

CITY OF SHOREWOOD
CITY COUNCIL REGULAR MEETING
MONDAY, DECEMBER 13, 2021

5755 COUNTRY CLUB ROAD
COUNCIL CHAMBERS
7:00 P.M.

MINUTES

1. CONVENE CITY COUNCIL REGULAR MEETING

Mayor Labadie called the meeting to order at 7:01 P.M.

PLEDGE OF ALLEGIANCE

A. Roll Call

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

Absent: Councilmembers Johnson and Siakel

B. Review Agenda

Gorham moved, Callies seconded, approving the agenda as presented. All in favor, motion passed.

2. CONSENT AGENDA

Mayor Labadie reviewed the items on the Consent Agenda.

Councilmember Callies asked about J, the Warming House Closure. She explained that the City had received an e-mail from a resident this morning who uses the warming house and noted that she felt that his e-mail contained some good points that there really are not very many people in there at any given time.

Public Works Director Brown explained that part of the challenge is that the City has to ensure that there is a safe workplace for the City's employees. He stated that it is very difficult to socially distance in the warming houses, especially the Cathcart warming house.

Mayor Labadie stated that when this was discussed previously, a point was made that there is no re-circulating air in the either of the warming houses.

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

A. City Council Regular Meeting Minutes of November 22, 2021

B. City Council Retreat Work Session Minutes of November 30, 2021

- C. Truth-in-Taxation Public Hearing Minutes of December 6, 2021
- D. Approval of the Verified Claims List
- E. Approve Holiday Schedule
- F. Approve 2022 City Council Meeting Schedule Adopting RESOLUTION NO. 21-143, "A Resolution Setting the 2022 Regular City Council Meeting Schedule for the City of Shorewood."
- G. Approve 2022 City Master Fee Schedule, Adopting RESOLUTION NO. 21-144, "The 2022 City Master Fee Schedule."
- H. Approve COVID Leave Extension, Adopting RESOLUTION NO. 21-145, "A Resolution Approving COVID Leave Extension for Shorewood Employees."
- I. Accept Resignation of Emma Notermann and Approve Recruitment for Planning Technician Position
- J. Approve Warming House Closure, Adopting RESOLUTION NO. 21-146, "A Resolution Approving Warming House Closures at Cathcart Park, 26655 West 62nd Street and Manor Park, 20630 Manor Road."
- K. Approve Arctic Fever Donation from Bolton & Menk, RESOLUTION NO. 21-147, "A Resolution Accepting Donations to the City of Shorewood 2022 Arctic Fever Event."
- L. Approve Encroachment Agreement for 5350 St. Albans Bay Road, Adopting RESOLUTION NO. 21-148, "A Resolution Approving an Encroachment Agreement for the Property at 5350 St. Albans Bay Road."
- M. Approve Encroachment Agreement for 25165 Bentgrass Way, RESOLUTION NO. 21-149, "A Resolution Approving an Encroachment Agreement for the Property at 25165 Bentgrass Way."
- N. Approve 2022 Non-Union Wages
- O. Extension of Final Plat Approval – Excelsior Woods at 20325 Excelsior Boulevard for Red Granite Construction, LLC, Adopting RESOLUTION NO. 21-150, "A Resolution Approving an Extension to the Final Plat Approval for Excelsior Woods for Property at 20325 Excelsior Boulevard."

All in favor, motion passed.

3. MATTERS FROM THE FLOOR

Anna Quady, 23675 Smithtown Road, stated that she would like to discuss a trail along County Road 19/Smithtown Road, from Smithtown Crossing to the Shorewood/Excelsior City limit. She stated that this project was outlined in the 2011 Comprehensive Trail Plan and was given a priority of being done in the next five to ten years, however it does not appear to be moving forward. She

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asked the Council to consider prioritizing this project and explained that she feels it is a really important project for connecting places around the City and will also help address safety concerns in the area. She stated that this trail would also connect two existing trails in the area. She reiterated her request that the Council prioritize this project to be completed in the near future.

