



**MINUTES
CITY COUNCIL MEETING
July 15, 2014**

CALL TO ORDER

The meeting was called to order at 6:35 pm.

Present: Mayor: Tim Hultmann; Council: Kurt Kaminski, Tom Skjaret, Donny Chillstrom, and Liz Olson

Staff Present: City Administrator: Scott Weske; Planning Consultant: Addison Lewis; and City Clerk: Jeanette Moeller

Absent: None

PLEDGE OF ALLEGIANCE

LONG LAKE NEWS UPDATE

Mayor Hultmann offered the following updates:

- Night to Unite will take place on Tuesday, August 5. In addition to stops at neighborhood parties, police and fire will be stopping at Hardin Park at 6:15 pm and Holbrook Park at 6:45 pm.
- Fire Chief Van Eyll has been meeting with area Fire Chiefs to begin exploring the future of fire services in the area and the potential for joining forces in different ways to eliminate redundancies and assure that membership declines do not negatively impact incident response.
- The annual Long Lake Fire Department 5k run will be held on the last Saturday of July, July 26.
- The 44th annual Church of St. George Corn Days festival will take place the weekend of August 9 and 10. Additionally, the Orono Lions Carp Fishing Contest will be held on Saturday, August 9.
- Mayor Hultmann recognized Abby Wilkins, Annika Sorensen and Emma Johnson for donating a potting table to the community garden located on the grounds of Fire Station 1. Produce from the community garden is donated to WeCAN and to residents at Orono Woods senior housing.

APPROVE AGENDA

A motion was made by Skjaret, seconded by Chillstrom, to approve the Agenda as presented. Ayes: all.

CONSENT AGENDA

Mayor Hultmann noted that an adjustment has been made to the Resolution requested for approval via Consent Agenda Item J, completing the blank with "2%".

The Consent Agenda consisted of:

- A. Approve Minutes of July 1, 2014 City Council Work Session
- B. Approve Minutes of July 1, 2014 City Council Meeting
- C. Receive Unofficial Draft Minutes of July 8, 2014 Planning Commission Meeting

- D. Approve Vendor Claims and Payroll
- E. Adopt Resolution No. 2014-19 Authorizing Execution of a Joint Cooperation Agreement with Hennepin County for Participation in the Urban Hennepin County Community Development Block Grant Program in 2015-2017
- F. Adopt Resolution No. 2014-17 Designating Citizens Community Federal N.A. as a Public Depository and Authorizing Mayor and Administrator to be Signatories for the Account
- G. Adopt Resolution No. 2014-20 Approving Issuance of Special Event Permit #S2014-05 for Corn Days 2014; Approve Issuance of Noise Variance Permit, 1 to 4 Day Temporary On Sale Liquor License, and Application for Exempt Permit
- H. Adopt Resolution No. 2014-21 Approving Issuance of Special Event Permit #S2014-06 for the Corn Days Parade
- I. Adopt Resolution No. 2014-22 Approving Issuance of Special Event Permit #S2014-07 for the Orono Lions Carp Fishing Contest
- J. Adopt Resolution No. 2014-18 Appointing Scott Weske as a Regular Employee
- K. Adopt Resolution No. 2014-23 Appointing Election Judges for the 2014 Primary and General Elections

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

OPEN CORRESPONDENCE

Dan MacDonald, 335 Russell Lane – Mr. MacDonald inquired as to whether progress has been made regarding efforts to reduce speed limits on CSAH 112 at the east end of town. Mayor Hultmann indicated that Jim Grube of the Hennepin County Transportation Department will be in attendance at an upcoming meeting to discuss this issue and other items; and that efforts to reduce speed limits are ongoing at this time.

John Winston, Long Lake Rowing Crew – Mr. Winston appeared to thank the Council for issuing an Interim Use Permit allowing the Long Lake Rowing Crew to operate on Long Lake, and reported on the success of club members at recent competitive rowing events.

BUSINESS ITEMS

Annual Legislative Update from Senator David Osmek

Senator Osmek provided an update regarding the outcomes of the 2014 legislative session, which included repealing some taxes, providing additional funding for “opt out” transit carriers, and adopting bipartisan legislation to address expungement criteria for youth offenders. He indicated he is available to Mayor, Council and staff and questioned whether there may be areas he could offer assistance.

Mayor Hultmann asked that Senator Osmek consider drafting a letter of support to Jim Grube, Hennepin County Transportation, for reducing speed limits along the CSAH 112 corridor. Senator Osmek indicated he would draft and send the requested letter.

Amendment to Section 23 of the Long Lake Zoning Ordinance Regulating Essential Services

Planning Consultant Lewis stated that Section 23, Essential Services, of the Long Lake Zoning Ordinance regulates the erection, construction, alteration or maintenance of all public and private utilities within the City of Long Lake. Day-to-day city operations have led staff to question the practicality and application of this ordinance. Specifically, this section of the ordinance requires that a conditional use permit be obtained for all municipal utility installations or alterations, even when

located within the public right-of-way. If strictly interpreted, this would mean that any time the city made a modification to a water main or installed a fire hydrant in a new location, a conditional use permit, or amendment to an existing conditional use permit, would be necessary. This level of regulation is not common among most other cities for municipal utility improvements and has not been being applied in Long Lake despite having the ordinance in place. After reviewing the ordinance with the City Attorney, staff concluded that based on the definition of Essential Services, Section 23 would apply to municipal utilities as well as private utilities.

