



**MINUTES
CITY COUNCIL MEETING
September 6, 2016**

CALL TO ORDER

The meeting was called to order at 6:48 pm.

Present: Mayor: Donny Chillstrom; Council: Kurt Kaminski, Marty Schneider, and Liz Olson

Staff Present: City Administrator: Scott Weske; Fire Chief: James Van Eyll; Public Works Director: Jason Goehring; Wayzata Police Chief: Mike Risvold; City Attorney: John Thames; and City Clerk: Jeanette Moeller

Absent: Council: Jahn Dyvik (with prior notice)

PLEDGE OF ALLEGIANCE

LONG LAKE NEWS UPDATE AND WORK SESSION MEETING REVIEW

Mayor Chillstrom offered the following updates:

- In a work session prior to the regular City Council meeting, the Council discussed the preliminary 2017 budget, and the possible purchase of a tractor for the Public Works department.
- Neighbors in the area of Charles Street have reported sighting of a coyote in the area. Mayor Chillstrom encouraged residents with pets to keep coyote sightings in mind.

APPROVE AGENDA

Council members agreed to amend the agenda removing Item. No. 8, Terminate Employment of a Paid On Call Firefighter from the Long Lake Fire Department.

A motion was made by Olson, seconded by Kaminski, to approve the Agenda as amended. Ayes: all.

CONSENT AGENDA

The Consent Agenda consisted of:

- A. Approve Minutes of August 16, 2016 City Council Meeting
- B. Receive Unofficial Draft Minutes of August 11, 2016 Planning Commission Meeting
- C. Receive Unofficial Draft Minutes of August 23, 2016 Park Board Meeting
- D. Approve Vendor Claims and Payroll
- E. Adopt Resolution No. 2016-38 Authorizing an Application for Planning Assistance Grant Funds
- F. Rescind the Conditional Offer of Employment Made to Ryan deVereaux for the Position of Paid On Call Firefighter

A motion was made by Schneider, seconded by Kaminski, to approve the Consent Agenda as presented. Ayes: all.

OPEN CORRESPONDENCE

No one appeared to address the City Council during Open Correspondence.

BUSINESS ITEMS

Police Activity Update – Mike Risvold, Wayzata Police Chief

Police Chief Risvold reviewed statistics for Police activities and calls in Long Lake, providing a comparison of years 2011 through 2015, and expounding on the increase in electronic theft and fraud crimes being reported to the department throughout Hennepin County. He also commented on the extension of the Police services contract; the addition of one more officer and future addition of a part-time administrative position; and complimented the efforts of the Highway 12 Safety Coalition and the upcoming safety improvements planned for Highway 12 resulting from their hard work and advocacy.

In response to Council questioning, Risvold clarified that the Wayzata Police Department was not directly involved in the federal indictment of Aldo Escoto, owner of El Parian Mexican restaurant. The department did assist in search warrants removing several undocumented individuals from at least one residents – those individuals were taken into custody by Homeland Security. The indictment against Mr. Escoto cites significant drug charges, and employment and housing of illegal aliens. Mr. Escoto failed to appear in court and is actively being sought at this time. From a public safety perspective, the restaurant he owns is now “under a microscope”, and Risvold would assume they would refrain from any further nefarious activity.

Council member Schneider reflected that he had attended the Minnesota Police Chiefs luncheon on August 24, and a topic of discussion was appreciation. He indicated that the Council supports the work of the Police Department and thanks the department for fostering a feeling of safety.

Appointment of New Firefighter to the Long Lake Fire Department

Fire Chief Van Eyll indicated that with an application process and interview now complete, staff recommends that a conditional job offer for the position of paid on call firefighter be made to applicant Demetrous Few. The conditions of the offer are that each new firefighter passes a physical exam, physiological exam, agility test and probationary period. The interview panel consisted of a Fire Lieutenants, District Captain and Assistant Chief. Mr. Few will be a responder to Station 2.

A motion was made by Schneider, seconded by Olson, to adopt Resolution No. 2016-37 conditionally appointing the following candidate to the position of paid on-call Firefighter for the City of Long Lake Fire Department: Demetrous Few. Ayes: all.

