Minutes
Minnetonka City Council
Monday, November 13, 2017

1. Call to Order

Mayor Terry Schneider called the meeting to order at 6:39 p.m.

2. Pledge of Allegiance

All joined in the Pledge of Allegiance.

3. Roll Call

Council Members Patty Acomb, Tim Bergstedt, Tony Wagner, Bob Ellingson, Dick Allendorf, and Terry Schneider were present. Brad Wiersum was excused.

4. Approval of Agenda

Allendorf moved, Acomb seconded a motion to accept the agenda with an addendum to item 10E. All voted "yes." Motion carried.

5. Approval of Minutes: None

6. Special Matters:

A. Recognize 2017 Photo Contest Winners

Schneider recognized the winners.

B. Strategic Branding Update and Implementation Plan

Communications Manager Kari Spreeman presented the plan.

Wagner said as the city started looking at strategic marketing the objective was looking at a way to better tell the story of Minnetonka. He said that would be the next step after the foundational piece.

Schneider said some people in the city question why the city was marketing something that didn’t need to be marketed. He complimented staff for the clear methodology and purpose.

7. Reports from City Manager & Council Members

City Manager Geralyn Barone reported on upcoming council meetings and city events. She recognized Betty Johnson’s contributions to the city. Johnson recently passed away.
Bergstedt thanked city staff and the election judges for their work on the recent city election.

8. Citizens Wishing to Discuss Matters not on the Agenda

9. Bids and Purchases: None

10. Consent Agenda – Items Requiring a Majority Vote:

A. Announcement of closed meeting to discuss labor negotiation strategies on November 20, 2017 at 5:30 p.m. in the Lone Lake Conference Room

Schneider read an announcement indicating the purpose and location of the closed session.

Allendorf moved, Acomb seconded a motion to adopt the motion to schedule a closed meeting on November 20, 2017, at 5:30 p.m. in the Lone Lake Conference Room at city hall, for the purposes of considering labor negotiation strategies with respect to 2018 wages and benefits for all employees, including all collective bargaining unit members, pursuant to Minnesota Statutes section 13D.03. All voted “yes.” Motion carried.

B. Resolution certifying the results of the November 7, 2017 Municipal General Election

Allendorf moved, Acomb seconded a motion to adopt resolution 2017-123 certifying the results of the November 7, 2017 Municipal General Election. All voted “yes.” Motion carried.

C. 2018 fee schedules for consulting engineering services

Allendorf moved, Acomb seconded a motion to approve the revised 2018 fee schedules proposed by the city’s general services consulting engineering firms, and authorize the mayor and city manager to execute the Addenda to the Agreements for Professional Services with the following firms: AE2S; American Engineering Testing, Inc.; Barr Engineering Company; Bolton & Menk, Inc.; Hansen Thorp Pellinen Olson, Inc.; In Control, Inc.; ISG, Inc.; Kjolhaug Environmental Services Co.; Sambatek, Inc.; Short Elliott Hendrickson, Inc.; SRF Consulting Group, Inc.; and WSB & Associates, Inc. All voted “yes.” Motion carried.

D. Public health mutual aid agreement

Allendorf moved, Acomb seconded a motion to approve the agreement. All voted “yes.” Motion carried.
E. Resolution ordering the abatement of nuisance conditions existing at 3622 Steele Street

Item was pulled from the agenda with the addendum.

11. Consent Agenda – Items requiring Five Votes:

A. Resolution approving a conditional use permit, with a parking variance, for a vision clinic at 13889 Ridgedale Drive

Allendorf moved, Wagner seconded a motion to adopt resolution 2017-124 approving a conditional use permit, with a parking variance, for a vision clinic at 13889 Ridgedale Drive. All voted “yes.” Motion carried.

12. Introduction of Ordinances: None

13. Public Hearings: None

14. Other Business:

A. Items related to deferred special assessments

City Attorney Corrine Heine gave the staff report.

Acomb said when the ordinance was introduced, staff indicated there was one person who was able to utilize the program but under one of the options, would lose eligibility. She asked if under the proposed ordinance, that resident would be able to use the program. Heine said if the ordinance was not amended the resident would no longer qualify.