Mayor Labadie noted that this trail is on the Trail Plan but explained that the City had not yet completed all the trails in Phase One and noted that some of the trails have shifted in priority. She explained that the next proposed trail is on Strawberry Lane which will provide some trail connections in the area. She stated that the City has not forgotten about the trail along Smithtown, but some of the plans have shifted around a bit.

Public Works Director Brown stated that the City is always looking at the CIP and what funds are available and explained that they are also working on seeking DNR grants for trail construction.

Greg Larson, 25535 Birchwood Circle, shared his concerns about environmental health and the integrity of the local government. He explained that six or seven years ago, the Council passed a resolution that stated that the City would refrain from the use of systemic pesticides on City property. He stated that the City was proclaimed to be a leader in eliminating toxic pesticides. He stated that while the resolution was directed at bees and pollinators, he assumed that this also meant that the City would be safe for bees, dogs, and people. He stated that he believed the resolution was a promise that the City made to keep the public safe from hazardous pesticides. He explained that he has found invoices and information that systemic pesticides were sprayed at least three times on Freeman Park. He stated that the Council had approved spraying a pesticide called LESCO Three-Way on the fields at Freeman Park. He noted that additional applications of this pesticide as well as glyphosate, which is also known as 'Round Up' were sprayed during the summer and autumn of 2021. He gave some background information on the pesticides mentioned, and lawsuit settlements.

She thanked him for bringing this issue to the Council's attention and explained that the City was the first in the State to pass the "Bee Safe" resolution relating to pesticides and explained that at that point in time, it was relating primarily to bees. She stated that the Council will be meeting with the Public Works Department to discuss this issue and will look into the concerns raised by Mr. Larson. She stated that they also plan to reach out to the Bee Safe organization as well because the City is looking for educational opportunities surrounding this issue. She asked Mr. Larson to provide copies of the information and statistics that he shared this evening to the Council. She assured Mr. Larson that the City is taking this issue seriously and taking steps to ensure that the City's practices meet the language of the resolution and that employees and staff have the proper education about this issue.

Sandy Ahlstrom, 6085 Riviera Lane, explained that she would also like to express her concern about the spraying. She stated that she was part of the Bee Safe lawns program when it began and helped plant clover because she is a gardener for the University of Minnesota and was very excited to see what the City was doing. The Bee Safe lawns program brought a lot of credit to the City which was great because they encouraged other towns to consider this program. She stated that through her work with the University of Minnesota, she worked with Metro Blooms to ensure that small lakes in the Minneapolis were safe. She stated that she is hopeful that Shorewood can be connected with Metro Blooms for this same kind of project. She gave an overview of what was done in an effort to protect Powderhorn Park and explained that after they were done, there was a noticeable improvement. She stated that the City has to be safe and hoped that the Council will come back to this issue and review it carefully, and reiterated her

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suggestion that the City connect with Metro Blooms to work with Public Works and others in the City to help protect the area water.

Mayor Labadie thanked Ms. Ahlstrom for the various work she has done throughout the community.

Councilmember Callies stated that she does not want to travel too far down the path in discussing this issue tonight, because it is not on the agenda. She suggested that it would be more appropriate to place it on the agenda in order to allow people the opportunity, with notice, to speak to this issue.

Mayor Labadie stated that she agreed and asked that it be put on a future agenda and properly noticed for discussion. She noted that the City is constantly reviewing different practices and policies and gave an overview of the treatment that was used on the pond in Manor Park.

Councilmember Gorham stated that he would like this to be addressed sooner rather than later because there are some residents who are very upset about this issue. He stated that he does not want to just let it linger and would like to see it wrapped up in a public forum.

Mayor Labadie noted that due to the upcoming holiday, the Council will not be meeting on December 27. She stated that there will be two meetings in January and asked if staff could put this issue on the agenda for the second meeting in January.

Public Works Director Brown agreed that could happen.

Mayor Labadie assured the residents that there will be conversations between the Council, staff, and residents about this issue because there had already been some meetings that have been set up.

There was a resident on Zoom that raised their hand to speak to the Council.

