REGULAR MEETING  
June 26, 2018**

**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. A. ROLL CALL**

Members present: Mayor De La Vega, Councilmembers Anderson, Ansari, and LaBelle. Also present were City Administrator Tingley, Public Works Superintendent Bowman, City Attorney Biggerstaff, City Planner Perdu, City Engineer Preisler and WSB Water/Wastewater Group Manager Johnson.

Member absent: Councilmember Jennings.

**B. MOMENT OF SILENCE FOR FORMER CITY ATTORNEY JIM PENBERTHY**

De La Vega instructed the Council, staff and audience to take a moment of silence in recognition of Jim Penberthy, former City of Tonka Bay attorney.

**3. APPROVAL OF AGENDA**

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

**4. CONSENT AGENDA**

**Anderson moved to approve the following consent agenda items:**

**A. Regular Meeting Minutes of June 12, 2018 as amended by De La Vega: Page 6 Paragraph 2, to add ‘and to comment immediately to the offenders that skateboarding is not a permitted use on the tennis courts’ to the last sentence.**

**B. Financial Reports**

**C. Resolution 18-19 – Appointment of Additional Judges to the Absentee Ballot Board**

**Ansari seconded the motion. Ayes 4. Jennings absent. Motion carried.**

**5. MATTERS FROM THE FLOOR**

None.

**6. SPECIAL BUSINESS**

None.

**7. PUBLIC HEARINGS**

A. 2030 Comprehensive Plan Amendment in the Mixed-Use Future Land Use District

Tingley summarized the requested change to the 2030 Comprehensive Plan.

Perdu detailed the proposed 2030 Comprehensive Plan amendment and the process of approval.

De La Vega commented that the 2040 Comprehensive Plan draft was sent out for review. Perdu replied that if the amendment was approved, the 2030 Comprehensive Plan would need to go through the review process and that the 2040 Comprehensive Plan draft would have to be updated.

De La Vega opened the public hearing.

John Eiss, owner of Country Club Lanes, discussed easements to his property, stormwater drainage and concluded that he was supportive of the proposal.

Fred Hanus, owner of First Student Inc, stated he has no issues with the proposed amendment; however, he was concerned about stormwater runoff, he reminded Council of the City's easement and recommended installing a fence.

Philip Jaffe, PMJ Tonka LLC owner of Tonka Bay Village, explained the history of the shopping area and the reasons for improving the site.

Tony Kuechle, Doran Company, talked of the development and his previous developments in other cities.

Hearing no further comments, De La Vega closed the public hearing.

De La Vega reminded the Council that discussion should pertain to the 2030 Comprehensive Plan proposed amendment and not the various development details.

LaBelle stated he was in favor of the amendment with the caveat that it does not obligate the City to any type of development and explained his reasons. Ansari agreed; however, she does not want the area to have the appearance of being too dense.

**Anderson moved to direct staff to prepare a resolution of approval for the requested amendment to the 2030 Tonka Bay Comprehensive Plan to increase the maximum residential density on the Mixed Use future land use**

**district from 10 to 20 units per acre based on the findings of fact listed in the report. Labelle seconded. Ayes 4. Jennings absent. Motion carried.**

**8. OLD BUSINESS**

A. Proposal for Professional Services and Order Plans and Specifications for Water Treatment Plant Improvements

Tingley introduced Preisler and Johnson.

Preisler briefly discussed the history of the water treatment plant improvements and the proposal.

Johnson detailed the water treatment plant improvements, the proposal and timeline.

De La Vega remarked that the water treatment plant needs to be improved and the proposal amount appears to be reasonable.

Ansari asked about the duration of time in which the water would be untreated. Johnson stated that the water may become hard, which may cause scaling on plumbing fixtures or black and brown discolorations. He continued that the duration of untreated water would try to be minimized. Preisler stated that Johnson and he would work together to communicate to the residents. Tingley noted the resources the City uses to communicate with residents.

De La Vega requested Johnson to keep the City updated of the untreated water occurrences; this information would be shared with the residents. Johnson agreed.

**Anderson moved to accept Resolution 18-20 accepting the proposal for professional engineering services and order plans and specifications for the Water Treatment Plant Improvements Project. Ansari seconded. Ayes – Anderson, Ansari, LaBelle and De La Vega. Jennings absent. Motion carried.**

B. Financing Water Treatment Plant/Water Tower Improvements

Tingley discussed the financing for the improvements of the water treatment plant and water tower and the purpose of a municipal advisor.

De La Vega stated that a municipal advisor would assist in determining the best financing for the City.

De La Vega directed staff to check references of the proposed municipal advisors.

LaBelle remarked that an acquaintance of his is in the financial industry and suggested that the Mayor and he meet with the acquaintance to discuss the City's funding options.

LaBelle, De La Vega, Biggerstaff and Tingley discussed whether a notice would need to be published if the Mayor and LaBelle met with LaBelle's acquaintance.

