

**Monday, August 9, 2021, 7:00 PM
CITY OF MINNETONKA BEACH
CITY COUNCIL MEETING MINUTES**

1. Mayor Lindstrom called the meeting to order at 7:00 p.m.

2. Roll Call: Mayor Jaci Lindstrom; Council Members: Susan Enlow, Steve Howarth, Vibhu Sharma, and Treasurer Chris Zinn. Staff Members: City Administrator Heidi Honey, City Clerk Jane Burgess, Public Works Superintendent Jason Hilgers, Stantec Engineer Alan Offerman, Zoning Administrator Phil Carlson,
Absent: Tracey Breazeale
Guests: Park Commission Chair Joe Pagano

3. Approve Agenda for the August 9, 2021, City Council Meeting

Enlow motion, Sharma second to approve the August 9, 2021, City Council agenda. All ayes, the motion carried.

4. Approve Minutes –

4.1. Regular Meeting of July 12, 2021

Sharma stated that in item 7.2 he thought Breazeale made a motion that failed as there was no second. Burgess will review the recording and include it if necessary

Howarth motion, Enlow second to approve the June 14, 2021, Regular City Council meeting minutes as amended. All ayes, the motions carried.

5. Open Forum - none

6. Planning and Zoning

6.1. Consider Ordinance No. 131, 2nd Series, An Interim Ordinance Establishing A Study of The City's Zoning and Land Use Regulations Related to Accessory Dwelling Units And Establishing A Moratorium on Accessory Dwelling Units Within the City

Carlson said the City received a request for an ADU with variances. Recent discussion and research of City files and DNR files led to the discovery that this request did not match the DNR's Shoreland Model Ordinance or DNR rules. He added that some parts of the City's ordinance also do not match those and that was the intent unless those ordinances were specifically reviewed and approved by the DNR. City Council discussed adopting an interim ordinance establishing a one-year ADU moratorium. Carlson pointed out that in Section 2 of the interim ordinance in the packet, staff is to undertake a study regarding the city's existing official controls regarding ADU's, and also clarified in Section 3 which states that the moratorium hereby imposed is to not accept any new ADU applications in the City. Howarth asked if any ADU project requests are underway, and Carlson stated that there are none.

Lindstrom opened the meeting to a public hearing at 7:16 pm. Resident Mathews of 2643 Arcola Lane spoke referencing Section 2 of the resolution in the packet to clarify her understanding that a sub-group of volunteer task force members would do the research and leg work to save costs and then have Carlson conduct review. Mathews stated she supports the interim ordinance to review city code and be compliant with the DNR. Mayor Lindstrom closed public hearing at 7:18pm.

Lindstrom asked Enlow who would be on task force. Enlow said that city staff Honey and Burgess will work with the task force which includes Enlow, residents Mathews, Susan Swanson, and an unnamed resident to do comparison of DNR approved ordinances and the City ordinance and compare with the Comprehensive Plan. Then Carlson will review.

Enlow motion, Howarth second to adopt Ordinance No. 131, 2nd Series, An Interim Ordinance Establishing a Study of The City’s Zoning and Land Use Regulations Related to Accessory Dwelling Units and Establishing a Moratorium on Accessory Dwelling Units Within the City As Revised in Section 3. All ayes, the motion carried.

6.2. Consideration of Vacation of Easement of 2102 and 2111 Huntington Point Rd E.

Lindstrom said City Hall has not been contacted and there is no permit application process in place to date for the property owner at 2438 Lafayette Rd. She added that Carlson and Amundsen have worked with this property owner, but not City Hall has not been involved to date.

Carlson said that in Feb 2021 he was contacted about the disposition of the 20-foot alley by either a realtor or owner Kyle Lewis although he wasn’t sure if Lewis owned the property at the time. The alley easement is platted and extends from the end of the Huntington Pt Rd. E cul de sac through the woods and touches five different properties. Carlson was asked if this alley that abuts these properties can be used to build a driveway? Carlson said he thought so but said he would check with City Attorney Batty who said yes, the platted alley can be used for access. This project would be similar to the approved driveway to the north into the right of way of Northwood Ave, an unbuilt street. Carlson said he spoke to Kyle Lewis and said he has the right to use the alley as his property touches it. Carlson never received any specifics and no plans from Lewis. A neighbor on Huntington Pt. Rd. E called Carlson on July 20th informing him that survey stakes were in alley easement, and the neighbors were concerned hearing that a driveway would be built through the woods at that point.