Alan Yelsey, 26335 Peach Circle, noted that the City has known that they have been in violation of its Bee Safe resolution for at least six months. He stated that this issue, with evidence, has already been presented to the Council. He explained that Public Works Director Brown has provided evidence to residents that the City has been using these pesticides for up to twelve years. He stated that the City has violated the trust of the citizens and while he was glad to hear that the Council will consider it in the near future, he felt it later than it should have been. He quoted from a recent Nobel Peace Prize winner regarding facts, truth, trust, shared reality, and democracy. He stated that the Council has lost his trust by the way they have handled this particular situation and feels that it is intolerable that they have ignored this information for this length of time. He stated that the Council also does not deal with Matters from the Floor speakers consistently or fairly and explained that sometimes they talk over people, have the last word, respond to one and not the others. He stated that it is not acceptable that people are treated differently and expressed his disagreement with the three-minute rule for being allowed to speak because it is impossible for there to be any discourse about critical issues in that limited timeframe. He referenced the Data Practices Act and stated that the City does not give residents all the information they need and feels the things related to pesticide use should not have to dug out because they deal with public safety, in particular relating to water, children, and animals. He stated that he is very disappointed and asked that the Council not ever attempt to defend themselves by saying they did not know about this, because that is not true.

Guy Sanschagrin, 27725 Island View Road, stated that he would like to cede his three minutes to Mr. Greg Larson because he was going to discuss some important issues that he feels should be heard sooner, rather than later, by the public.

Mayor Labadie stated that ceding time is not a practice that the Council typically does and explained that, with something of this importance, it does need to be noticed and placed on the agenda for the public.

4. PUBLIC HEARING

A. Vacation of Easements at 24640 Bentgrass Way

Planning Director Darling explained that this is a request to vacate an existing twenty foot drainage and utility easement that was originally dedicated to protect a drainage swale. She noted that this property is located at 24640 Bentgrass Way within the Minnetonka Country Club subdivision. She stated that an inspector had noticed construction of a patio without permits which was constructed within the easement area and into the drainage swale. She stated that the applicants are proposing to reposition the swale north of the existing location so the patio can stay where it was constructed. She stated that in order to correct the easement, the existing easement would need to be vacated and a new easement dedicated and noted that the vacation would only affect this property. For the Public Hearing, staff recommends the Council take public testimony, but not taking action until item 7B, where the resolution is being presented.

Mayor Labadie opened the Public Hearing at 7:35 p.m.

Trask Angel, 16070 Quay Street NW, Andover, stated that he is assisting the Chu's on their patio project. He stated that the patio was constructed, at his fault, because he did not know that the easement was there. He stated that Planning Director Darling has been outstanding in assisting them in their efforts to backtrack and navigate this process. He noted that moving the easement has been approved by Carlson McCain and they have redone the survey to move it north. He repeated the point made by Planning Director Darling that this does not impact the properties on either side of this address. He stated that City Engineer Budde and Planning Director Darling have looked at the new easement location and found it to be adequate.

Councilmember Gorham asked if his understanding was correct that there would be a buried drain, non-functioning, under the patio.

Mr. Angel stated that the easement will be moved further north of the patio and will completely avoid the area completely. He noted that there is no infrastructure running underneath the patio and is simply a swale. He reiterated that Planning Director Darling had been outstanding to work with them in assisting their efforts to navigate through this situation and expressed his appreciation to her for her efforts.

There being no additional public input, Mayor Labadie closed the Public Hearing at 7:38 p.m.

5. REPORTS AND PRESENTATIONS

- A. Employee Recognition of Service**
 - **Julie Moore – 20 years**

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- **Bruce Stark – 20 years**
- **Greg Lerud – 5 years**

City Clerk/HR Director Thone expressed the City's appreciation for the years of service and contributions made by Greg Lerud – City Administrator, Julie Moore – Communications/Recycling Coordinator, and Bruce Stark – Light Equipment Operator.

Mayor Labadie explained that these individuals would be receiving a token gift at a later date and shared about each of them related to their dedication and service to the City.

Councilmember Gorham stated that Shorewood is a small City that also has a small number of staff members. He stated that he thinks part of why this is such a good City is because it has really strong staff members. He noted that having people stick around and provide great service is a real credit to them and the City.