Special Event Permit Request for Birch’s 2016 FallFest

City Clerk Moeller reported that on behalf of Birch’s on the Lake, Darren Ennis of production company SHEBA Inc. has submitted a Special Event Application requesting approval for Birch’s to hold “Birch’s 2016 FallFest” on Sunday, September 25, 2016 from 2:00 pm to 8:00 pm. Prior to the event start, a breakfast would be held in the restaurant facilities, with ticket sales for Birch’s 2016 FallFest to begin at 12:00 noon. The proposed event schedule includes the following:

10:00 am – 2:00 pm	Breakfast in the Brewhouse and deck
12:00 noon	Ticket sales / will call open at tent (to be located in parking lot)
2:00 pm	SupperClub opens
2:00 pm – 7:00 pm	Food available in tent
3:00 pm	Oyster shucking contest on deck
3:00 pm – 6:00 pm	Kids pumpkin painting at the “Pumpkin Patch”

3:00 pm – 6:00 pm	Acoustic music on deck – George Scot
4:00 pm – 7:00 pm	Raw bar open on deck
4:30 pm – 7:30 pm	Live music under the tent – Stray Voltage
5:00 pm – 7:00 pm	Bonfire and smores

The parking plan for the event includes parking in the lot, and a shuttle service running on a loop between Birch's on the Lake and two off-site parking locations provided by 1605 West Wayzata Boulevard and the Wayzata Country Club. The proposed permit conditions letter reiterates that the parking plan must be adhered to and includes additional "no event parking" stipulations to prevent any event parking in the Glenmoor Lane neighborhood, along County Road 112, and at Union Cemetery.

Moeller reviewed the list of conditions to permit approval as prepared by staff, including both Police and Fire Chiefs. Staff is recommending approval of a Special Event Permit for Birch's 2016 FallFest with the proposed conditions as specified in the permit approval letter; and approval of a Noise Variance Permit to allow the use of sound amplification equipment for live entertainment during the event.

Council member Schneider commented that he had spoken with the residents of the Tealwood neighborhood and they have been happy with noise levels from the restaurant thus far. He added that he would like to see a positive community-related condition of approval be added that Birch's will agree to allow use of their parking lot for Memorial Day services held at Union Cemetery on May 29, 2017. He also thought that final site map approval should include the Fire Chief as well.

Restaurant owners Burt Joseph and Brennan Greene both extended their apologies on behalf of Birch's and agreed to the added conditions.

Mr. Joseph discussed their inspiration for planning the event and asked about maximum tent occupancy. It was noted that final site map approval will allow for final approval of a revised tent plan if a slightly larger tent is needed. Mr. Joseph also sought permission to allow event parking in the Glenmoor Lane neighborhood.

Council members were in agreement that parking in the Glenmoor Lane neighborhood would likely not be desired by the neighbors and agreed that neighborhood should remain free of event parking.

A motion was made by Schneider, seconded by Kaminski, to adopt Resolution No. 2016-36 approving issuance of Special Event Permit #S2016-08 for the Birch's 2016 FallFest event to be held September 25, 2016; with the additions of the final event site map being subject to Fire Chief approval as well, and that Birch's agrees to allow use of their parking lot for Memorial Day services at Union Cemetery on May 29, 2017. Ayes: all.

A motion was made by Kaminski, seconded by Schneider, to approve the issuance of a Noise Variance Permit authorizing the use of sound amplification equipment for live entertainment during the Birch's 2016 FallFest event. Ayes: all.

Standby Generators at Appleglen Road and Lindawood Lane Lift Stations

Public Works Director Goehring stated that previously the Council had directed staff to obtain a firm proposal from Powerhouse Systems, LLC for two pre-owned standby natural gas generators for the Appleglen Road and Lindawood Lane lift stations. Powerhouse Systems has provided a turn key proposal covering all aspects of the generator installation process with the exception of the two new gas service lines and final landscaping and restoration.

Goehring reviewed the cost proposals for the purchase of the generators quoted. Additionally, based on the current 2016 financials with Centerpoint Energy, the two new gas service lines are estimated to cost \$6,000. Lindawood Lane will require a new service line and meter while Appleglen Road will require 100' of new gas main in addition to the service line and meter. This price is subject to change and will be based on the 2017 financials which have not been determined yet. Staff is recommending a spring 2017 install to avoid additional off season costs.

Landscaping and restoration would not exceed \$2,000 per lift station. Restoration and landscaping would be completed by Public Works and will consist of finished grading, seeding, shrub replacement, and fencing around the generators similar to the Watertown Road lift station.

The savings for the City when buying two used standby generators versus two new standby generators is significant. It is estimated that a complete turn key project for two new generators would cost \$74,247. Choosing to purchase two used generators could result in a savings of \$29,277.

