

WAYZATA CITY COUNCIL MEETING AGENDA
Wayzata City Hall Community Room, 600 Rice Street
Tuesday, April 15, 2014

WORKSHOP AGENDA:

- 4:00 PM DINNER AVAILABLE FOR CITY COUNCIL-CONFERENCE ROOM**
4:30 PM OR IMMEDIATELY FOLLOWING-CLOSED SPECIAL MEETING OF THE WAYZATA CITY COUNCIL TO CONDUCT A PERFORMANCE EVALUATION OF THE WAYZATA CITY MANAGER HEIDI NELSON PURSUANT TO MINN. STAT. SECT. 13D.05, SUBD. 3 - CONFERENCE ROOM
5:30 PM OR IMMEDIATELY FOLLOWING - DISCUSS POLICY FOR COUNCIL LIAISON TO BOARDS AND COMMISSIONS
6:00 PM OR IMMEDIATELY FOLLOWING - DISCUSS MAYOR AND COUNCIL SALARY ADJUSTMENT
6:30 PM OR IMMEDIATELY FOLLOWING - DISCUSS BREWERY/TAPROOM CONCEPT @ BOATWORKS BUILDING
7:00 PM - CITY COUNCIL MEETING

ITEM	DESCRIPTION	PRESENTER	TT	JA	KW	AM	BA	VOTE	PAGE #
1	Roll Call								
2	Approve Agenda								
3	Public Forum - 15 Minutes (3 min/person)								
a.	State Senator David Osmek to Provide Legislative Update	Osmek							
b.	Recognition of Matt Majka, Former Chair of the Communications Board	Willcox							3
c.	Recognition of Lieutenant Michael Murphy, Recipient of the MN Chiefs of Police Association's Distinguished Service Award	Risvold							4
d.	Introduction of New City Employees: Communication Specialist Kristin Classey and Police Dept. Administrative Records Specialist Nichole Fernandez	Nelson / Risvold							
4	Consent Agenda								8
a.	Approval of Workshop Minutes of April 1, 2014 and Minutes of April 1, 2014								
b.	Approval of Check Register								
c.	Approval of Municipal Licenses								
d.	Municipal Licenses Which Received Administrative Approval (Informational Only)								
e.	Police Activity Report								
f.	Building Activity Report								
5	New Business								
a.	Review Concepts for East Lake St. / Eastman La. Corridor Landscaping	Kelly							39
b.	Review SEH Telecom Compound Proposal	Dudinsky							41
c.	Consider Res. No. 10-2014 Cru Outdoor Dining Development Agreement	Gadow							73
d.	Consider Res. No. 11-2014 Study of Lake Minnetonka Scenic Byway Concept	Gadow							102
e.	Discuss Benton Ave. / Wayzata Blvd. Interim Traffic Control	Kelly							126
f.	Consider Compensation & Classification Study	Nelson							128
6	City Manager's Report and Discussion Items								131
7	Public Forum (as necessary)								
8	Adjournment								

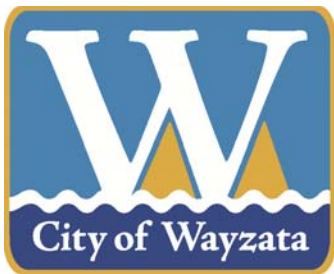
Meeting Rules of Conduct:

Turn in white card for public forum and blue card for agenda item
 Give name and address
 Indicate if representing a group
 Limit remarks to 3 minutes

Upcoming Meetings:

City Council - May 6 & 20, 2014
 Planning Commission - April 21 & May 5, 2014

Members of the City Council and some staff members may gather at the Wayzata Bar and Grill immediately after the meeting for a purely social event. All members of the public are welcome.



City of Wayzata
600 Rice Street
Wayzata, MN 55391-1734

Mayor:
Ken Willcox

City Council:
Jack Amdal
Bridget Anderson
Andrew Mullin
Tom Tanner

City Manager:
Heidi Nelson

April 15, 2014

Matt Majka
200 Ridgeview Drive
Wayzata, MN 55391

Dear Matt:

On behalf of the Wayzata City Council, our residents and the business community, I would like to thank you for the major contributions you have made over the past six years to improve the city's communications. Some highlights of your involvement include the following:

- In 2007, you accepted the appointment by the Council to the new Communications Advisory Group. You and your colleagues were asked to assess the state of city communications and recommend improvements. You targeted three areas—cable television operations, newsletter and website. The task force also defined a Wayzata brand that we would carry through in all city communications. You also wound up asking me a lot of questions—mostly because we were recording the “Ask the Mayor” program, and you were the host of that highly rated WCTV program for several years. Actually I think the two of us were probably the only ones who rated it highly.
- In 2008, you and Jan Allen, working with City Engineer Mike Kelly, made important upgrades to our city website.
- In 2010, the City Council accepted the advisory group's recommendations, and created a permanent Communications Board. You were appointed to that board and elected its first chairperson – a position you executed superbly through the end of last year.