6. **PARKS**

7. **PLANNING**

A. Variances to Front Setback and for a 2nd Driveway

Location: 4990 Shady Island Point

Applicant: Zehnder Homes, Inc.

Planning Director Darling explained that this is a request for two variances for property located at 4990 Shady Island Point to construct a new home. She stated they are requesting a ten foot variance to allow the new home to be twenty-five feet from the front property line rather than the required thirty-five feet, and a variance to allow a second driveway. She explained that the property is unique in that it is accessed by a very narrow public road, which is not much larger than a driveway. She stated that there is no parking allowed on the roadway, nor would it be possible. Staff had originally found no unique criteria to justify the approval of the variances, however, the roadway itself is grounds to support the second driveway connection. She noted that on the day of the Planning Commission meeting, the homeowner submitted a letter outlining the concerns that moving the home back would require the removal of a large, mature, catalpa tree and could place the home in an area closer to the floodplain which may have poor soils. She explained that staff followed up with the applicant and found that the ground water is high on the property and the proposed home location is just about six feet above ground water and the City's minimum is four feet. The Planning Commission voted three in favor of recommending approval of the variance with one opposed and cited the unusual situation of locating the home farther away from the lake than is typical and farther from Shady Island Point than the current home is positioned. She noted that the minutes of the meeting are attached to the staff report for review. Staff has received two letters of support for this request.

Councilmember Gorham asked for a review of the statements Planning Director Darling made regarding groundwater.

Planning Director Darling reiterated that the new home is proposed to be almost six feet above the existing groundwater, but they expect that the groundwater, as they approach the lake and the grades start to drop, would be higher. She noted that there have not been any soil borings taken to support this idea.

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Councilmember Callies stated that she had the same questions and noted that it would be possible to test the soils.

Eric Zehnder, 4400 Bluebell Trail S, Medina, stated that one thing that Planning Director Darling neglected to mention is that following their submittal of more information, staff also recommended approval of this request. He stated that they did soil borings where they would like to place the house, but did not do them closer to the lake. He stated that because of the grade changes, the home would have to go lower as it is pushed further back, so it will get closer to ground water. He stated that the catalpa tree is a beautiful tree and the homeowner's would really like to keep it. He stated that the current home is about five feet from the road and their proposal is for it to be twenty-five feet from the roadway. He stated that because the home is at an angle, only half of it will be within the setback and half will not, so twenty-five feet is the closest a portion of the home will be to the roadway.

Jennifer Patel, 4990 Shady Island Point, explained that the way they are proposing for the house to be situated on the property is twenty-five feet back from the road where their current home is only five feet back from the roadway. She stated that saving the tree and the greenery in that area is incredibly important to her and noted that this tree was one of the reason that they purchased the home four years ago. She stated that they have had an arborist tell them that it may be close to one-hundred years old. She stated that allowing them the additional ten feet will really make a huge difference in allowing them to save that tree.

Councilmember Gorham asked if the other homes in the area were fairly compliance with the setback requirements.

Planning Director Darling stated that they were compliant with the setback from the street, but several of the homes are closer to the lake than would be permitted under current ordinances. She explained that those homes were likely conforming at the time they were built.

Councilmember Callies stated that the point made about the road is fair because anybody who has driven out there knows it is very difficult to navigate and agrees that this lot has some particular attributes that seem significant, including the tree and the way they are situating the home on the lot. She stated that the resolution does not have findings of fact stating those items and would like to see those included.

Councilmember Gorham stated that he would agree that there is uniqueness to the site and the second driveway seems within the boundaries for acceptance of the variance request. He stated that he does not consider the tree a hardship nor the minimizing or decreasing the setback a valid point, because this is new construction. He stated that the tree is a nice tree, but does not create a hardship. He stated that, to him, it boils down to the fact that there is no documentation of the ground water issues and explained that he would like to know more about it and without that, he thinks he would vote against granting this request.

Mayor Labadie noted the unusual circumstance of only having three Councilmembers present at tonight's meeting. She asked if Councilmember Gorham was stating that he was unable to vote this evening without more information related to the ground water.

Councilmember Gorham stated that without the information relating to ground water, he would vote against it. He stated that if they would like to study more and submit that information that would be their decision.

