

ITEM NO. 4A

APPROVED MINUTES TONKA BAY CITY COUNCIL REGULAR MEETING March 26, 2019

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 Tingley, City Attorney Biggerstaff and Public Works Superintendent Bowman.

3. **APPROVAL OF AGENDA**

Anderson moved to approve the agenda as submitted. Ansari seconded the motion. Ayes 5. Motion carried.

4. **CONSENT AGENDA**

Anderson moved to approve the following consent agenda items:

A. Regular Meeting Minutes of March 12, 2019

B. Commercial Marina Renewals

C. Finance Reports

De La Vega noted item number 11 under reports in the second paragraph of the minutes from March 12th, the last sentence is duplicated.

Tingley said staff will make the correction.

Anderson amended the motion to include the amended minutes from March 12th. Ansari seconded the motion. Ayes 5. Motion carried.

5. **MATTERS FROM THE FLOOR**

Duane Anderson, 55 Florence Drive discussed an incident where an ambulance couldn't get down the LRT Trail to assist an injured individual. Anderson requested the trail be plowed the full width. Council directed staff to look into plowing the Tonka Bay half of the LRT trail.

Anderson also noted there is a buildup of standing water on Brentwood Ave. and suggested covering it with blacktop. Council directed staff to look into the issue further.

6. SPECIAL BUSINESS

A. Approve PFA Financing for Water Treatment Plant Rehabilitation Project

Tingley explained the proposed Resolution accepting the PFA Financing Plan for the Water Treatment Plan Rehabilitation Project. Tingley explained that the Resolution is to direct PFA to open a low interest loan and execute a bond agreement.

De La Vega thanked staff for their work on obtaining the Public Facilities Authority financing.

Anderson moved to approve Resolution 19-11 A Resolution Accepting the Offer of the Minnesota Public Facilities Authority to Purchase A General Obligation Water Revenue Note, Series 2019A, in the Original Aggregate Principal Amount of \$1,980,586; Providing for its Issuance; and Authorizing the Execution of a Bond Purchase and Project Loan Agreement. Ansari seconded the motion. Ayes – Ansari, LaBelle, Jennings, Anderson and De La Vega. Motion carried.

B. Post-Issuance Compliancy Policy

Tingley described the Post-Issuance Compliance for Tax-Exempt Governmental Bonds.

De La Vega asked if the policy was standard procedure.

Fiorini explained that it is standard and recommended to all issuers of taxes and bonds to adopt a post-issuance compliance policy.

LaBelle asked if there are unintended consequences as a smaller city.

Fiorini explained the document is designed for more complex issues and the IRS suggests this as a best practice.

De La Vega and Ansari discussed the standards included.

Fiorini explained that part of this is standard City management. De La Vega and Tingley discussed the workload and additional costs.

Anderson moved to approve Resolution 19-12 “Approving Post-Issuance Compliance Procedure for Tax-Exempt Governmental Bonds.” Jennings seconded the motion. Ayes – Ansari, LaBelle, Jennings, Anderson and De La Vega. Motion carried.

C. LMCD Discussion

Gregg Thomas, Lake Minnetonka Conservation District Board Chair, explained proposed state legislation affecting regulation of dry-storage storage facilities at marinas and related facilities. Thomas explained that the LMCD is opposed to the legislation.

De La Vega asked if the LMCD was considering raising the fee at any point. Thomas noted that LMCD had one meeting regarding the topic but there is no plan to move forward with that at this time.

De La Vega and Thomas discussed data collection regarding boat traffic density on the lake.

Jennings and Thomas discussed how the bill was discovered and whether the LMCD was contacted by the bill's author.

LaBelle, Jennings and Thomas discussed the management roles of the lake and the purpose of the LMCD.

De La Vega and Thomas discussed surveys of boats.

De La Vega noted that some argued this is a duplicative regulation and discussed that he would leave it to the legislature.

Jennings, LaBelle, De La Vega and Thomas discussed the fee for dry stacks and legislation and boat density on the lake.

Ansari asked if the council agreed that the LMCD had the greatest comprehensive view.

De La Vega and Thomas discussed a potential compromise where the LMCD would get the dry stacking information but not require permits.

LaBelle asked if the LMCD Executive Director had authority to send a letter to the legislature. Thomas explained that she consulted with the attorney in drafting the letter and LMCD Board gave her the authority to send it.

De La Vega noted that he emailed the Mayor indicating he was satisfied with the Executive Director's action and that the council had not yet discussed it. De La Vega did not have a strong opinion either way.

