

## ITEM NO. 4A

### MINUTES TONKA BAY CITY COUNCIL REGULAR MEETING September 12, 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, Ansari, LaBelle, and Jennings. 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 5. Motion carried.**

**4. CONSENT AGENDA**

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

- A. Regular Meeting Minutes of August 22, 2017**
- B. Resolution 17-28 - Variances, 80 Interlachen Ln**
- C. Resolution 17-29 - Conditional Use Permit, Floor Area Ratio, 80 Interlachen Ln**
- D. Resolution 17-30 - Conditional Use Permit, Impervious Surface, 80 Interlachen Ln**
- E. Resolution 17-31 – Variance Denial, 80 Interlachen Ln**
- F. Resolution 17-32 - Variance, 4370 Manitou Rd**

**Ansari seconded the motion. Ayes 5. Motion carried.**

**5. MATTERS FROM THE FLOOR**

None

**6. SPECIAL BUSINESS**

None

**7. PUBLIC HEARINGS**

- A. Variance/CUP Request – Leighton, 5040 Manitou Road  
Addison Lewis, Assistant City Planner, detailed the request for a variance and CUP to construct an addition; variances for side yard setback, minimum lot

width and area and the hardcover requirement. Lewis stated the applicant is requesting to add an egress to the basement for safety purposes. He indicated reviewing the property location through aerial photo, the lot size, the survey and the proposed new addition floor plan. Lewis noted the location of the addition and the properties on either side. The consistency of the proposal with statutory requirements and city tests and how it relates to the CUP was also discussed.

Staff recommended the approval of the requested variances and CUP.

De La Vega inquired of the status of the approximate location of the well room, if the location has been verified.

Per Lewis, it is below grade but he was uncertain of the exact depth.

De La Vega questioned if this was approved, would the non-conformity increase because the exact location is unknown.

Lewis stated it could be. However, processing the variance by approving the proposed 2.8 feet and the fact the well room is already there does not pertain to what would be approved or denied.

LaBelle stated the City does not like to increase non-conformities.

Biggerstaff indicated by adding another level on a legal non-conforming, one is increasing the non-conformity. By granting the variance and then approving it, it would take it out of the non-conformity box.

De La Vega opened the hearing for public comments.

There were no public comments; De La Vega closed the hearing and opened it back up to the council.

LaBelle stated his appreciation for the consideration because although he does not like non-conformities, staff did a good job of preparing justification and reasonableness of the request and will support this.

Ansari questioned if this approval will have any future repercussions.

Lewis stated setbacks are intended to prevent overcrowding. From a neighbor standpoint, he doesn't think there will be any repercussions. This

new addition will improve storm water runoff and safety.

**Anderson made a motion to adopt resolution 17-33 based on the finding of fact and subject of conditions in the staff report. Jennings seconded the motion. Ayes - Anderson, Ansari, De La Vega, LaBelle, and Jennings. Motion carried.**

**Anderson made a motion to adopt resolution 17-34 based on the finding of fact and subject of conditions in the staff report. Jennings seconded the motion. Ayes - Anderson, Ansari, De La Vega, LaBelle, and Jennings. Motion carried.**

**8. OLD BUSINESS**

None

**9. NEW BUSINESS**

**A. Lift Station #4 – Control Panel**

Bowman stated Lift Station #4 needs a new control panel. LaBelle asked the age of the current control panel. Bowman replied approximately 20 years and parts are obsolete. De La Vega inquired about any major differences between the two quotes. Bowman discussed the differences.

**Anderson moved to approve the quote from Quality Controls & Integration Inc. in the amount of \$15,360.00 as well as the amount from A-1 Electric Service of Waconia, Inc \$4,239.00. Jennings seconded the motion. Ayes 5. Motion carried.**

**B. Lift Station #9 – Rehab**

Bowman discussed the issues with Lift Station #9 and the need for replacement. Additionally, only two houses are served by Lift Station #9. De La Vega inquired how many houses are typically on a lift station. Bowman responded approximately 50-100 houses per lift station. Jennings questioned the depth of Lift Station #9. Bowman replied that it is relatively shallow, approximately 10 feet.

**Anderson moved to approve the quote from Minnesota Pump Works in the amount of \$27,493.75 and A-1 Electric Service of Waconia, Inc. in the amount of \$3,959.00. Jennings seconded the motion. Ayes 5.**

**Motion carried.**

Bowman suggested the boy scout troop which removed buckthorn and planted trees should be invited to a council meeting for recognition of their help and support to the City.

**10. MATTERS FROM THE FLOOR**

None

**11. REPORTS**

- A. Administrator's Report – Crawford shared that Henderson began employment as the new Administrative Assistant/Deputy City Clerk and retiring Administrative Assistant Link's open house date and time.
- 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 – no report
- D. Adam Jennings – EFD, Commercial Marinas, Municipal Docks – Jennings stated Excelsior Fire Chief Gerber is a member of MN All Hazardous Type 3 Incident Management Team and has been deployed to FL. Assistant Fire Chief McCarthy is filling in until his return.

Jennings would like to pursue an informal municipal docks interest group. This group will be a forum to discuss municipal dock specific issues without having to involve the Parks Committee. Members could be dock users. A survey could be created and sent out to all municipal dock users.

Jennings stated an email could be sent to all dock users notifying of the possibility of forming a group. Input could be gathered from this meeting and the survey can be amended.

**Jennings moved to contact all city marine dock holders regarding the formation of a docks interest group. LaBelle seconded the motion. Ayes 5. Motion carried.**

- E. Bill LaBelle – Building Inspection, Municipal Buildings and Grounds – no report
- F. Attorney's Report – Biggerstaff reported he received the executed agreement from Sprint and has been notified payment should be forthcoming.
- 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 7:35 p.m. LaBelle seconded the motion. Ayes 5. Motion carried.**

Attest:

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Clerk