Whether acting as a member or as chairman of the Communications Board, you have been the catalyst for many excellent changes. In the process you brought a new professionalism to the full spectrum of the city's communication efforts. Your contributions to the way we spread the word has increased citizen's understanding of city issues as well as their participation in city activities. In summary, you have very tangibly enhanced the quality of life in Wayzata. In view of that, the City Council extends to you our congratulations and most sincere thanks. We also hope that you will remain available for us to tap into your expertise from time to time, and would encourage you to please keep your contact information current.

Sincerely,

Ken Willcox
Mayor



MINNESOTA CHIEFS OF POLICE ASSOCIATION
DEDICATED TO THE IDEALS OF PROFESSIONAL POLICING

1951 WOODLANE DRIVE * WOODBURY, MN 55125 * 651.457.0677 * 800.377.4058 * WWW.MNCHIEFS.ORG

March 31, 2013

Chief Mike Risvold
Wayzata Police Department
600 E. Rice St.
Wayzata, MN 55391

Dear Chief Risvold,

It is my distinct pleasure to advise you that Lieutenant Michael Murphy has been named as recipient of the Minnesota Chiefs of Police Association's "Distinguished Service" award. Each year the association receives a great number of nominations for its awards. Our awards committee evaluates each nomination carefully and selects recipients to be recognized for their outstanding contributions in the area of public safety.

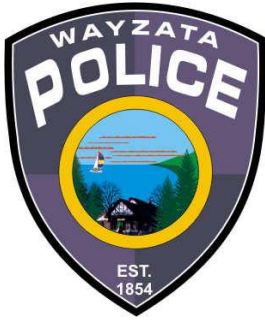
This award will be presented at the Awards Banquet of the 2014 Executive Training Institute in Rochester.

Please accept our heartfelt congratulations and appreciation to your officer for his excellent contribution to professional law enforcement in Minnesota.

Sincerely,

A handwritten signature in blue ink, which appears to read "Jeffrey L. McCormick".

Jeffrey L. McCormick
President
Minnesota Chiefs of Police Association



WAYZATA POLICE DEPARTMENT

Proudly Serving Wayzata and Long Lake

600 Rice Street
Wayzata, MN 55391-1734
(952) 404-5340
Fax: (952) 404-5359

MEMORANDUM

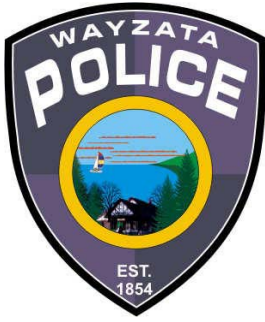
To: Heidi Nelson
Cc: Wayzata City Council
From: Chief Mike Risvold
Date: March 5, 2014
Re: Distinguished Service Award

Minnesota Chiefs of Police Association

DISTINGUISHED SERVICE AWARD

For exceptional achievement, including, but not limited to, crime prevention, detective work, community service and relations, juvenile work, drug control and prevention, training, traffic safety, mentoring, and innovative approaches to public safety. All nominees should have maintained the highest standard of leadership, distinguishing themselves by superior accomplishments, continuing long term involvement, communication, skills that encompass problem solving, planning, organizational performance, effectiveness, and professionalism during the previous calendar year. Determination of this distinction requires careful consideration of exactly what is or was expected as the ordinary versus what is or was accomplished as extraordinary and distinctive. This Award will be presented at the Executive Training Institute with a plaque, and a commendation bar.

Please join me in congratulating Lt. Mike Murphy, who was named this week as the 2014 recipient of the Distinguished Service Award by the Minnesota Chiefs of Police Association.



WAYZATA POLICE DEPARTMENT

Proudly Serving Wayzata and Long Lake

600 Rice Street
Wayzata, MN 55391-1734
(952) 404-5340
Fax: (952) 404-5359

January 31, 2014

Minnesota Chiefs of Police Association
Executive Training Institute Awards Committee
1951 Woodlane Drive
Woodbury, Minnesota 55125

Dear ETI Awards Committee,

Please accept this letter as formal nomination of Wayzata Police Lieutenant Michael Murphy for the Minnesota Chiefs of Police Association's Distinguished Service Award.

Lt. Murphy is a 32 year law enforcement veteran with the drive of a rookie police officer. He's spent his last 30 years with the Wayzata Police Department. He is the consummate professional, mentor, leader, and resource. For the past 12 years, he has served as not only Wayzata's only detective, but a detective and crime fighter for the entire state of Minnesota. His mission is to solve the case. It doesn't matter if the crime is serious or minor. They all get his full attention and effort.

When talking to other investigators in the profession, they glow when speaking about Lt. Murphy. He has solid working relationships with hundreds of investigators and officers throughout the state. They assist him because he has earned their respect through his perseverance, dedication, and his willingness to go the extra mile to solve the crime. They describe him as tenacious, hard working, and willing to work all hours, or anytime the criminals are out. Mike is known for knowing the suspects and their associates and having a vast working knowledge of all types of criminal investigations. A common theme is that Lt. Murphy is known to be a resource to investigators throughout the region. He simply wants to solve the crime and hold the suspect accountable.