Carlson stated that the property owner of 2438 Lafayette Rd cannot build a driveway like this without approval from the City.

Carlson then called Lindstrom and told her this had turned into a potential serious project. Carlson also called Batty and the background for all this is outlined in his August 9th memo in the packet. Carlson explained that this is an informational item for tonight – no official action will take place tonight regarding this easement. Five properties abut the untouched alley easement, 2102 and 2111 Huntington Pt. Rd. E and 2438 and 2442 Lafayette Rd., and the City owns a parcel too.

Carlson stated that if City Council is interested in vacating a portion of this alley, which is his recommendation as it is not needed for public purpose or emergency access, he recommends that the City retain the southwest corner on Huntington Pt. Rd. E to access to the city parcel. Trees would have to be removed in woods to accommodate the driveway.

Zinn asked who is paying for the work Carlson is doing? Carlson said that as he works for the City and this should be a City expense. Zinn then asked why is the City investigating something we have not seen a requested plan yet? Carlson answered that he’s been contacted since February and now there are survey stakes in the ground placed around three weeks ago.

Howarth said City Council looked at this easement vacation issue some time ago and at that time City Council didn’t want the easement for the alley to be used. But they didn’t think there would be a practical way for it to be used so they didn’t think they needed to take action to vacate the property as he remembers it. Mayor Lindstrom said she authorized Carlson to proceed to protect the City’s interest in this easement and to speak to Batty as well. She authorized the charges for their services as well. Lindstrom read from Batty’s email: “The City Council needs to decide whether the vacation of the alley, all or part, is in the public’s interest. The analysis should be whether there is any public need for this easement currently or in the foreseeable future.”

Howarth added his concern about the impact of adjoining properties that would be affected by vehicular traffic. Howarth said City Council should pursue the alley vacation. Sharma agreed with Howarth and Enlow said she supports to vacate the alley to preserve the trees in that space but the City should retain the 20-foot wide piece as Carlson recommended.

Lindstrom asked Carlson if the City vacates the alley what would the City do if there is a need for utilities in the future. Batty told Lindstrom that the City could vacate the right of way but retain an easement for future utilities. Carlson said there would be no need for a utility easement.

Carlson recommended to proceed with the vacation, but with the condition that the City pins down City Attorney Batty and their City Engineer if and how do we retain a utility easement.

Enlow motion, Howarth second that City Council direct City Attorney, staff, and consultants to prepare a resolution, public hearing notices, and supporting materials to vacate a portion of the 20-foot-wide alley platted in the supplemental plat of Minnetonka Beach, as described and illustrated in Phil Carlson's memo dated August 9, 2021. The City would retain the utility easement in the alley, to be acted on following a public hearing at the September 13, 2021 City Council meeting. All ayes, the motion carried.

Carlson added that without a petition a full council needs to be present to vote at the September 13, 2021.

7. Old Business

7.1. Payment Request No. 6 – Caldwell Tanks in the Amount of \$104,475.30.

Offerman updated on water tower project which is still on track to be completed by the end of September. The tower is painted and the Minnetonka Beach logo is on. LMCC water tower video is available to view as well. Zinn asked Offerman if we should hold back any final payments like the City did with water infrastructure projects. Offerman suggested that the City could hold back a few thousand dollars for possible grass seed for next spring. City staff is to notify ahead of time the residents who live near the water tower of the old tower demo planned for September 3 – 19, 2021 as it will be noisy. It was agreed upon by Lindstrom, Honey, and Howarth to keep the plaque but no leg from the old tower as a keepsake.

Howarth motion, Sharma second to approve Caldwell Tanks, Inc. Payment Request No. 6 in the amount of \$104,475.30. All ayes, the motion carried.

Howarth's said his motion was based on Offerman's summary that Caldwell is on track and on schedule.