Wagner noted he was not at the meeting when the ordinance was introduced but was 100 percent supportive of not having another calculation when an existing calculation made sense. He said he was puzzled about the idea of an administrative burden since all that was involved was a tax return. He was conflicted about a situation where there was one person with no income who asked for a deferral and there was another person in the same household who made a lot of money. This did not make sense. Similarly there could be a household with two people with a medical hardship who were slightly over the threshold that would not qualify.

Schneider asked how the household income would be calculated for a household with three people, two being wage earners and the other an adult child. Heine said historically the city has used the one number,
$17,000 adjusted annually. The applicant provides an application and proof of income. Generally the person has either been single, head of household, or been married filing a joint return. The joint return has been submitted as proof of income. If the ordinance was changed to using household income the applicant would not only have to provide their individual income tax return, but to identify every member of the household and provide income verification for every member of the household. She said while it was theoretically possible an applicant could be requesting a hardship deferment who wasn’t 65 years old or retired due to a disability, this hasn’t occurred in all the years the city has been doing the program. Her research showed no other city was using household income.

Acomb said during the discussion when the ordinance was introduced, she was in favor of using the household income. She said it didn’t seem there would be a big administrative burden since it didn’t happen very often. The housing programs already use the household income.

Wagner said for affordable housing a percentage of AMI is always used. It seemed intuitive to use the household income.

Heine provided language to make the change to household income if the council desired to do that.

Schneider said he agreed that household income was generically understood.

Wagner moved, Bergstedt seconded a motion to adopt ordinance 2017-17 amending section 220.010 of the Minnetonka city code with the changes suggested by the city attorney for item 2, regarding deferred special assessments and resolution 2017-125 amending City Council Policy 2.17, regarding deferred special assessments. All voted “yes.” Motion carried.

B. Ordinance amending Section 710 of the city code regarding increases/changes in fees

Community Development Director Julie Wischnack gave the staff report.

Wagner said temporary signs cause more work from an enforcement standpoint. In the future if the city sees a lot of enforcement involving temporary signs, a fee should be looked at. Wischnack said currently a person has to pay a fee to get the sign back.

Wagner moved, Allendorf seconded a motion to adopt ordinance 2017-18 with the proposed fees. All voted “yes.” Motion carried.
C. Resolution authorizing the certification of delinquent water and sanitary sewer charges to the Hennepin County Auditor

Barone gave the staff report.

Allendorf moved, Acomb seconded a motion to adopt resolution 2017-126 authorizing the certification of delinquent water and sanitary sewer charges to the Hennepin County Auditor. Acomb, Bergstedt, Wagner, Allendorf and Schneider voted “yes.” Ellingson abstained. Motion carried.

D. Resolution authorizing the certification of delinquent fire alarm response fees to the Hennepin County Auditor

Barone gave the staff report.

Bergstedt moved, Wagner seconded a motion to adopt resolution 2017-127 authorizing the certification of fire response fees to the Hennepin County Auditor. All voted “yes.” Motion carried.

E. Resolution amending council policy 1.1 regarding appointments to joint powers organizations and intergovernmental boards

Barone gave the staff report.

Acomb moved, Wagner seconded a motion to adopt resolution 2017-128 amending council policy 1.1 regarding appointments to joint powers organizations and intergovernmental boards. All voted “yes.” Motion carried.

15. Appointments and Reappointments:

A. Resolution designating Alternate Commissioner to the Bassett Creek Watershed Management Commission

Schneider moved, Bergstedt seconded a motion to adopt resolution 2017-129 appointing William Monk as alternate commissioner to the Bassett Creek Watershed Management Commission to serve a term of office beginning November 13, 2017 and ending on February 1, 2019. All voted “yes.” Motion carried.

16. Adjournment

Wagner moved, Acomb seconded a motion to adjourn the meeting at 7:29 p.m. All voted “yes.” Motion carried.
Respectfully submitted,

David E. Maeda
City Clerk