Chief Mike Goldstein with the Plymouth Police Department has known Lt. Murphy for 24 years and offered his insight. He said, "Mike's ability to retain information, from the slightest detail to something larger, is unmatched. This trait has allowed him to develop into a superior investigator for the city of Wayzata and the greater area. Whether it be a name, a place, a face, a piece of evidence or minute detail; Mike could recall the information and connect the dots, linking one obscure fact to something more meaningful. Due to Mike's skills, a number of high profile cases have been thoroughly investigated and aggressively prosecuted which have held serious offenders, who have committed crimes all across the metropolitan area, accountable for their actions. One cannot look past his character, humility, and strong work ethic. Mike is the consummate police professional and there are few like him in law enforcement. His effort and tenacity sets him apart from the rest, and he seeks no credit for his actions. As a police administrator, I yearn for someone like Mike to work in my organization. Lt. Mike Murphy is incredibly deserving of the MCPA's Distinguished Service Award."

Lt. Murphy's work is truly a regional asset. This was clearly demonstrated in 2012 and 2013 as jewelry stores in jurisdictions from across the state were victimized by burglars. Unfortunately for the suspects, five of the more than 30 jewelry store burglaries across the metro area and outstate Minnesota were committed in the cities of Wayzata and Long Lake. That meant Lt. Murphy was on the case. Mike tenaciously investigated the cases and ultimately turned into the "go to" person in dozens of cases throughout Minnesota. He committed hundreds of hours, at all times of the day and night, to help solve many of these crimes. He'd be the first to say that these investigations were a team effort. They clearly were, and good work was done by many. His peers, however, would also be quick to reply that Mike led complicated, time consuming, and rigorous investigations, whether they centered in Wayzata or not. The overall mission was to hold people accountable and to stop the criminal activity. The work done by Lt. Murphy and the dozens of investigators from around the metro area led to criminal charges against nine violent gang members for crimes committed in Wayzata, Edina, St. Paul, Woodbury, and Anoka.

In 10 years as his police chief, I have only received one complaint about Lt. Murphy, and that came in 2013. That complaint was from an individual who insisted that he was being harassed. In looking into the "harassment," it quickly became clear that both Lt. Murphy and the Hennepin County Attorney's Office were guilty. It seems Lt. Murphy kept investigating reported crimes in which the complainer was the suspect. The harassment consisted of criminal charges, the last of which sent the complainer to prison - for stealing money from his own vulnerable adult mother.

Lt. Murphy demonstrates the highest standards of ethics, character, and professionalism. His investigative skills are second to none. One only needs to commit a crime in Long Lake or Wayzata to quickly realize that. It is for these reasons that I enthusiastically nominate Lt. Michael Murphy of the Wayzata Police Department for the MCPA's Distinguished Service Award.

Respectfully,

Michael J. Risvold
Chief of Police
City of Wayzata

WAYZATA CITY COUNCIL
DRAFT - WORKSHOP MEETING MINUTES
April 1, 2014

5:00 PM DISCUSS NEXT STEPS FOR LAKEFRONT PLAN

Mayor Willcox called the meeting to order at 5:00 p.m. in the Community Room at Wayzata City Hall. Council members present: Amdal, Anderson and Tanner. Absent and excused: Mullin. Also present: City Manager Nelson, and City Planner Gadow.

Staff provided an update to the City Council on the next steps for the Lake Effect Framework Plan, and presented options for a Stewardship model (committee/board structure). The Council discussed the merits and disadvantages of various structures for the stewardship group. The Council directed staff to conduct additional research on other area models for an organizational structure, including reaching out to the Minneapolis Park Board/Foundation for perspective on their model. The Council directed staff to begin work on potential "job descriptions: for committee members. The stewardship/implementation structure will be brought back for future City Council discussion.

Staff updated the Council on discussions with representatives from the Lake Minnetonka Conservation District (LMCD) regarding the process for adding additional transient docks on a interim basis. The Council expressed concern with how the temporary docks would look aesthetically and how they would fit within the context of the Lakefront Plan. The Council directed Staff to continue research on potential public/private sector partnerships for interim transient docks and on dock management opportunities for the existing docks.

In addition, staff will further pursue the speaker opportunity with Gil Penalosa for May 6th. Staff will also conduct research on additional future speaker/expert opportunities, including Jeff Speck of Speck & Associates and author of *Walkable City*.

Staff will reach out to Senator Osmek to begin a bonding bill discussion, ahead of Senator Osmek's attendance at the April 15th City Council meeting.

The workshop meeting was adjourned at 6:25 pm.

Respectfully submitted,

Becky Malone
Deputy City Clerk

WAYZATA CITY COUNCIL
DRAFT - MEETING MINUTES
April 1, 2014

AGENDA ITEM 1. Open Local Board of Appeal & Equalization Meeting.

a. Open Board of Appeal & Equalization

Mayor Willcox opened the Board of Appeals & Equalization. Members present: Amdal, Anderson, and Tanner. Member absent and excused: Mullin.