7.2. Consideration of Watermain Relocation Update, 3120 Brooks Lane

Offerman presented updates for this topic discussed over last several months. At the July 12th council meeting Offerman presented options for the construction of a water main and private storm sewer near 3120 Brooks Lane. Council approved Stantec to proceed with Option 1 with the addition of the private storm sewer designed as part of the Brooks Lane Drainage Study in 2020. Council also directed Stantec to move forward with easement drawings for easements at 3120 and 3114 Brooks Lane and 3028 and 3030 Westwood Rd. needed to complete the overall project. Offerman and Mayor Lindstrom obtained verbal agreements from all the affected property owners and signed easement and right of entry documents will follow prior to construction. Offerman stated that the owner and Trust of 3130 Brooks Lane was more resistant to give the City any easements and verbal agreement for the required right of entry to construct the water main improvements. Additional time and subsequent fees of \$1000 were incurred by the City from Stantec in this successful negotiation process for their verbal agreement.

Offerman explained that Stantec produced 95% constructions drawings as requested for the water main improvements and are included in this packet. The project was broken down into a base bid plus alternates for the improvements. The Base Bid was previously known as Option 2, includes water main improvements at 3120 Brooks Lane and directional drilled water main to Westwood Rd. Base Bid plus Alternate 1, previously known as bigger project Option 1, includes water main improvements noted above AND along the private drive north of Books Lane. Base Bid plus Alternate 1 & 2 includes water main improvements previously known as Option 1 AND private storm sewer improvements as indicated in the 2020 Brooks Lane Drainage Study.

Zinn presented different financial considerations for funding one of the three options. Base Bid = \$170,700.25, Base Bid + Alternate 1 = \$238,274.25 and Base Bid + Alternate 1 & 2 = \$329,147.25. Financing options Zinn presented included 1) A temporary tax increase to residents to save the City's reserves or 2) Use the City's reserves to pay for whichever project of the three is approved or 3) Have a bond offering in early 2022 which was his recommendation

as rates are low. He said the City may need to use reserves as a bridge loan to pay contractors along the way in the meantime.

Howarth asked Zinn if he had the City's Reserve Summary from 2020 with him and Zinn said he did not but would look for it. Howarth then asked Zinn for clarification that since the City is on a cash basis on the General Fund, this Brooks Lane water main project transaction would be reflected on the 2021 financial statements as a capital transaction. Zinn agreed with Howarth's statement. Howarth added that the City could consider using just excess reserves and not seek third party funding for the full amount of the project. Or third-party funding may not be needed for the full project amount if the City has excess reserves. Zinn agreed with Howarth. Lindstrom added that there may be excess budget money available from the general fund from 2021 that could be used as well.

Enlow asked Offerman how many homes would benefit from the \$170,000 Base Bid project to which he replied four would benefit from improved water services. She then asked the same question in reference to the Base Bid + Alternate 1 option for \$238k and Offerman said six homes would benefit.

Lindstrom asked Offerman for his recommended option and he choose Base Bid plus Alternate One to take advantage of the fact that we have cooperative homeowners at this time with verbal easement agreements. He added that it's also a good option to get the water main in as 3120 and 3114 Brooks Lane potentially will be redeveloped. Improvements would be made from 3120 all the way over to Westwood at this time he added.

Howarth asked for confirmation and clarification if Offerman's recommended option would be a permanent solution for the water main and runoff issues, which City Council has been trying to resolve for years. Offerman confirmed yes for the water main, but no this option does not address storm sewer and run off issues that will eventually need to be resolved. Howarth asked if the City does a larger more costly project then would both water main and stormwater issues be addressed. Offerman confirmed this.

Sharma asked for clarification that Base Bid + Alternate One does not address the storm sewer. Offerman confirmed the water main but it does not include storm sewer. He then asked Offerman for confirmation that the watermain project-only, would not require roads and driveways to be dug up saving \$10,000 in paving costs. Offerman confirmed adding that only small paving patches are needed.

