

MINUTES

1. CONVENE CITY COUNCIL REGULAR MEETING

Mayor Labadie called the meeting to order at 7:00 P.M.

A. Roll Call

Present: Mayor Labadie; Councilmembers Johnson, Siakel, and Gorham; City Attorney Keane; City Administrator Lerud; City Clerk/HR Director Thone; Planning Director Darling; Director of Public Works Brown; and, City Engineer Budde

Absent: Councilmember Callies

B. Review Agenda

Mayor Labadie noted that she would like to remove item 2. G. from the agenda.

Johnson moved, Gorham seconded, approving the agenda as amended. All in favor, motion passed.

2. CONSENT AGENDA

Mayor Labadie reviewed the items on the Consent Agenda.

Councilmember Johnson stated that he wanted to clarify that item 2.E. does not contain and additional sign ordinance language.

Planning Director Darling explained that Ordinance 581 on the agenda, is simply approving a codification of previously adopted ordinances. This is done every year.

Johnson moved, Gorham seconded, Approving the Motions Contained on the Consent Agenda and Adopting the Resolutions Therein.

- A. City Council Work Session Minutes of August 9, 2021**
- B. City Council Regular Meeting Minutes of August 9, 2021**
- C. City Council Special Meeting Minutes of August 16, 2021**
- D. Approval of the Verified Claims List**
- E. Ordinance 581: 2021 City Code Supplement S-16, Adopting RESOLUTION NO. 21-088, "A Resolution Approving Summary Publication of Ordinance 581 Enacting and Adopting the 2021 S-16 Supplement to the Code of Ordinances for the City of Shorewood."**

- F. Approve Cost Share Agreement with Greenwood for Minnetonka Boulevard, Adopting RESOLUTION NO. 21-089, "A Resolution Approving Cost Share Agreement with the City of Greenwood for Shorewood's Share of Costs of Rehabilitate a Portion of Minnetonka Boulevard."
- ~~G. Approve Cost Share Agreement with Chanhassen for West 62nd Street, Adopting RESOLUTION NO. 21-090~~
- H. Authorize Public Works Equipment Purchase: Groomer for Ballfields, Adopting RESOLUTION NO. 21-091, "A Resolution Authorizing Expenditures of Funds for Public Works Equipment, One Ballfield Groomer."
- I. Accept Donation of Trees for Manor Park from Tom and Kim Beauchamp, Adopting RESOLUTION NO. 21-092, "A Resolution Accepting Donations to the City of Shorewood for Trees at Manor Park."

All in favor, motion passed.

3. MATTERS FROM THE FLOOR

Ann Straka-Leland, 5825 Strawberry Lane, stated that she is presenting on behalf of Patricia Hauser and read aloud the statement entitled, *Space and Grace in Shorewood*, that addressed some of the recent challenges in the City.

4. PUBLIC HEARING

5. REPORTS AND PRESENTATIONS

6. PARKS

- A. Report by Commissioner Gallivan on August 10, 2021 Park Commission Meeting

Planning Director Darling noted that Commissioner Gallivan had a conflict and could not attend tonight's meeting. She gave a brief overview of the August 10, 2021 Park Commission meeting as outlined in the minutes.

City Engineer Budde explained that he had attended this meeting seeking feedback on the proposed future trail corridor and ways to engage with residents.

Councilmember Siakel stated that she thinks it is important for residents to understand the process for approving public improvements, such as adding trails or water to a project, and realize that these decisions are made over a period of years and months, and not something that is just made up as things go along.

7. PLANNING

- A. Report by Commissioner Gault on August 3, 2021 Planning Commission Meeting

Commissioner Gault gave a brief overview of the August 3, 2021 Planning Commission meeting.

B. Variance to Rear Setback
Applicant: Revision, LLC
Location: 28115 Boulder Bridge Drive

Planning Director Darling explained the request for a variance to rear setback to allow an addition to be constructed about 37 feet from the rear property line where 50 feet is required. She explained that the existing home was constructed in 1983 at about 30 feet from the rear lot line where 50 feet was required. The Planning Commission recommended approval.

Johnson moved, Gorham seconded, Adopting RESOLUTION NO. 21-093, “A Resolution Approving a Variance to the Rear Yard Setback for Property Located at 28115 Boulder Bridge Drive.” All in favor, motion passed.

8. ENGINEERING/PUBLIC WORKS

A. Approve Quote for 2021 Catch Basin and Culvert Repairs, City Project 21-03

City Engineer Budde gave an overview of the 2021 catch basin and culvert repair project areas. He explained that the low quote was submitted by Minger Construction Companies and the work should be completed by October 29, 2021. Staff recommends approval of the project.