Assessor Distel described his work as an appraiser, noting that Hennepin County assesses commercial property in Wayzata. He reported on the up-turn in the market that resulted in higher property values with residential properties increasing in a range 5% to 18%, the same values on Lake properties as last year, townhomes going from a 10% decrease to a 15% increase, and condos increasing 1.2% overall but having a range of a 20% increase to an 8% reduction. Assessor Distel provided an overview of the Assessor's responsibilities and explained how valuations were determined that provided for equalization. He advised that with seasonal properties, Hennepin County is noncompliant in that if someone did not homestead their property, it needed to be classified as seasonal/recreational.

b. Hear Appeals

Assessor Distel entered into the record the following seasonal properties: 1720 Crosby Road, 398 Waycliffe North; 293 Grace Point Court, 560 Indian Mound East, unit 3B; 585 Locust Hills Drive; and, 460 Peavey Lane.

Assessor Distel stated the house at 233 Gleason Lake Road has cracks so he recommended an evaluation reduction from \$610,000 to \$586,000.

Assessor Distel stated 302 Ridgewood Drive was hit by the June storm and the basement is unusable due to mold, so he recommended an evaluation reduction from \$271,000 to \$250,000.

Assessor Distel stated three people are in attendance to appeal their evaluations and one letter was received.

The Council considered the request from Erwin E. Stobbe, appealing the valuation of two duplex properties at 645 and 661 Ridgeview Drive.

Assessor Distel stated this property was within the Assessor's quintile for re-evaluation. He felt that both properties had been undervalued so one was increased from \$242,000 to \$310,000 and the other from \$246,000 to \$319,000.

Erwin E. Stobbe, 315 Pineview Lane N., Plymouth, stated he received the notice only three weeks ago but found one comparable, a duplex in Minnetonka that sold for \$125,000 per side; however, it was not a true comparable because it contained two lots. He stated his property is 35 years old and located on the freeway, which depreciates the valuation and if each side is increased \$70,000 in value, the rent would have to be increased \$50/unit/month. Mr. Stobbe expressed concern that his renters could not afford such a large increase in rent because wages have not increased since the depression of 2009. He felt his duplex property was worth \$260,000, not \$310,000 or \$320,000.

Assessor Distel presented duplex comparables he had used, one located on Beaver Dam that sold for \$295,500 in January of 2013, another on LaSalle that sold for \$325,000, and another private appraisal that totaled \$301,000. He explained the Stobbe duplexes are 3,700 square feet in size and the comparables were 2,600 to 2,700 square feet. Assessor Distel reviewed past evaluations for the Stobbe property and explained that property valuations were back to 2009-2010 levels.

The Council asked questions of Assessor Distel relating to comparable properties and recommendation for a 30% increase in one year. The Council discussed the property and whether to reduce the increase to 15%.

1 Assessor Distel stated he cannot agree with that reduction as he had already adjusted the
2 entire string of duplex. He reviewed the similar percentage of increases for other duplexes on the
3 same street and explained that this is the quintal year and for equalization and sales, the valuation
4 of Stobbe's properties was too low and should be corrected this year.

5 Mr. Willcox made a motion, seconded by Mr. Tanner, to reduce the valuation of 645
6 Ridgeview Drive to \$300,000 and to reduce the valuation of 660 Ridgeview Drive to \$310,000.
7 The motion carried 4/0.

8 Mr. Willcox advised of the ability for the property owner to appeal to Hennepin County.
9

10 The Council considered the request from Jon and Jerianne Swierzewski appealing the valuation
11 of 470 Peavey Lane.

12 Jon Swierzewski, 470 Peavey Lane, stated they remodeled the kitchen but the evaluation
13 was increased from \$639,000 to \$747,000 in one year, an increase of 12-13%. Their concern is
14 that this neighborhood is not close to supporting this higher valuation, their house is one of the
15 oldest in this neighborhood, and two newer homes have been for sale for a long period of time,
16 even after reducing the prices. He felt the increase was too large and noted one of the comparable
17 used was a seasonal house.

18 Assessor Distel stated this is a very contemporary house located near the highway,
19 considered to be a double negative. He stated one house in the same neighborhood sold for
20 \$1.035 million but it was a nicer house. Assessor Distel stated there is question whether the
21 house will sell for the valuation but his data has allowances for the double negative and he had
22 added only \$30,000 in valuation for the remodeled kitchen.

23 Mr. Swierzewski stated the comparable house that sold is newer, nicer, more land, and
24 has a pool. Mr. Distel stated other homes in the neighborhood have a 12% increase, which is not
25 unusual for this year. He stated the valuation of this home deserves a second look and stated
26 support for a decrease to \$717,000.

27 Mr. Tanner made a motion, seconded by Mr. Amdal, to accept a reduction to the
28 appraised value to \$717,000 for 470 Peavey Lane. The motion carried 4/0.
29

30 The Council considered the letter appealing the valuation for Clock Tower Venture at 700 Lake
31 Street E.

32 Mr. Distel stated Jeffrey W. Lambert has made an appeal on behalf of his client Clock
33 Tower Venture, for Sunsets. It was noted there is pending litigation on prior year valuations.

34 The appeal of Sunsets was read into the record.
35

36 The Council considered the request from Eugenie Villamil appealing the valuation of 240
37 Minnetonka Avenue South/Haglund's Corner.
38

39 Eugenie Villamil, owner of Haglund's Corner, LLC, 240 Minnetonka Avenue South,
40 stated this property has been in her family since 1960, her father constructed the building, and not
41 many improvements have been made.