Howarth asked why the City would address the water main issue now and the runoff issue in the future and not do it all at once? Offerman said the City has the verbal easement agreements now for the water main issue and the costs are cooperatively shared but paid by the City. The bigger project is an option, but 3120 Brooks Lane is private property with private storm sewer and no city right of way. In order to do the larger project they would have to agree to a storm sewer now and they do not want to make that investment at this time.

Lindstrom stated that the cost for the Brooks Lane Drainage Study project is approximately \$785,000 and would be a full year of planning for a complex voter referendum to bond.

Howarth asked what the incremental cost to the City is for doing the entire project now not just the water main digging up roads once. Offerman answered \$10,000 for rework of street patching based on how the project is set up at this time. Howarth asked for clarification for his understanding that \$785,000 is the combined project to solve water main and water runoff issues; \$238,000 is for the water main and asked how much more would "sewer-only" costs to the City? Offerman said he didn't have those exact costs laid out.

Sharma asked for clarification that if Base Bid + Alternate One was approximately \$230,000 for easy math, previously approximately \$700,000 for whole project including water main discussion, storm runoff all the way down Brooks Lane to the east, so if the City spends approximately \$200,000 today then is the incremental cost approximately \$500,000 for the rest of the project? Offerman said yes \$500,00 + \$10 -\$20,000. Howarth requested this in the minutes.

Sharma summarized entire discussion with reiterating that Offerman recommends Base Bid + Alternate One for \$238,274 and Zinn recommends using existing cash dipping down on the City's reserves. The City would include this in the 2022 refinance to replenish the reserves. Zinn added the City has \$34,000 of excess in general reserves. Howarth asked Zinn to confirm that cash flow of this project will not a problem for the \$238,274 as we can reallocate reserves from one fund to another as needed.

When asked about timing Offerman said if authorized by City Council at this meeting, he could finish contract documents this week to submit to contractors for quotes. At the September Council meeting Offerman would present bids.

Sharma motion, Howarth second to authorize Stantec to obtain quotes for the 3120 Brooks Lane Watermain Improvement Project No. 193805368 for the Base Bid plus Alternate One with a total estimated project cost of \$238,274.25. All ayes, motion carried.

Lindstrom praised Offerman for all his hard work in preparation of work presented at this City Council meeting. Offerman stated that Stantec incurred an additional \$1,000 for out-of-scope easement negotiation work done on the 3120 Brooks Lane Watermain Improvement Project.

Howarth motion Sharma second to modify the amount up to \$16,000 for easement evaluation, and construction design for 3120 Brooks Lane Watermain Improvement Project No. 193805368. All ayes, motion carried.

7.3. Park Commission Recommendation Regarding Gaga Ball Pit at Ray Peters Park

Chair Pagano presented the new Gaga Ball Pit that will now be constructed and installed south of the parking lot at RPP. It will have a natural grass surface and will include: 24, 8-foot pre-drilled composite boards for walls, octagon shaped, 30 inches high, natural cedar with green metal brackets complimenting the colors at HMP and RPP on various things, including door and shutters. A Rules of the Game sign will be created at 11x17, an ADA door will be installed along with a side wall cut out. The sign Gaga Ball Pit Donated by LivingstonStrong will be 12 x 18 and match the same artwork used for the Children's Equipment Donated by LivingstonStrong sign. Total price is \$4526.06 including freight plus cost of Gaga Ball Pit donation sign. Kids will bring their own Gaga Balls to the pit when playing. As Hilgers has previously built two Gaga Ball Pits like this one, he will install this Gaga Ball Pit at Ray Peters Park. Administrator Honey is to issue payment to Coach Cliff Gaga Ball Pits.

Howarth motion, Enlow second for the construction of a Gaga Ball Pit in the location at Ray Peters Park as recommended by City Park Commission using construction materials as recommended by Park Commission in connection with the LivingstonStrong Donation be funded by those funds in an amount not to exceed \$5500.00. All ayes, the motion carried.

Lindstrom, Enlow and Howarth praised Pagano for all his hard work and leadership to get this project done. Pagano added that Hilgers helped with this and other projects. Park Commission created a template that started with Half Moon Park and continued with City Hill Playground that works. He added that it was a good year and a great learning year. Enlow appreciates Pagano's slide deck presentations for meeting preparation.