C. Speed Humps – Pleasant Avenue/Birch Bluff Road

Tingley stated that per Council's direction, staff amended the spacing and cost of the speed humps.

The Council, Bowman and Tingley discussed the various options of speed humps.

The Council directed staff to gather additional information regarding the height of the individual speed hump options.

D. Resurfacing of Tennis Court at Wekota Park

Tingley described the updated quote to include pickleball lines.

De La Vega asked if the quote includes the basketball court. Tingley answered no.

**Anderson moved to approve the quote from C&C Courts INC/Sport Court North for \$11,975.00 and adding the pickleball lines for \$300.00 for a total of \$12,275.00. LaBelle seconded the motion. Ayes 4. Jennings absent. Motion carried.**

E. Direct Deposit for Payroll

Tingley discussed payroll direct deposit.

LaBelle inquired if the City currently has the ability to transfer funds to another account. Tingley replied no and explained about security.

Anderson, De La Vega and Tingley discussed the other payment modules offered by Banyon.

**Anderson moved to approve the purchase of the Banyon Sub-Module allowing for the use of Direct Deposit for employee paychecks. Ansari seconded the motion. Ayes 4. Jennings absent. Motion carried.**

F. Woodpecker Ridge Road Dock Limited Use Agreement

Tingley explained the previous dock agreement, that Biggerstaff created a new agreement and the email received from Dennis Richards.

De La Vega, LaBelle and Biggerstaff discussed Richards' email and the agreements.

De La Vega directed staff to reach out to the specific residents who had previous agreements with the City.

De La Vega specified that in order for the resident to enter into the proposed agreement, the fee must be paid and current.

G. Municipal Docks

Tingley discussed the previous dredging of the municipal docks.

De La Vega directed staff to determine the previous dredging company and the cost to dredge the municipal marina.

LaBelle, De La Vega and Tingley discussed the process of dredging; first a survey is completed, then the municipal marina would be dredged. De La Vega directed staff to obtain quotes for the survey.

De La Vega and LaBelle directed staff to contact slip renters to determine if their boats hit the bottom of the lake anywhere in the municipal marina.

Tingley discussed costs and funding for gate locks and electricity. De La Vega directed staff to alter the memo so that the photo of the gate corresponds with the appropriate quote.

The Council discussed electricity for the municipal marina.

LaBelle remarked that he is in support of gate locks.

De La Vega directed staff to determine a company to be retained on-standby basis in the event a piece of the bog dislodges and blocks the municipal marina.

**9. NEW BUSINESS**

A. Assessing Services Contract

Tingley described the assessing services contract and that the current City Assessor, Rolf Erickson, agreed to another one-year contract at the current price.

De La Vega remarked that he has no knowledge of complaints and is amendable to continuing the contract.

De La Vega, LaBelle and Tingley discussed the process of obtaining a new City Assessor.

**Anderson moved to approve the Assessing Services Agreement 1-Year Extension. LaBelle seconded the motion. Ayes 4. Jennings absent. Motion carried.**

B. 2019 Budget Process Timeline

Tingley discussed the proposed 2019 budget process timeline.

De La Vega noted that all of the proposed budget dates may not be necessary; however, it is prudent to schedule them in the occurrence additional dates would be needed.

**Anderson moved to approve the 2019 Budget Process Timeline. Ansari seconded the motion. Ayes 4. Jennings absent. Motion carried.**

**10. MATTERS FROM THE FLOOR**

None.

**11. REPORTS**

A. Administrator's Report – Tingley stated that the City Hall sign should be delivered soon.

De La Vega commented that weeds are encroaching on the north City sign and directed Public Works to remove the weeds.

Tingley stated that staff is researching costs related to allowing the ice rink to be used as a dog park.

The Council and Tingley discussed the lack of a grass height ordinance. Tingley indicated he would create a long grass ordinance draft for Council's review.

Tingley remarked about his experience at the League of Minnesota Cities conference.

B. Jeff Anderson – Finance, Fire Lanes and Public Access, Technology – No report.

C. Elli Ansari – Parks and Playgrounds, LMCD, Sanitation and Recycling – Ansari indicated she would be corresponding with Tingley regarding various park initiatives.

De La Vega questioned if the wood chips were put in at Pleasant Park. Bowman replied yes. Bowman and Tingley described the tasks left to be completed at Pleasant Park.

D. Adam Jennings – EFD, Commercial Marinas, Municipal Docks – Absent.

E. Bill LaBelle – Building Inspection, Municipal Buildings and Grounds – LaBelle asked Tingley if the dirt dumped into the wetlands at the intersection of West Point Ave and West Point Rd has been addressed. Tingley responded yes.

F. Attorney's Report – No report.

G. Gerry De La Vega –SLMPD, Administration, Public Works – De La Vega noted that he will attend the EFD meeting on June 27.

**12. ADJOURNMENT**

**There being no further business, it was moved by Anderson to adjourn the meeting at 8:40 p.m. LaBelle seconded the motion. Ayes 4. Jennings absent Motion carried.**

Attest:

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Clerk