42 Bruce Vandornum, partner with Ms. Villamil, stated she is appealing a 68% increase in
43 assessed valuation since last year. He referenced the two comparables that had been used to
44 establish this increase, noting one sits on property that is 40% larger than Ms. Villamil's non-
45 conforming lot. Mr. Vandornum stated Mr. Bennett appraised Ms. Villamil's building at
46 \$850,000, just \$25,000 less than the property at 222 Minnetonka Ave. S. (Lorie Line's) that has a
47 40% larger lot. Then, Mr. Bennett bumped the valuation up again to \$1.275 million, a 250%
48 increase in taxes over last year.

49 Ms. Villamil stated she owns three properties and is appealing the increased assessed
50 value of 240 Minnetonka Avenue South. She stated the valuation is now recommended at \$1.227
51 million, a little lower than stated previously.

1 Mr. Bennett stated he has appraisals of four properties to support the valuation on 240
2 Minnetonka Avenue South.

3 Mr. Bennett stated this is a corner site and the land is valued at \$35 to \$40 per foot.
4 Initially when he set the number, he had looked at the two properties on Minnetonka Avenue as
5 being one property because there appeared to be tight parking on the parcel with the office
6 building. He wrote off the two small structures and valued the large 5,000 square foot structure at
7 \$225 per foot. Then he split off \$35/square foot and assigned it to the small retail property that is
8 next door.

9 The Council discussed the property and change in valuation. Mr. Bennett stated the
10 property owner asked for a review so he looked at 240 Minnetonka Avenue South separately and
11 came up with \$1.275 million. He stated the two good comparables are both on Minnetonka
12 Avenue. Comparable #1 is the Lorie Line property that sold for \$875,000 (\$290/square foot)
13 while it was in poor condition. The Lorie Line land is larger but it is elongated in shape with
14 3,600 square feet not being very usable so it doesn't add much value. Comparable #2 is for 214
15 Minnetonka Boulevard with a first floor condominium for \$630,000 (\$265.60/square foot). Mr.
16 Bennett stated the Villamil property is twice as large as Lorie Line's and the building is of a
17 higher quality construction. With regard to last year's evaluation of \$507,000, Mr. Bennett
18 stated it had been too low and there were other property evaluations that increased by 60%.

19 Mr. Vandornum stated Ms. Villamil's property is 6,600 square feet and the building is
20 5,000 square feet. Lorie Line's property is over 10,000 square feet, noting it had been stated
21 earlier that the real estate is worth more than the buildings. Mr. Bennett stated Lorie Line has
22 more land but it is inferior as being elongated in shape with the rear being unusable. He noted he
23 had made a 20% adjustment for the land differential and it still equals \$250/square foot for
24 building area.

25 Ms. Villamil stated her building is 54 years old. Mr. Bennett stated the Lorie Line's
26 building was constructed in 1930. Mr. Vandornum stated why he didn't agree with a valuation
27 comparison between the Lorie Line and Villamil buildings.

28 The Council discussed the property and asked questions of staff relating to how the
29 valuation can increase from \$507,000 to \$1.227 million. Mr. Bennett explained that the unit of
30 comparison was square footage of the building and adjustments were already made for
31 differences in the land. The Council discussed whether to consider a lower evaluation of
32 \$750,000, which would be a 50% increase over last year. Mr. Bennett stated he had also
33 provided an income analysis based on market rents because he found the rents for this property
34 were extremely low. The Council asked questions of Mr. Bennett and discussed the option of
35 step increases to adjust the evaluation.

36 Mr. Willcox made a motion, seconded by Mr. Amdal, to reduce the appraised evaluation
37 to \$760,500 (a 50% increase) for 240 Minnetonka Avenue South.

38 Ms. Villamil explained why she objected to the comparison between her property and
39 Lorie Line's property. Mr. Willcox noted Ms. Villamil has the opportunity to appeal the
40 evaluation to Hennepin County, if desired

41 The motion carried 4/0.

42 **c. Adjourn Board of Appeal & Equalization Meeting**

43 Mr. Willcox adjourned the Board of Appeal & Equalization meeting.

44 **AGENDA ITEM 2. City Council Meeting.**

45 Mayor Willcox called the meeting to order at 7:55 p.m.

46 **AGENDA ITEM 3. Call to Order and Roll Call.**

1 Council Members present: Amdal, Anderson, and Tanner. Council Member absent and excused:
2 Mullin. Also present: City Manager Nelson, City Planner Gadow, and Public Works Director
3 Dudinsky.

4 Mr. Willcox announced that prior to tonight's meeting, the Council met in Workshop to
5 discuss next steps for the Lakefront Plan
6

7 **AGENDA ITEM 4. Approve Agenda.**

8 Mr. Amdal made a motion, seconded by Mr. Tanner, to approve the agenda, as presented. The
9 motion carried 4/0.
10

11 **AGENDA ITEM 5. Public Forum – 15 Minutes (3 minutes per person).**

12 **a. Cellular Towers**

13 Cathy Carlson, 226 Minnetonka Avenue N., requested an update on negotiations with the cellular
14 providers and moving the cellular towers.

