

**APPROVED MINUTES
TONKA BAY CITY COUNCIL
REGULAR MEETING
September 25, 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. ROLL CALL

Members present: Mayor De La Vega, Councilmembers Anderson, Ansari, and Jennings. Also present were City Administrator Tingley, Public Works Superintendent Bowman, City Attorney Biggerstaff and City Engineer Preisler.

Members absent: Councilmember LaBelle.

3. APPROVAL OF AGENDA

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

4. CONSENT AGENDA

Anderson moved to approve the following consent agenda item:

A. Regular Meeting Minutes of September 11, 2017

Ansari seconded the motion. Ayes 3. Jennings abstained. LaBelle was absent. Motion carried.

Anderson moved to approve the following consent agenda item:

B. August Financial Report

C. Sunday Sale Intoxicating Liquor License – Country Club Lanes

Ansari seconded the motion. Ayes 4. LaBelle absent. Motion carried.

5. MATTERS FROM THE FLOOR

None.

6. SPECIAL BUSINESS

A. Water Rate Analysis Presentation – Shannon Sweeney of David Drown Associates, Inc.

Shannon Sweeney, David Drown Associates, Inc., provided analysis on Tonka Bay's water rates. In order to be cash flow positive, rates would need to be increased 17%

or 4.5% over five years. He stressed that the presented funding scenario for the water treatment facility and water tower is for discussion purposes only.

De La Vega asked about the assumed interest rate of a bond. Sweeney responded that at the time of him working on the attached information, it was 3.33%. He also stated that Council should be aware that interest rates do fluctuate

De La Vega and Sweeney discussed the option of a bank loan and the various usage tier and base rate charges.

Jennings inquired how much the utility rate could be increased to begin saving money for future water treatment plant upgrades. He commented that saving money may preclude the City from having to bond again. Sweeney indicated that could be examined.

Sweeney recapped what the Council would like him to examine and research.

Council, Bowman and Tingley discussed the water holding capacity of the water tower and the possibility of selling water to other cities.

De La Vega asked Sweeney to provide information on cities which also soften their water.

De La Vega and Sweeney discussed the time line of when decisions need to be made.

7. PUBLIC HEARINGS

None.

8. OLD BUSINESS

A. Weight Restriction Removal – Woodpecker Ridge Road to Willow Woods Drive

Tingley explained that Section 950 currently states all roads in Tonka Bay, except Highway 19, have a 4 ton/axle weight limit restriction. He continued that MN State Statute 169.87b specifies that signs must be posted to enforce the weight limit restriction. Tingley recommended revising Section 950 prior to amending Resolution 08-27.

De La Vega explained his reason for voting against Resolution 08-27 in 2008, which implemented the weight limit restriction on Woodpecker Ridge Road.

Tingley indicated that staff would revise Section 950 and present it to the Council at an upcoming meeting.

9. NEW BUSINESS

A. Proposed Private Underground Power Line – 25 Fairhope Avenue
(Discussion Only)

Tingley described the proposed private underground power line and potential safety issues.

Biggerstaff summarized right-of-way law. He remarked he had previously discussed this with Tingley and how the power line could be tracked. He commented that state law is clear regarding right of way usage, that this is a policy decision to be made by Council and that he is unaware of other cities allowing residents usage of the right of way.

Jennings questioned if the power line could be run above ground. Biggerstaff answered that City Code mandates that power lines to be underground.

The Council and Tingley discussed the reason for the proposed private underground power line; currently there is a private power line buried in the right of way which does not have enough amps to charge the battery on the applicant's pontoon. Furthermore, it is not known when that power line was installed in the right of way.

Tingley stated that requiring a license for the current power line could make the homeowner liable for any problems. Additionally, a license may be a way to track the power line.

De La Vega remarked that although there was a power line previously installed in the right of way, it is not Council's history to increase nonconformities. Thus, he was in favor of requiring a license for the power line currently running through the right of way.

Biggerstaff recommended that if Council approved allowing an additional power line to be installed in the right of way that Xcel should do the installation.

De La Vega supported the resident having electricity to his dock; however, he was not in favor of private usage of the right of way.

Council stated they would be unlikely to support this proposal unless Xcel installed and tracked the line.