8. New Business

8.1 Consideration of Moratorium Request - Tree Preservation Ordinance

Enlow presented that the Planning Commission had as their #4 objective in their 2021 priority list of four items the exploration of a tree preservation ordinance. Other neighboring cities have tree preservation ordinances in effect which prevent the unilateral removal of trees by residents. This topic has been discussed in Minnetonka Beach in the past, but the proposed development of a driveway with potential tree removal in the undeveloped Northwoods Avenue

by the owner of 2438 Lafayette Rd. caused it to resurface. Other big trees in the City have been removed recently as well.

Enlow, along with the others in the tree preservation subcommittee including Mathews, Rezabek, Petersen and Wortman are requesting a moratorium while they work on the tree preservation ordinance which will take a long time. The moratorium would preserve Minnetonka Beach green space and tree canopy, and not allow cutting of trees within 75 feet of lakeshore and cutting trees in connection with building, grading or filling permits unless approved by City Council. Enlow added that the subcommittee would like to City Council approve the assistance from Carlson and Batty in drafting the moratorium and ordinance, and a public hearing at the September City Council meeting. The subcommittee is asking that City Council direct Planning Commission to reprioritize projects so that tree preservation is #1 instead of #4, ordinance enforcement is #2, and they should combine the AMLS and grading/filling under ordinance review as #3 and #4.

This moratorium would not apply to dead or noxious trees, or trees that are an imminent hazard of causing damage to persons or property.

Honey stated that Batty would be the appropriate person to draft the interim ordinance.

Lindstrom added that funds from the Tree Canopy Grant that the Park Commission is currently working on securing may cover some of the expenses incurred by Carlson and Batty. Rezabek will need to confirm this.

Howarth asked a question as to who will be the body adjudicating whether a tree removal request is appropriate or not? Enlow said initially a tree preservation plan would be required with a building permit review specifying heritage trees within definition etc. City Council would be the decision maker during the interim ordinance. Enlow added the subcommittee will develop criteria and they don't want to burden city council.

Mathews said: Recommending that the City revives the no tree removal within 75 feet of lakeshore which is the DNR rule. The present Minnetonka Beach rule is 37.5 feet of lakeshore. Put in high level criteria so when City Council is presented with a plan they can say yes, no, reasonable, or go back to drawing board.

Lindstrom asked why a moratorium? Enlow said because of building projects. If a resident already has a permit then they are not affected by the moratorium unless within 75 feet of the lake. The moratorium protects trees 6 inches or greater in diameter.

Mathews said the sub-committee has met 1-2 times monthly since March 8, 2021, on tree preservation. There will be two more sub-committee meetings then this will go to Parks' September meeting then to Planning Commission. Many people feel that big, beautiful trees are being cut down a lot right now. She added that they want to put a stop gap measure in place to stop this until City Council can adopt an ordinance.

Lindstrom said this is a complex ordinance, our City has very expensive properties, and property owners have property rights too. Howarth raised the question, "What about a lot with too much shade? He said how can the City tell them they can't take some trees down? Howarth wants to know how to treat everyone fairly. He struggles with this issue.

Mathews said Excelsior, Greenwood, Wayzata and Woodland have tree removal ordinances. Minnetonka Beach will be a combination of all these cities. The City has regulated trees in Minnetonka Beach since 1925 according to Mathews. She added that the City has 10 ordinances that some portion of tree regulation in them. Mathews stated the standards need to be consistent using the tree removal policy adopted by City Council in 2008.

Lindstrom and council members are concerned about enforcement, policing, governing, and how the ordinance will be administered. Enlow said the interim ordinance will have a punishment for violators potentially a misdemeanor.

The sub-committee plans to create awareness and educate residents how important and beneficial trees are to soil stabilization, root systems, tree canopy, drainage, preservation of water, protect the lake, maintain property values that are based on aesthetics, shade and beauty.

Residents and the City can remove noxious trees, DNR identified Invasive Terrestrial trees, public property trees in accordance with the City Tree ArborScope Inventory by Bartlett Trees, Buckthorn, etc. which are exempt from the interim ordinance. Already permitted building projects will be exempt from moratorium unless trees are removed within 75 feet of lakeshore.