15 Ms. Nelson stated the Council held a workshop in November and directed staff to
16 research options to improve the existing site. Staff will present that proposal before the Council
17 in April or May.
18

19 **AGENDA ITEM 6. Consent Agenda.**

20 Mrs. Anderson made a motion, seconded by Mr. Amdal, to approve the consent agenda:

- 21 a. Approval of Workshop Minutes of March 18, 2014 and Minutes of March 18, 2014
- 22 b. Approval of Check Register
- 23 c. Approval of Community Room Lease Agreement with LMCD & LMCC
- 24 d. Approval of Municipal Licenses
- 25 e. Approval of Municipal Licenses which received administrative approval (informational
26 only)

27 The motion carried 4/0.
28

29 **AGENDA ITEM 7. Public Hearings.**

30 **a. Consider On-Sale Intoxicating Liquor License including Sunday Sales for Bob and**
31 **Weave, LLC dba "6Smith" at 294 Grove Lane E.**

32 Ms. Nelson presented the request of Bob and Weave, LLC for an on-sale intoxicating liquor
33 license including Sunday sales for "6Smith," a restaurant located at 294 Grove Lane E., for the
34 first floor indoor restaurant, the first floor outdoor patio on the south side of the building, and a
35 second floor patio restaurant on the rooftop. Staff recommends approval of both licenses as the
36 applications are in order.

37 Randy Stanley, owner of "6Smith," thanked the Council and staff for accepting them into
38 Wayzata. He described menu offerings for this full service restaurant and target opening on June
39 17.

40 Mr. Willcox opened the public hearing at 8:03 p.m. There being no input, Mr. Willcox
41 closed the public hearing at 8:04 p.m.

42 Mr. Tanner made a motion, seconded by Mr. Amdal, to approve the request of Bob and
43 Weave, LLC for an on-sale intoxicating liquor license including Sunday sales for "6Smith," a
44 restaurant located at 294 Grove Lane E., for the first floor indoor restaurant, the first floor
45 outdoor patio on the south side of the building, and a second floor patio restaurant on the rooftop.
46 The motion carried 4/0.
47

48 **b. Consider On-Sale Intoxicating Liquor License including Sunday Sales for Sakana**
49 **Sushi, Inc. dba "Sakana" at 683 Lake Street E.**

50 Ms. Nelson presented the request of Sakana Sushi, Inc. for an on-sale intoxicating liquor license
51 including Sunday sales for Sakana, a restaurant located at 683 Lake Street, to include the first

1 floor indoor restaurant and a compact and contiguous outdoor patio area adjacent to the
2 restaurant. Staff recommends approval of both licenses.

3 Travis Devine, Sakana Manager and Marketing Director, explained why the name was
4 changed for this establishment and thanked the Council for considering their liquor license.

5 Mr. Willcox opened the public hearing at 8:07 p.m. There being no input, Mr. Willcox
6 closed the public hearing at 8:08 p.m.

7 Mrs. Anderson made a motion, seconded by Mr. Amdal, to approve the request of Sakana
8 Sushi, Inc. for an on-sale intoxicating liquor license including Sunday sales for Sakana, a
9 restaurant located at 683 Lake Street, to include the first floor indoor restaurant and a compact
10 and contiguous outdoor patio area adjacent to the restaurant. The motion carried 4/0.

AGENDA ITEM 8. New Business.

a. Consider On-Sale Intoxicating Liquor License including Sunday Sales for McCormick Hospitality Group dba “McCormick’s” and an On-Sale Wine License for Civitali Restaurant Corp. dba “Punch Neapolitan Pizza”

16 Ms. Nelson indicated that McCormick’s has requested an on-sale intoxicating liquor license
17 including Sunday sales; however, it had not disclosed two liquor license violations in the past five
18 years. In the past 27 months, McCormick’s has failed two alcohol compliance checks. Ms.
19 Nelson noted that this establishment also applies for an annual special event permit for St.
20 Patrick’s Day and this year, the information for the permit was submitted on March 6th and
21 pertinent information was missing from the application. This late submittal of the application
22 and missing information caused last minute policy/procedure questions to be examined by staff
23 relative to liquor service and temporary licensure.

24 The Council discussed compliance measures and whether the City will do something
25 more than the State allows. Ms. Nelson reviewed the escalating fee scale for failed liquor
26 compliance checks and when license suspension/revocation are considered. She stated if the
27 Council supported additional measures after two violations, or additional compliance checks,
28 staff could research those options.

29 Tim McCormick, McCormick Hospitality Group, stated they are embarrassed about the
30 violations because they work hard to be a good business partner in Wayzata and understand the
31 importance of this issue. Mr. McCormick described changes made to their procedures and
32 Alcohol Awareness Policy to bring attention to this issue every day and mitigate future problems.
33 He reported on their expansion plans and thanked the Council for its support.

34 The Council acknowledged that Mr. McCormick understands the seriousness of this
35 situation and has taken corrective action.