Staff is recommending the Council consider approval of the purchase of two pre-owned, standby generators for the Appleglen Road and Lindawood Lane lift stations for \$34,970 from Powerhouse Systems LLC.

Council and staff discussed the feasibility of making the purchase and beginning the project immediately versus in spring 2017, fencing options for the two generator sites, and whether Goehring has had a chance to physically inspect the units proposed.

Council member Schneider reflected that he would recommend the Council authorize approval based on the exact units identified in the bid based on previous experience, rather than comparable units to those in the bid.

Council members agreed to direct staff to begin the project immediately versus a spring 2017 installation.

A motion was made by Schneider, seconded by Kaminski, Motion to approve the purchase of two pre-owned, standby generators for the Appleglen Road and Lindawood Lane lift stations for \$34,970 from Powerhouse Systems LLC, as identified specifically in the bid. Ayes: all.

Receive Rough Draft of New Massage Therapy Ordinance

Moeller stated that copies of a draft ordinance proposing the regulation of massage services in Long Lake were distributed to Council as a bench handout. Staff intends to publish notice for the Council to hold a public hearing and consider adoption of the ordinance for their October 4, 2016 meeting. The draft ordinance was prepared by the City Attorney and represents an amalgamation of massage licensing ordinances implemented by other cities.

The draft ordinance would license both massage businesses as an enterprise, and require that individual massage practitioners be licensed. State licensed massage therapists and massage therapists working under the direction of a licensed medical practitioner, such as a chiropractor, would be exempt from licensing requirements. The ordinance would establish criteria that must be met by massage businesses and practitioners including hours of operation, residency and age of licensed practitioners, health and sanitation standards, and addresses background investigations of applicants.

The licensing model proposed would be a one-time license that is voided by any massage therapist changing employment, or if a business license, would be voided by any change in ownership, relocation or substantial alteration of the premises, or name change of the business.

Moeller added that the Wayzata Police Department has been in favor of Long Lake adopting a massage services ordinance for some time, as having an ordinance in place is a key component for conducting compliance checks for violations by any massage business.

OTHER BUSINESS

Minnesota Police Chiefs Luncheon – Council member Schneider stated he had attended the Minnesota Police Chiefs luncheon held on August 24, with more than 300 Police Chiefs in attendance. The message he received at the luncheon was that if you see a Police Officer or person in public service, please feel free to stop and say “thank you”.

Long Lake Waters Association – Council member Schneider reported that the Long Lake Waters Association will be meeting again on September 14 at 6:00 pm at Long Lake Fire Station 1 and will continue their discussion of ideas for best practices to help improve water quality throughout the Long Lake subwatershed.

Planning Commission Discussion of Accessory Structures in R-2 – Council member Olson reflected that when reading the Planning Commission’s meeting minutes regarding their discussion of amending setback requirements for accessory structures in the R-2 lakeshore single family residential zoning district, the Commission had discussed changing the 75’ setback to 50’. She clarified that the 75’ setback for R-2 is guided by state mandated requirements and would not be able to be reduced. Planning Commission Chair Bob Erickson rose and noted that although the Commission had briefly discussed changing the setback, they ultimately did not recommend doing so and would have recommended district provisions remain in compliance with state law.

Hardin Park Shelter – Goehring indicated that the Hardin Park shelter is complete and encouraged Council members to take a look. Mayor Chillstrom added that it had turned out even nicer than anticipated. Council member Schneider thanked Medina for sharing their design and plans with Long Lake for the similar shelter they’d built.

Playground Installation Update – Goehring stated that drain tile has been installed and Public Works is hoping installation of the new playground equipment will begin during the coming week.

James J. Hill Days - Mayor Chillstrom noted that James J. Hill Days will be taking place in the City of Wayzata during the weekend ahead. He will be participating in the event with the Wayzata Legion color guard. The Long Lake Fire Department Studebaker will also likely be on display during the car show and perhaps in the parade.

Remembering Jacob Wetterling – Mayor Chillstrom stated that on a personal note, he has been turning his porch light on in remembrance of Jacob Wetterling.

Fall Festival at Fire Station – Mayor Chillstrom encouraged everyone to watch for more news of the October fall festival planned to take place at Long Lake Fire Station 1.

ADJOURN

Hearing no objection, Mayor Chillstrom adjourned the meeting by general consent at 7:58 pm.

Respectfully submitted,

Jeanette Moeller
City Clerk