B. Proposal for Engineering Services – 2018 Sanitary Sewer Lining Project

Tingley stated that the City was interested in working with Shorewood, Minnetrista and Excelsior to save costs for the 2018 sanitary sewer lining project.

Preisler discussed the 2018 Sanitary Sewer Lining project timeline and proposed coordinating with Shorewood, Minnetrista and Excelsior to mitigate some of the cost for the 2018 sanitary sewer lining project.

De La Vega and Preisler discussed funding for the sewer lining project.

De La Vega directed Preisler to update the sewer lining map as he learns of which sewers were piped with PVC pipes. Preisler indicated he would update the map.

Jennings and De La Vega discussed the difference between lining and replacing sewers.

Preisler, Jennings, De La Vega and Tingley discussed Metropolitan Council awarded grant amounts.

The Council and Preisler discussed inflow and infiltration costs and fees by the Metropolitan Council.

Anderson moved to approve Resolution 18-32 A Resolution Accepting the Proposal for Professional Engineering Services and Ordering Plans and Specifications for the 2018 Sanitary Sewer Lining Project. Jennings seconded the motion. Ayes – Anderson, Ansari, Jennings and De La Vega. LaBelle was absent. Motion carried.

C. Municipal Dock Lock Discussion

Tingley updated the Council on quotes for the municipal dock locks.

Bowman detailed the Bloomington Security Solutions lock system option.

Jennings, Bowman and Tingley discussed programing the locks from Bloomington Security Solutions.

Tingley explained the cost of the various lock systems.

Anderson noted that he is not in favor of a system requiring WIFI and explained his reason.

De La Vega noted the reason for the key FOB route.

Jennings stated that a localized system could be maintained by staff; staff could control access by turning the FOBs on or off.

10. MATTERS FROM THE FLOOR

None.

11. REPORTS

A. Administrator's Report – Tingley updated the Council of:

- A grant received from GameTime through MN WI Playground for Wekota Park playground equipment;
- A 'Welcome to Tonka Bay' sign for the intersection of Pleasant Avenue and Birch Bluff Road;
- Speed bumps will be discussed at the October 9th Council meeting;
- Attendance of Senator Osmek at the October 23rd Council meeting;
- Health insurance for staff increased 3%, not the anticipated 10% increase; and
- Direct deposit of paychecks has begun.

De La Vega and Tingley discussed the status of online utility bill payment.

Tingley reminded the Council of the Candidate Meet and Greet at the Shorewood Community Center on October 16.

Tingley noted that a resident from 90 West Point Avenue would like to plant flowers on the property line into the fire lane. De La Vega remarked that Council discourages residents from adding anything to the fire lanes.

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

C. Elli Ansari – Parks and Playgrounds, LMCD, Sanitation and Recycling – Ansari commented on the Welcome to Tonka Bay sign and thanked Bowman for his work on the project.

D. Adam Jennings – EFD, Commercial Marinas, Municipal Docks – Jennings stated there is a Fire Board meeting September 26.

Jennings summarized that he was approached by a resident inquiring if they could keep their boat in the street for a period of time for cleaning and maintenance purposes. Jennings acknowledged that the city prohibits boat storage on city streets and he would like Council to revisit the issue in the future.

De La Vega stated that prolonged storage is not allowed. Tingley said the ordinance specifies that no vehicle could be parked more than 48 consecutive hours.

The Council discussed the possibility of allowing boats to be parked in Old Orchard Park parking lot.

E. Bill LaBelle – Building Inspection, Municipal Buildings and Grounds – Absent.

F. Attorney's Report – No report.

G. Gerry De La Vega –SLMPD, Administration, Public Works – De La Vega reminded Biggerstaff to issue a letter of intent which was discussed at the September 11 Council meeting.

De La Vega noted that at the October 10 SLMPD, there will be a discussion regarding the body camera policy.

12. ADJOURNMENT

There being no further business, it was moved by Anderson to adjourn the meeting at 8:27p.m. Jennings seconded the motion. Ayes 4. LaBelle absent. Motion carried.



Gerry De La Vega, Mayor

Attest:



John Tingley, City Administrator/City Clerk