36 Mrs. Anderson made a motion, seconded by Mr. Amdal, to approve the request of
37 McCormick Hospitality Group, dba ‘McCormick’s’ for an on-sale intoxicating liquor license
38 including Sunday Sales. The motion carried 4/0.

40 Ms. Nelson presented the request of Civitali Restaurant Corp. for an on-sale wine license and
41 advised there had been two liquor license violations. She indicated staff recommends approval as
42 the application is in order.

43 John Puckett, Punch Neapolitan Pizza, stated they are embarrassed about the liquor
44 violations and described changes to employee training and license check procedures to prevent
45 future violations.

46 Mr. Amdal made a motion, seconded by Mrs. Anderson, to approve the request of
47 Civitali Restaurant Corp. dba “Punch Neapolitan Pizza, for an on-sale wine license. The motion
48 carried 4/0.

49 The Council discussed the work of the Police Department and asked whether officers
50 should participate and/or assist with employee training.

c. Discuss Wellhead Protection Plan

Mr. Dudinsky explained the Wellhead Protection Plan is required by the State and is a means by which public water suppliers can protect the groundwater resources that supply drinking water to the community's wells. He stated Part I of the Plan was approved by the Minnesota Department of Health and will be presented tonight. Part II of the Plan will now be developed and presented at a future Council meeting.

Mark Janovec, Stantec (Bonestroo) Senior Scientist, presented the Wellhead Protection Plan, Part I Study, and advised that the Minnesota Department of Health has determined Wayzata's wells have a moderate vulnerability setting.

With regard to private wells, Mr. Dudinsky explained that Part II will identify those locations so the wells can be monitored and tracked, assuring protection of the City's water supply. If not in use, the State requires that private wells be properly abandoned or obtain a maintenance permit. Mr. Dudinsky stated the drinking water management area will be adjusted slightly to include the Holdridge area.

Mr. Dudinsky explained that following the Minnesota Department of Health's approval of the Part II Plan later in the year, the Council will consider formal adoption of the approved Plan.

Informational; no action required.

c. Discuss Cru Restaurant Development Agreement Update

Mr. Gadow reviewed that the Council, at its September 17, 2013, meeting, unanimously adopted Resolution No. 32-2013 approving an application from Sunset's Restaurant for an amendment to an existing 1988 Development Agreement to allow additional outdoor patio seating and a Conditional Use Permit (CUP) for an outdoor sidewalk café on 12 feet of City right-of-way. He explained that since the 2013 approval, Sunset's Restaurant has changed ownership and the new owner has decided to rebrand with a new name of "Cru," and to reconfigure the existing restaurant space to make it more functional.

Mr. Gadow stated the new owner has decided to not implement some of the items that were included in the 2013 approval including the 18 seat outdoor enclosed bar. Instead, the new owner would like to replace the 18 seat bar with 16 seasonal outdoor seats, similar to what already exists on the patio. This will result in reducing the total number of rear patio seating approved in 2013 by two seats. In addition, eliminating the enclosed bar structure also eliminates the need for the condition of a future financial obligation for 14 parking spaces.

Mr. Gadow described the changes proposed by the new owner to maintain the same number of interior seats as approved in 1988, with the exception of reducing the standard seating and increasing the number of bar seats by 7, from 18 to 25. The net result is that the overall number of interior seats would not exceed the 210 seats approved in the 1988 Development Agreement.

Mr. Gadow stated the new owner would still utilize the approved outdoor sidewalk CUP to have tables and chairs on the City's right-of-way but would not remove the three brick planters as previously proposed. Instead, the new owner would add a bench on the eastern side of the planter boxes in keeping with the 2013 conditions of approval. The outdoor waiting area that was approved on City right-of-way in 2013 would be relocated off City right-of-way and onto the rear patio area of the property. He stated the new owner would be willing, if the Council desired, to replace the three existing crab apple trees with autumn blaze maple trees. Mr. Gadow presented the landscaping plan and materials board.

Mr. Gadow explained that staff wanted to provide the Council with an update on the new owner's proposed revisions for the restaurant space and receive guidance on how to proceed with these proposed modifications.

The Council reviewed the new plans and asked questions of Mr. Gadow relating to safety of the outdoor seating area and bench design. It was noted that the location of the proposed new

1 bench cuts off the other area. Mr. Gadow stated the bench could be wrapped or relocated, if the
2 Council desired.

3 Neal Webber, representing the new owners, stated the ownership has changed and the
4 concept has changed. He stated the first floor has been gutted and the new concept will be for an
5 open Hamptons-style décor. Mr. Webber stated the landscape designers recommended replacing
6 the crab apple trees to create unity; however, that is at the option of the Council. He explained
7 the proposed bench is made of teak and the location is the same as recommended by the Council.