Councilmember Callies stated that a 'hardship' does not need to be shown, but instead, a 'practical difficulty' and she feels those were addressed. She reiterated that she would like to see the resolution language stated in a way that supports those practical difficulty factors, for example, reducing the non-conformity, the tree, the ground water table. She stated that she would tend to be in support of the request, with the addition of this language to the resolution. She stated that this is not being done for economic reasons, nor will it impair the neighbors in any way, and is generally consistent with the neighborhood. She stated that the other nearby homes may conform more the setback from the street, but not in their proximity to the lake.

Planning Director Darling called the Council's attention to Paragraph B, under Conclusions, in the resolution that includes the language and information Councilmember Callies was requesting. She stated that she had itemized some things out in more of a narrative form rather than list form.

Mayor Labadie asked if this item needed a simple majority of the Council.

City Attorney Keane confirmed that this time would need a simple majority of the members present.

Callies moved, Labadie seconded, Adopting RESOLUTION NO. 21-151, "A Resolution Approving a Variance to Front Setback and to Allow a 2nd Driveway for Property Located at 4990 Shady Island Point." Callies and Labadie in favor. Gorham opposed. Motion passed.

**B. Vacation of Easement
Location 24640 Bentgrass Way
Applicant: Hope and Matt Chu**

Planning Director Darling reminded the Council that this application was what was discussed earlier at the Public Hearing and is a request from property owners to move an easement in order to accommodate a new patio. No additional comments from the public were made at the Public Hearing. Staff recommends approval of the request, subject to the applicant submitting an executed copy of the new easement prior to recording the vacation.

Gorham moved, Callies seconded, Adopting RESOLUTION NO. 21-152, "A Resolution Vacating Drainage and Utility Easement for Property Located at 24640 Bentgrass Way, subject to the applicant submitting an executed copy of the new easement prior to recording the vacation." All in favor, motion passed.

8. ENGINEERING/PUBLIC WORKS

A. Review Bathymetric Surveys for Ponds in Shorewood

City Engineer Budde Brown explained that in October of 2020, the City Council gave approval to complete a bathymetric survey of the existing stormwater ponds. He explained that this survey is completed by taking out a kayak and sonar equipment to read the bottom in order to understand how much sediment has accumulated. He noted that the standard practice is that a pond can handle fifty percent sediment and then at that point it should be cleaned. The typical expectation is that this will take twenty years, however it can vary depending on the watershed and upstream maintenance practices. He stated that they had originally thought that there were 44 basins,

however they found that some were wetlands and some were privately owned. He stated that they were able to narrow it down to thirteen ponds that they knew the City had responsibility for and that they had reasonable access to. He explained that they did the bathymetric surveys for those thirteen ponds and found that sediment accumulation was between zero and sixteen percent. He stated that they did take sediment samples from six ponds. He stated that the ponds adjacent to the Glen/Amlee/Manitou project was cleaned this past week and the one near Strawberry Lane will be cleaned as part of that project in 2023. He stated that the samples from three of the other ponds showed that they had a low level of contamination and can be used for residential fill. He noted that the full Pond Sample Report is available on the City website and highlighted some of the data from the survey. He noted that there were a few ponds that they were unable to access which means that they were not functioning in the manner they would like which is why staff is recommending some maintenance to these ponds. He stated that the next step will be to communicate with the adjacent residents because in some cases, the work can be fairly invasive depending on its location. He explained that the City has already budgeted \$150,000.00 in the annual CIP for annual storm pond maintenance.

Councilmember Gorham asked how many years have passed between the original information and now, for Pond #7.

City Engineer Budde stated for the Pond #7 it has been about twenty-six years and the pond has only gathered fifteen percent sediment in that amount of time.

Public Works Director Brown noted that he is thankful that the City has moved away from more of a reactive position and is being proactive by doing these surveys. He stated that staff is ecstatic to see that the other ponds in the City do not have the level of contaminants that were found in Manor Pond.

City Engineer Budde noted that it will take staff about six months to figure out the nuances of ownership of the remaining ponds. He stated that the City could take a look at those next year, but feels that they could also wait five to ten years without having any problems.

