

# CITY OF TONKA BAY ITEM NO. 4A

## MINUTES TONKA BAY CITY COUNCIL REGULAR MEETING May 10, 2011

### 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, De La Vega, Anderson and Holscher. Also present were City Administrator Kohlmann and City Attorney Penberthy.

### 3. APPROVAL OF AGENDA

Anderson moved to approve the agenda as submitted. De La Vega seconded the motion. Ayes 5. Motion carried.

### 4. CONSENT AGENDA

De La Vega moved to approve the consent agenda as presented approving the regular meeting minutes of April 26, 2011 as presented. Holscher seconded the motion. Ayes 5. Motion carried.

### 5. MATTERS FROM THE FLOOR

None

### 6. SPECIAL BUSINESS

A. LMCD Update – Judd Brackett, LMCD Representative stated he is now the Chair for the LMCD for 2011. He discussed pending legislation relating to Eurasian milfoil at the State level. He stated the 2012 budget has been adopted, and a copy has been provided to the City reflecting a 2.5% reduction. He discussed funding for additional bay treatment efforts. He noted there is a slow or no wake zone in effect due to high water levels on the lake. The current elevation is 930.2. He discussed current LMCD meeting hearings.

### 7. PUBLIC HEARINGS

None

### 8. OLD BUSINESS

None

9. **NEW BUSINESS**

**A. South Lake Minnetonka Police Department** – Kohlmann stated we have received a request from SLMPD for an approval to enter into an agreement for dock patrol at Excelsior Commons. Tonka Bay must approve this as part of the joint powers agreement. LaBelle stated it does not impact the City. **Marceau moved to approve the agreement for dock patrol and dock master services at Excelsior Common in 2011. Holscher seconded the motion. Ayes 5. Motion carried.**

**B. Excelsior Fire District** – Kohlmann stated the EFD is looking to use the Building Funds to help supplement operating costs. De La Vega stated from an operating perspective, the budget as proposed has a 1.5% increase. He explained how the pension fund was underfunded, and the cities are responsible to cover the \$80,000 amount. Tonka Bay would be responsible for \$16,000. The plan is to use the unspent funds for building expenses (\$40,000). Two cities wanted the money back. He asked the Council for their preference on how to address the \$80,000 shortfall in the pension fund. He reviewed three scenarios – 1) the total amount would come from the cities; 2) we would use \$40,000 of available monies to reduce contribution with the balance from reserves; and 3) to use all \$80,000 from operating fund reserves. He stated the reserve amount is not as critical for the EFD as they get their funds from the cities quarterly. Part of the issue is determining how big a reserve fund is needed. He suggested \$40,000 could be used. He stated there is potential that the \$80,000 will go away, but we will not know until August. In response to a question from LaBelle, De La Vega explained the excess \$40,000 is not noted in the budget as a line item. De La Vega stated he would prefer the excess \$40,000 be used to offset the \$80,000 shortfall. He was not concerned about the reserve percentage. He noted the pension shortfall occurred three years ago when it was over a million dollars. LaBelle suggested De La Vega use his best judgment, and the Council concurred.

**C. Municipal Dock Slips** – Kohlmann stated residents have been notified of available dock slips. There is currently one slip remaining. He asked for direction if non-residents should be offered a slip. LaBelle stated he is considering the idea of combining 1, 2, and 3 and making them two spaces rather than three. He also believed the fee should be discounted 1/3 or 1/2. Holscher also agreed. Marceau stated this is the first year we've had this issue. He didn't agree it should be discounted half. LaBelle stated it could also remain at three slips and discount the fee. Kohlmann stated we could wait all summer for a resident to sign up for the remaining slip. LaBelle stated he likes the idea of having all residents at the docks. Marceau stated we could try the reduced fee for a year. Holscher stated if they are problem slips, it would make sense to just have two and rent to only residents. LaBelle stated they are also limited to a 21' boat slip. Holscher stated she would be in favor of a discount. Kohlmann stated in order to offer a special rate, the fee schedule would need to be changed by resolution. After discussion, it was determined to leave the slip unrented for the year and revisit the fees at the next meeting. Staff was directed to take down the sign advertising rentals.

**10. MATTERS FROM THE FLOOR**

None

**11. REPORTS**

**A. Administrator** – Kohlmann stated Kluver is working on the master control panel, and in the engineering specs it states they will go out for bids for the construction. MFRA has suggested an RFP be written for that project. There was no formal direction from the City Council. Kohlmann reviewed the first quarter revenues and expenditures. Building permit revenues are down significantly. He noted we will also be over on gas expenses.

**B. Holscher – Buildings, Building Inspections, Fire Lanes** - no report

**C. Anderson - Animal Control, LMCC, Technology, Southshore Center** – no report

**D. De La Vega – EFD, Parks, Sanitation, LMCD** – no report

**E. Marceau – Finance, Marinas, Municipal Docks** – no report

**F. Attorney's Report** – Penberthy stated new information on variances has been provided this evening which shows what should be considered when there is a variance request. He stated he will provide a memo for future requests. We will need to talk about amending the ordinance to conform to the new law.

**G. LaBelle - Public Works and SLMPD** – LaBelle stated he and Kohlmann will attend the SLMPD Coordinating Committee meeting on May 11 and will discuss the funding formula. More information will be provided on the result at future Council meetings.

**12. ADJOURNMENT**

**There being no further business, it was moved by Marceau to adjourn the meeting at 7:43 p.m. De La Vega seconded the motion. Ayes 5. Motion carried.**

Attest:

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Clerk