Siakel moved, Johnson seconded, Adopting RESOLUTION NO. 21-094, “A Resolution to Award Contract for the 2021 Catch Basin and Culvert Repair Project, City Project 21-03.” All in favor, motion passed.

B. Accept Bids and Award Contract for Covington Watermain Repair, City Project 21-07

City Engineer Budde explained that five bids were opened on August 17, 2021 with the low bidder being GM Contracting, Inc. He gave an overview of the option to bid for both the method of pipe bursting or directional drilling and noted that the low bid was for pipe bursting.

Siakel moved, Johnson seconded, Adopting RESOLUTION NO. 21-095, “A Resolution Accepting Bids and Awarding Contract for the Covington Road Watermain Improvements, 21-07.” All in favor, motion passed.

C. Approve Quote for Lake Linden Drive Culvert Repair

City Engineer Budde stated that the Lake Linden Drive culvert is in need of repair which would use a method called Cast in Place Pipe (CIPP). He stated that using this method will avoid a detour and the need for open cut construction. The City solicited seven bidders and received two back with the low bidder being Veit Construction.

Siakel moved, Johnson seconded, Adopting RESOLUTION NO. 21-096, “A Resolution to Award Contract for the Lake Linden Culvert Repair Project, City Project 21-03.” All in favor, motion passed.

D. GENERAL/NEW BUSINESS

- A. Approve Prosecutor Contract with Campbell Knutson**
- B. Approve Joint Powers Agreement with the MN Bureau of Criminal Apprehension for City Prosecutor**

City Administrator Lerud stated that on July 15 the Council selected the firm Campbell Knutson to be the City's new prosecuting firm. Staff has reviewed the contract and found it consistent with the RFP and recommend approval. He stated that within the resolution is direction to provide notice to the current prosecutor that the current contract will end on September 30, 2021. He explained that there will also need to be a new Joint Powers Agreement executed with the MN Bureau of Criminal Apprehension for the new City Prosecutor.

Councilmember Johnson asked about language under Section 3, Part B, related to DWI offenses, and if the language should say "the attorney will receive..." rather than "we will receive..."

City Administrator Lerud stated the Council could approve the document with a that change. He stated that even though the word 'we' is used, he thinks it is clear that they are talking about the firm.

City Attorney Keane stated that he thinks modifying that language is appropriate.

Johnson moved, Gorham seconded, Adopting RESOLUTION NO. 21-097, "A Resolution Approving Contract with the Firm Campbell Knutson to Provide Prosecution Services to the City, with a language change in Section 3, Part B, to replace both 'we' references with 'the attorney'." All in favor, motion passed.

Johnson moved, Gorham seconded, Adopting RESOLUTION NO. 21-098, "A Resolution Approving State of Minnesota Joint powers Agreements with the City of Shorewood on Behalf of its City Attorney." All in favor, motion passed.

E. STAFF AND COUNCIL REPORTS

- A. Administrator and Staff**

City Engineer Budde stated that the Glen/Amlee/Manitou project was paved last Thursday and they are working on the final turf restoration and noted that the final lift of bituminous will happen next year. The mill and overlay project had its final day of milling today and if the weather holds the final day of paving will be tomorrow. The Mary Lake outlet project is also near completion and just has a bit of restoration work yet to finish.

Planning Director Darling stated that the new census figures for the City have been released and the new population is 7,783 as of April 1, 2020 which is a 6.5% increase from 2010. She reminded the Council that August 27, 2021 will be Movie in the Park where they will be showing The Lion King. She stated that safety camp happened on August 11, 2021 with 42 kids grade 3 to grade 5.

City Attorney Keane stated that following up on the open meeting law and remote participation by the public, the requirement of remote participation was applicable only during the pandemic

emergency. He stated that this information was provided by the Commissioner of Administration at the State of Minnesota.

B. Mayor and City Council

Councilmember Siakel expressed her appreciation to City Engineer Budde and Public Works Director Brown for the excellent job they have done on the Glen/Amlee/Manitou project. She stated that the road looks great and she thinks it is a great improvement.

Councilmember Johnson noted that once construction began, the City received more compliments than complaints.

Mayor Labadie noted that SLMPD Police Chief Mike Meehan has submitted his resignation. An emergency meeting of the Board was called and an interim chief, Lieutenant Justin Balsrud was selected. She stated that Chief Meehan will be missed. She stated that Representative Dean Phillips held his quarterly mayors pancake breakfast and gave a summary of things that Representative Phillips is working on at the federal level and explained that he would welcome hearing from his constituents. She thanked the residents that have reached out to the Council with positive words of encouragement.

F. ADJOURN

Johnson moved, Siakel seconded, Adjourning the City Council Regular Meeting of August 23, 2021, at 7:54 P.M. All in favor, motion passed.

ATTEST:



Sandie Thone, City Clerk


Jennifer Labadie, Mayor