Public Works Director Brown stated that he feels ten years is a good check point and would follow with some of the other plan updates in the City.

Councilmember Callies noted that the report was interesting and easy to understand.

Mr. Yelsey stated that he would not be limited to just one question. He stated that if the Council does not want to discuss this matter, he would ask why it is being presented in a public forum. He stated that he feels this is a perfect example of the Council restricting democracy and refusing to provide information to residents. Mayor Labadie noted that the length of the report shows that the City is not attempting to refuse to provide information to its residents.

B. Birch Bluff Communications Plan

City Engineer Budde explained that staff has received a fair amount of feedback in the past about engaging residents and getting feedback early on in the planning process for construction projects. He stated that they are trying to do better and one option coming up for the Birch Bluff Road and Lee Circle project is a Story Map. He stated that one of the benefits of this approach is that it will allow some feedback to be tracked and residents to provide comments. He gave an overview of how a Story Map process would work and noted that it essentially functions as a

website and provides the project information. He went through a quick demo and reviewed some of the features and elements that can be turned on or off within the Story Map.

Councilmember Callies asked when the Story Map will go live.

City Engineer Budde stated that essentially it is already live and if the Council approves it can be pushed out to the public. He explained the ease of being able to make changes to it once it is live. He stated that his intent was to promote it more after tonight's meeting through social media in order to start getting the feedback from residents.

Councilmember Callies stated that she thinks this is a good idea and noted that it appears to be user friendly. City Engineer Budde stated that it is very user friendly and noted that it is also available 24/7 days a week.

Councilmember Gorham noted that one thing that was communicated at the Council retreat was that this Story Map would take the place of the information that is currently being placed on the City website. City Engineer Budde stated that was correct and this would essentially become the 'home page' for the projects and as documents are prepared, links to those documents would be provided within the Story Map.

Councilmember Callies asked if the plan was also to place signs in the area to inform people that the project is coming. City Engineer Budde stated that will also be done most likely this winter so residents know that the City is being proposed for 2023.

Councilmember Gorham asked how questions will be addressed. City Engineer Budde stated that he and another Bolton & Menk staffer have administrative rights and could also provide that access to another member of City staff to be able to provide some feedback to the questions. He stated that he can go back in and provide a comment to any of the questions that have been listed.

Councilmember Gorham asked if the answers to the various questions would need to be read through line by line or if they would be pulled out and catalogued and disbursed. City Engineer Budde stated that what he has seen in the past is that there are a fair number of initial comments and then people either start liking or disliking the project. He stated that this program runs a report at the end which lists every comments, and strings of comments, as well as how many likes and dislikes it has. He stated that if they start seeing a lot of similar questions they can set up a Frequently Asked Questions portion in the Story Map to address that issue.

9. GENERAL/NEW BUSINESS

A. Donation Policy

City Administrator Lerud explained that at the October 25, 2021 Work Session, the Council directed staff to prepare a Donation Policy. He stated that the policy will layout how staff will evaluate requests received and determine if there is a statutory authority to do it and once that is done, the donation request would come to the Council. Staff recommends adopt of the policy, as presented.

Councilmember Callies noted that she does not understand the difference between number four and number six where the City is asking for reports from the organization. City Administrator

Lerud stated that would be for organizations who have that type of a staff. He explained that there could be organizations that do not have staff to do a detailed report on all their activities, so the thirty day report would suffice. He stated that number six is geared toward larger organizations, such as the Chamber of Commerce, and number four would be for smaller organizations that would do the thirty-day report. Councilmember Gorham stated that perhaps the words 'upon request' could be added to number six with relation to providing a year end report.

There was consensus of the Council to add 'upon request' to number six.

Gorham moved, Labadie seconded, Adopting RESOLUTION NO. 21-153, "A Resolution Approving a Donation Policy, as amended to add additional detail to number six that a year-end detailed report shall be submitted 'upon request'." All in favor, motion passed.

B. Adopt 2022 Property Tax Levy and General Fund Budget

Finance Director Rigdon explained that the City Council had certified a preliminary levy in September of 2021 and held a Truth-in-Taxation meeting on December 6, 2021 which gave residents an opportunity to weigh on this issue. He noted that the final levy needs to be submitted to Hennepin County by year end in order to get it on the tax rolls for the upcoming year. He highlighted a few items in the 2022 General Fund Budget and the Property Tax Levy.