Lindstrom said that at the August Park Commission meeting there was a split vote. Enlow stated that Commissioner Dovolis wanted more detail of this ordinance and it's not ready yet. Also, Commissioner Sharma abstained from voting due to the dead trees on her property situation.

Sharma asked how the Lafayette Club will be governed. Enlow and Mathews said they would follow same rules as residents. Sharma asked to add diseased trees to the exemption list. Mathews said that a Dutch Elm tree at neighbors has a been dying for 30 years. Some diseased trees can be treated and maybe saved with their condition remediated. She said that there are different definitions of the word "diseased" and some companies take trees down that could have been saved.

Howarth asked when will Mathews, Enlow and sub-committee be ready to present their ordinance and they said in December. They will have guidance but it's in developmental stage said Enlow. They are looking at tree size, quantity of trees, kinds of trees on a lot. They want the tree cutting to stop now while they do their work. They are concerned about significant trees that are at least 6" in size and heritage trees that are 30 inches or more.

Sharma summarized the meeting discussion that the sub-committee wants City Council to pass an interim ordinance to allow them to create an ordinance that would be subject to all the processes that need to occur if it were to be enacted. In the spirit of preserving the character of the community and the woods we should give it six months or five months to go through that with a pause with the exceptions outlined.

Enlow said that new permit requests should have a tree survey and grading at the very least. Trees should be noted on property, size specified. Mathews said that protections are in place. The state building code, which the City adopted and should be following, has tree protection if the canopy is within 20 feet of foundation. Mathews said they are asking for hold off on willy nilly tree removal. She added that City Council should say no perhaps if someone wants to take out five big trees for a driveway for example. Everyone will be treated fairly. She added the DNR controls the 75 feet setback from lakeshore when Howarth asked.

Enlow motion, Howarth second that Planning Commission change the priority of its objectives to place tree preservation first, ordinance enforcement second, and combine the AMLS with grading and filling with overall ordinance review. All ayes, the motion carried.

Enlow motion, Sharma second, authorizing the tree preservation sub-committee to consult with the City Attorney in preparing a tree preservation ordinance and assistance in drafting an interim ordinance. All ayes, the motion carried.

8.2 Water Conservation

Hilgers said we are in a drought. The City has been looking at water conservation for awhile now. He suggested that residents not water between 7 am and 8 pm to conserve water to keep our wells from being stressed. Watering every other day would be helpful. Cutting back 5 minutes a day would help.

If all residents cut back 100 gallons per house per day he said it would be very helpful. During anormal summer the City pumps about 150,000 gallons per day. The City is currently using 170,000 – 250,000 gallons a day. We are close to restrictions and bans but not yet. Lindstrom said Orono is educating residents of smart watering practices. Lindstrom

suggested a Be a Villager campaign with smart watering practices. Lake Minnetonka is currently down a foot in depth from the start of the year.

Howarth motion, Enlow second for the City to provide information to residents asking them to voluntarily limit their use of water whether it be lake water for sprinkling or City water. City would provide communication of smart watering practices to all residents. All ayes the motion carried.

9. Consent Agenda

- 9.1. Police Report – July
- 9.2. Fire Report – July
- 9.3. Three Rivers Park District Report – July
- 9.4. **Resolution 2021 – 36** – Hiring of Fawn Gage as Postal/Utility Billing Clerk/Administrative Assistant
- 9.5. **Resolution 2021 - 37** – Consider Re-Appointment of Patty Rezabek to Park Commission
- 9.6. **Resolution 2021 - 38** - Consider Appointment of Joe Steinfeld to Planning Committee
- 9.7. **Resolution 2021 - 40** – 2021 Additional Dock Applications – Dock 20-2 – Jungbauer and Docks 22-3 and 22-4 Suiter.
- 9.8. **Resolution 2021 – 41** – 2021 Additional Dock Variances – Dock 20-2 – Jungbauer
- 9.9. **Resolution 2021 – 42** – Consider Appointment of Nate Arnold to Utilities Commission
- 9.10. Approval of Checks – August 2021
- 9.11. Outstanding Accounts Receivable

Howarth motion, Sharma second to approve the Consent Agenda. All ayes, the motion carried.

