

Monday, January 11, 2016 6:30 PM
CITY OF MINNETONKA BEACH
BOARD OF ADJUSTMENTS MEETING MINUTES

Roll Call: Mayor Rick Skalla, Council Members: Jill Bartel, Paul Kozloski, Jaci Lindstrom, Mike Taylor. Absent: Treasurer Randy Gilster.

Staff Present: City Clerk Heidi Honey, City Attorney Justin Templin, Zoning Administrator Ben Gozola. Absent: City Administrator Susanne Griffin, Public Works Director Ben Young

1. Mayor Skalla called the meeting to order at 6:30 p.m.

2. Approve Minutes

2.1. Board of Adjustment meeting November 9, 2015

Council Member Bartel asked if the minutes were reviewed with the audio from the meeting for accuracy. Clerk Honey stated that she reviewed a portion of the minutes and City Administrator Griffin reviewed the entire minutes with the audio and they are not verbatim but accurate.

A motion was made by Council Member Lindstrom and seconded by Council Member Taylor to approve the November 9, 2015 Board of Adjustment minutes. With all members voting in favor, the motion carried.

3. Consider Re-Opening the Public Hearing held on November 9, 2015 Appealing the Decision of the Zoning Administrator Regarding Patio at 2637 Arcola Lane.

Mayor Skalla explained that this is not a public hearing and there is no public input. It is a meeting of the Board of Adjustment for discussion. He explained the Board will need to make a motion to either re-open the public hearing or deny re-opening the public hearing. Nell Mathews submitted documents to Clerk Honey and Mr. Templin and stated she wanted them submitted to make sure the record is clear. Council Member Taylor stated that it is unfortunate that it has gone this far, and it has been very emotional and educational. Council Member Lindstrom agreed.

A motion was made by Council Member Kozloski and seconded by Council Member Lindstrom to deny re-opening the public hearing. Council Members voting in favor: Kozloski, Lindstrom and Taylor. Council Member opposed: Bartel. With three members voting in favor and one opposed, the motion carried.

Ms. Mathews then spoke up and said they were denied due process in November on their request to be heard. She went on to say their position is that the vote by the Board in November was invalid because the Board is made up of five voting members and the City charter requires a majority vote. Mr. Hacker asked if they will be billed for the Zoning Administrator's time tonight. Mayor Skalla stated that they would be billed for it.

4. Adjournment

A motion was made by Council Member Kozloski and seconded by Council Member Lindstrom to close the Board of Adjustment meeting. With all members voting in favor, the motion carried.

The Mayor adjourned the Board of Adjustment meeting at 6:37 pm.

PUBLIC IN ATTENDANCE – The following individuals signed the sign-in sheet: Hans Frees, Max Hacker, Nell Mathews, Sue Kozloski.

Respectfully submitted,

Heidi Honey, City Clerk