Callies moved, Gorham seconded, Adopting RESOLUTION NO. 21-154, "A Resolution Adopting the 2022 General Fund Operating Budget and Approving the Property Tax Levy Collectible in 2022."

All in favor, motion passed.

C. Adopt 2022 Shorewood Community and Event Center and Enterprise Fund Budgets

Finance Director Rigdon explained that this item is just to formalize the budget, for internal purposes, for the Shorewood Community and Event Center which is supported by the General Fund and noted that the Enterprise Fund Budgets are supported by user fees.

Councilmember Gorham asked about the item for building improvements and asked if that was built-up for known improvements or if it was just a budgeted amount dedicated to improvements.

Finance Director Rigdon explained that it is a bit of both. He stated that there is an initial document that was put together a few years ago and the number was flat for a number of years. He stated that there is a CIP plan with some specifically identified items for the next few years, but that still being worked on.

Gorham moved, Labadie seconded, Adopting RESOLUTION NO. 21-155, "A Resolution Adopting the 2022 Shorewood Community & Event Center Budget and 2022 Enterprise Fund Budgets."

All in favor, motion passed.

D. Adopt 2022-2031 Capital Improvement Plan and 2022 Capital Project Fund Budgets

Finance Director Rigdon explained that this is the City's ten year CIP which is renewed annually. He gave a brief overview of the largest areas that are included in the CIP and outlined the change in plan after 2024 to take a breather every other year going forward to 2037 in order to give the City a bit more financial stability.

Councilmember Gorham noted that it appears as though the last page has not been updated because it still shows 2022-2031. Finance Director Rigdon explained that currently, that page is looking at putting the projects for 2022-2023 in motion. Councilmember Gorham stated for people looking at the 2022-2031 plan, they should know that the City is reorganizing it to lay it out over fifteen years in order to take on less debt service impacts. Finance Director Rigdon stated that was correct and noted that City Engineer Budde and the Public Works Department have looked over the plan and are in agreement with it.

Councilmember Gorham stated he just did not want anyone to be confused by the last two pages.

Callies moved, Gorham seconded, Adopting RESOLUTION NO. 21-156, "A Resolution Adopting the 2022-2031 Capital Improvement Plan and 2022 Capital Project Fund Budgets."

All in favor, motion passed.

10. STAFF AND COUNCIL REPORTS

A. Administrator and Staff

Planning Director Darling noted that staff has issued the last permits for the new homes in the Minnetonka Country Club.

City Attorney Keane noted that this will be his last City Council meeting and thanked the residents, Councils, both past and present, and staff for the privilege and honor of serving the City of Shorewood since 1993. He stated that the Council and City staff have consistently made smart policy decisions and have always been dedicated to the best interests of the community with regard to fiscal management, public safety, parks/trails, public works, city hall, and the community center. He stated that he is committed to providing a smooth transition. He noted that Shorewood is a wonderful City and explained that he would miss all the friends and colleagues that he has made over the last twenty-eight years.

The Council and staff expressed their appreciation to City Attorney Keane for his dedication and service to the City.

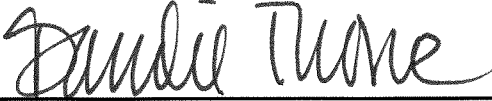
B. Mayor and City Council

Mayor Labadie stated that there has been a new Police Chief hired for the South Lake Minnetonka Police Department, Brian Tholen, who will be coming from the Edina Police Department where he has been for the past twenty-six years. She stated that the City of Deephaven has filled their vacancy from their mayors unexpected passing. She explained that a Councilmember was appointed as mayor and a member of the Planning Commission was appointed to fill that Council vacancy.


11. ADJOURN

Gorham moved, Callies seconded, Adjourning the City Council Regular Meeting of December 13, 2021, at 8:45 P.M. All in favor, motion passed. All in favor, motion passed.

ATTEST:



Sandie Thone, City Clerk



Jennifer Labadie, Mayor