The proposed ordinance amendment would remove the requirement that a conditional use permit be obtained for utility improvements which are intended for local distribution and which are less than 33 KV. This would include utility improvements located within the public right-of-way and those located outside of the public right-of-way, which are intended to serve more than one parcel. With the proposed amendment, these types of improvements would require City approval or the issuance of a special permit issued by the Public Works Director. Utilities not required for local distribution and all overhead transmission and substation lines in excess of 33 KV would still require a conditional use permit. The amendment would also add a "Purpose" subdivision to the Essential Services ordinance. The proposed ordinance amendment would be generally consistent with what is used by several nearby cities, including Excelsior, Tonka Bay, and Wayzata. At their July 8 meeting, the Planning Commission unanimously recommended adoption of the proposed ordinance.

Council members discussed the amendments proposed, with clarifications provided by Lewis as to the types of lines that would be in excess of 33KV, and whether wireless communications would be impacted by the changes recommended.

A motion was made by Skjaret, seconded by Chillstrom, to adopt Ordinance No. 2014-05 amending Section 23 of the Long Lake Zoning Ordinance regulating essential services. Ayes: all.

Amendment to Section 28A of the Long Lake Zoning Ordinance to Modify the Intent and Purpose of Interim Uses

Planning Consultant Lewis reported that the ordinance proposed for the Council's consideration would modify Section 28A, Subd. 1 Purpose and Intent, of the Interim Use Permit ordinance. The change has been requested by the City Council to narrow the scope of what an Interim Use Permit is used for and to provide greater clarity for its intent. The proposed change would remove Section 28A, Subd.1, B, 4 "*To allow for a use that is seasonal in nature*" from the Intent section of the ordinance. In addition, the language from Section 28A, Subd. 1, B, 3 "*To establish predicable and balanced regulations for the establishment of interim uses in the location and circumstances under which the uses may be established without detriment to the public health, safety, and welfare of neighboring property owners or occupants*" would be moved to Subd. 1, A, as this is more of a purpose statement than an intent statement.

At their July 8 meeting, the Planning Commission unanimously recommended adoption of the proposed ordinance.

A motion was made by Kaminski, seconded by Olson, to adopt Ordinance No. 2014-04 amending Section 28A of the Long Lake Zoning Ordinance to modify the intent and purpose of interim uses. Ayes: all.

Reschedule August 5, 2014 City Council Meeting Due to Night to Unite Activities

It was the consensus of Mayor and Council members that the August 5 meeting should be rescheduled for Monday, August 4, 2014, beginning at the usual start time of 6:30 pm.

OTHER BUSINESS

Orono Lions Donation – Council member Kaminski presented the Mayor and Council with a \$500 donation from the Orono Lions Club to the City of Long Lake, to be utilized for park improvements. Mayor Hultmann thanked the Lions Club for their generosity.

Hardin Park Tennis Courts – Council member Skjaret indicated he had received a notice delivered by Public Works staff regarding work beginning on the Hardin Park tennis courts, and noted it is great to see the project taking place after years of discussion.

Door to Door Solicitors – Council member Skjaret commented on the number of solicitors that have been in his neighborhood recently. Moeller stated that while there are some limits on the type of solicitations that can be regulated, those solicitors who propose to sell products for immediate delivery are required to be licensed.

Maintenance of Landscaped Berm Along Wayzata Boulevard – Mayor Hultmann asked whether Council members had all reviewed the cost proposal received for maintenance of the Wayzata Boulevard landscaped berm, and had submitted their thoughts to Administrator Weske. Council and staff discussed the appearance of the berm, the cost for a good mowing and cleanup of the site, how the site could be maintained on an ongoing basis, and whether alternative funding sources may be available to help alleviate costs. The Park Board will be reviewing the issue further at their upcoming meetings.

Slow-No Wake Marked Post at Launch – Council member Olson noted that it can be difficult to determine whether the water is below the red area on the marked “slow-no wake” post near the public launch, and asked whether a more contrasting paint color could be used. Public Works is exploring alternative high contrast paint or tape options to more clearly delineate the water line.

Informal Meeting with Jim Grube – Council member Olson questioned whether Council members like the idea of having an informal meeting with Jim Grube prior to the Council meeting he’ll be attending in August to allow for interested residents to have more open dialogue with Mr. Grube regarding CSAH 112 and the upcoming turnback project. Council members agreed an informal meeting would be a positive.

Demolition and Building Permits for Gear West – Moeller indicated that demolition and building permits for work to begin on Gear West’s removal of the old convenience store and construction of their phase 2 building are ready for issuance.

10,000 Lakes Wakesurf Open – Moeller noted that the organization sponsoring the 10,000 Lakes Wakesurf Open decided they will not be hosting their event at Nelson Lakeside Park in August, and will be utilizing their riverfront backup site in Minneapolis.

ADJOURN

A motion was made by Kaminski, seconded by Skjaret, to adjourn the meeting. Ayes: all. The meeting was adjourned at 7:30 pm.

Respectfully submitted,

Jeanette Moeller
City Clerk