Thomas, Ansari, De La Vega and Jennings discussed Marina permits, density of

boats on Lake Minnetonka, data collection and the LMCD Charter.

7. PUBLIC HEARINGS

A. None.

8. OLD BUSINESS

A. Manitou Park Parking Lot Engineering Discussion

Tingley gave a recap of the Manitou Park Parking Lot Engineering discussion and options. De La Vega noted the parking space may not get buy in from the Minnetonka Baseball Association.

Nick Preisler, WSB, recapped the original concepts. Preisler explained the options and number of potential spots in the lot.

De La Vega noted the reason for the lot fix is because it is falling apart. De La Vega's opinion is to fix what is currently there.

Preisler explained the project would take about a month to complete. The project is slated to be completed in the Fall.

LaBelle explained that his understanding of the sentiment of the Council is to stick with Option 1 and stick to the bare minimum.

Anderson moved to approve Resolution 19-13 "Accepting the Proposal for Professional Engineering Services and Ordering Plans and Specifications for the Manitou Park Parking Lot Improvement Project." Jennings seconded the motion. Ayes 5. Motion carried.

9. NEW BUSINESS

A. Tree Grant Contract and Bid Approval

Tingley recapped the application for a Tree Canopy Grant opportunity through Hennepin County in conjunction with resident complaints about the health of trees. Tingley noted the Parks and Landscape Committee has been interested in this topic. Two bids were submitted.

LaBelle and Tingley discussed the timing of the inventory. Ansari asked if the information will assist with a plan moving forward and Tingley indicated yes.

Anderson made a motion to have City Administrator Tingley sign the Tree Canopy Grant Contract from Hennepin County. Ansari seconded the motion. Ayes 5. Motion carried.

Anderson made a motion to approve the Heritage Shade Tree contract to conduct a tree inventory for an amount not to exceed \$2,250. Ansari seconded the motion. Ayes 5. Motion carried.

Jennings asked on behalf of the viewers when roll calls are required. De La Vega said they are required for resolutions and LaBelle noted that it was tradition.

B. Hire Deputy City Clerk

Tingley recapped the application and interview process. Interviews were done by Tingley and Jennings. The position was offered to Oksana Carlier and she accepted. Jennings noted that there were lots of great candidates.

Jennings moved to approve the employment of Oksana Carlier at the City of Tonka Bay, effective March 27, 2019. Ansari seconded the motion. Ayes 5. Motion carried.

10. MATTERS FROM THE FLOOR

11. REPORTS

A. Administrator's Report – Tingley informed the council there were 7 applications for the public works position and candidates to interview had been selected. Interviews were scheduled for Tuesday, April 2nd. The Council and Biggerstaff discussed conditional offers.

Tingley noted that the City received a letter of support from the City of Excelsior regarding the LRT crossing and that letters were being drafted.

Tingley noted that the Parks and Landscape Committee approved an updated Parks action plan a few years ago and is now updating the plan.

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

C. Elli Ansari – Parks and Playgrounds, LMCD, Sanitation and Recycling – Ansari noted the action that was taken regarding the LMCD and making LMCD defend its position was very shortsighted. Ansari believes that without the LMCD, the lake could be in jeopardy.

D. Adam Jennings – EFD, Commercial Marinas, Municipal Docks – A new

Interim Fire Chief was appointed, Ken Prillaman. Jennings supports the appointment. Jennings noted the Fire Chief position application window is closing March 28 and detailed the process. De La Vega and Jennings discussed the timeline and the interim period.

- E. Bill LaBelle – Building Inspection, Municipal Buildings and Grounds – No report.
- F. Attorney's Report – No report.
- G. Gerry De La Vega –SLMPD, Administration, Public Works – De La Vega, Jennings and Tingley discussed the docks. Tingley noted that the docks are all leased out.

De La Vega commended Public Works staff for efforts working in the community and noted resident's appreciative comments for keeping storm drains unplugged.

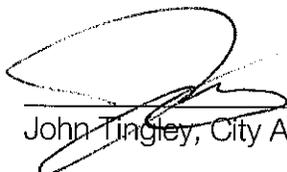
12. ADJOURNMENT

There being no further business, Anderson moved by to adjourn the meeting at 8:28 p.m. Jennings seconded the motion. Ayes 5. Motion carried.



Gerry De La Vega, Mayor

Attest:



John Tingley, City Administrator/City Clerk