10. Treasurer’s Report

- 10.1. Summary Report on City Finances
Zinn presented his Financial Dashboard and Treasurer’s Report which are in packet.
- 10.2. YTD Budget to Actual Report and Prior Year Comparison
Zinn presented his Financial Dashboard dated 8/9/21 which is in packet

11. Action Notes and Staff Reports

- 11.1. Council Meeting Action Notes
- 11.2. Public Works Superintendent Report – written report in packet
- 11.3. Clerk’s Report – written report in packet
- 11.4. Administrator’s Report

Mayor Lindstrom and I completed employee evaluations. New Hire: Honey said two rounds of interviews were completed and she is very pleased to have hired Fawn Gage. She started Tuesday, August 2nd. We have been training her in on many different things and she is fitting right in! She is really adaptable to all of the challenges thrown at her, brings with her a wealth of experience and knowledge, and has a fantastic attitude.

Honey said she has been working on updating the 2022 budget, verifying all accounts, and met with Bruce Kimmel from Ehlers to better understand bonding, debt service, etc. They discussed a different way to present the budget spreadsheet for a better breakdown of general, water, and sewer fund expenditures and income. More to follow on that if it proceeds as hoped.

Honey created and sent out another batch of resident invoices extracting the billable information from Stantec invoices. These new A/R invoices reflect 24 building projects that either are in planning, mid construction, or recently completed. All these projects are keeping staff very busy at City Hall.

Maintenance Agreements: Honey said she is continuing to work with residents who completed projects in the past and then were given the option of waiting to see if stormwater mitigation code was going to change so they would no longer be required to do proposed mitigation related to a project on their property. Unfortunately, code did not change so she now is having to go back and have them update asbuilt surveys, install previously approved mitigation or design new

mitigation (pervious pavers, raingardens, etc), and then have the completed project asbuilts reviewed. Once the mitigation is complete, she is executing maintenance agreements with them and filing them with the county. This is a very long process and many residents are unhappy that they now have to complete these projects. This will take quite some time to complete as there are 30 active and past projects on the list and currently 13 need agreements, all need asbuilt reviews.

Honey also said she attended the fire district meeting and her notes are included in the packet.

12. Council Reports

12.1.1. Mayor's Report – Mayor Lindstrom thanked volunteers Teresa, Jason, and Vivian Mohr and Joanna Zawislak for their work on National Night Out and all the summer picnic volunteers as well. Worked closely with Offerman on the Brooks Lane watermain project.

12.2. Liaison Reports (if necessary):

- Breazeale – Absent
- Enlow – attended Park Commission meeting and Fire Advisory Board meeting – Hamel, and Loretto Fire are going to merge. She said there is a lot of change at local fire departments around Minnetonka Beach.
- Howarth – LMCC had meeting another franchising cable tv co. Utilities met with Ehler's to pursue questions committee has.
- Sharma – Dock Committee meeting is now August 24, 2021 at 4:00 pm. He noted that the bad parts at swim beach docks are now repaired.
- Zinn –

Mayor Lindstrom asked if council would like to have earlier start time such as 6:00pm. Enlow said yes for 6pm start time. Breazeale said yes for 6pm at the July 12, 2021 meeting. Howarth said yes for now working from home but when he commutes from work again, he will do his best to arrive by 6:00 pm. Sharma said 6:00 pm could be challenging with downtown traffic, but would do his best to arrive on time. Zinn said he should be ok for 6:00 pm. Start time changed to 6:00 pm for City Council meetings.

13. Adjourn

Howarth motion, Sharma second to adjourn the meeting. All ayes, the motion carried.

The meeting adjourned at 11:08pm.

Members of the Public: Nell Mathews, Bob and Lisa Melamed, Harris Kaplan, Ann Mayer, Bob Johnson, David Blodgett, Kyle Lewis, and Judy Soukup

Respectfully submitted,

Jane Burgess, City Clerk