8 The Council asked that the bench location be adjusted so it is more interwoven and does
9 not create a barrier. The Council indicated a preference to keep the existing crab apple trees and
10 expressed concern that the proposed maple trees may block views once matured. With
11 regard to parking, Mr. Gadow stated the 2013 approvals and draft agreement included language
12 that the building owner would have obligation for 14 additional parking spaces. However, that
13 obligation would not be triggered with the new concept as the enclosed bar structure is no longer
14 part of the plan. Staff was asked to work on the location of the bicycle racks. Mr. Gadow
15 explained that should the paver sidewalk be damaged during this project, the building owner
16 would be required to make the repairs. Mr. Webber stated they talked about the paver sidewalk,
17 which has deteriorated and is a trip hazard, and whether they may like it replaced. He suggested
18 they meet with staff on the paver sidewalk on whether it will be replaced. The Council agreed
19 with that suggestion.

20 Mr. Gadow stated the attorney would finalize this development agreement for
21 presentation to the Council at its next meeting.

22
23 **AGENDA ITEM 9. City Manager's Report and Discussion Items.**

24 Ms. Nelson provided an update on the construction projects that will occur this summer and status
25 of the Walgreens/Anchor Bank project. Mr. Gadow stated the Planning Commission, at its next
26 meeting, will consider the related final plat for the three residential parcels and associated
27 variances. In addition, bylaws will be considered and absences addressed.

28 With regard to commercial property valuations, Ms. Nelson stated she thinks the City is
29 dealing with some anomalies with commercial properties that had been under valued. She stated
30 she will follow up on this matter with Jim Atchison.

31 Mr. Gadow stated part of the Lakefront discussion included a partnership with Minnesota
32 Nice Ride, which is looking at a test expansion. He stated he has asked Minnesota Nice Ride
33 staff to attend a future Park & Trails Board meeting to determine whether a partnership can be
34 worked out.

35 Mr. Gadow advised of the opportunity, May 5-8, to have Gil Penalosa, a placemaking
36 expert, lead a discussion or conduct a walking tour related to walkability. Mrs. Anderson asked
37 whether staff had considered other walkability experts such as Jeff Speck. The Council discussed
38 options including having a lecture series to keep interest high in the Lakefront Effect and
39 conducting a pedestrian movement survey through the summer months. Ms. Nelson noted this
40 may be an opportunity to look at sidewalks in the 600 block, which had been delayed. The
41 Council supported staff's suggestion to schedule a presentation by Gil Penalosa.

42 Mr. Gadow reported on interest in having a Taproom in the east end of the Boat Works
43 building. He asked whether the Council was willing to consider this topic at a future workshop.
44 The Council discussed what is meant by a brewpub and taproom. Mr. Gadow stated if approved,
45 the Boat Works PUD would need to be amended and parking addressed. The Council supported
46 discussing this matter at its April 15, 2014 Workshop.

47 Ms. Nelson reported that Senator Dave Osmeck will provide an update at the April 15,
48 2014 Council meeting. The Council supported starting the process to improve pedestrian
49 crossings and walkway.

50 Mrs. Anderson reported on activities of the Wayzata Volunteer Committee and
51 opportunities to volunteer.

1 Ms. Nelson advised of the two newly hired employees and recruitment for two park
2 positions. The Council invited newly hired staff members to introduce themselves at an
3 upcoming meeting.

4
5 **AGENDA ITEM 10. Public Forum Continued (if necessary).**

6 There were no comments.

7
8 **AGENDA ITEM 11. Adjournment.**

9 Mr. Tanner made a motion, seconded by Mr. Amdal to adjourn. There being no further business,
10 Mr. Willcox adjourned the meeting at 9:25 p.m.

11
12 Respectfully submitted,

13
14
15
16 Becky Malone
17 Deputy City Clerk

18
19 Drafted by Carla Wirth
20 *TimeSaver Off Site Secretarial, Inc.*
21

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March 2014 to April 2014

		Check Amt	Invoice	Comment
10100 Anchor Bank				
Paid Chk# 094793	3/31/2014	BETH, GERALD O		
E 640-48000-341	General Promotions	\$150.00	4/1/14	BAR MUSIC 4/1/14
	Total	BETH, GERALD O	\$150.00	
Paid Chk# 094794	3/31/2014	BETH, GERALD O		
E 640-48000-341	General Promotions	\$150.00	4/8/14	BAR MUSIC 4/8/14
	Total	BETH, GERALD O	\$150.00	
Paid Chk# 094795	3/31/2014	BETH, GERALD O		
E 640-48000-341	General Promotions	\$150.00	4/15/14	BAR MUSIC 4/15/14
	Total	BETH, GERALD O	\$150.00	
Paid Chk# 094796	3/31/2014	BETH, GERALD O		
E 640-48000-341	General Promotions	\$150.00	4/22/14	BAR MUSIC 4/22/14
	Total	BETH, GERALD O	\$150.00	
Paid Chk# 094797	3/31/2014	BETH, GERALD O		
E 640-48000-341	General Promotions	\$150.00	4/29/14	BAR MUSIC 4/29/14
	Total	BETH, GERALD O	\$150.00	
Paid Chk# 094798	3/31/2014	BLOOMQUIST, RICK		
E 640-48000-341	General Promotions	\$400.00	4/12/14	BAR MUSIC 4/12/14
	Total	BLOOMQUIST, RICK	\$400.00	
Paid Chk# 094799	3/31/2014	GILBERT, MELODY		
E 640-48000-341	General Promotions	\$300.00	4/17/14	BAR MUSIC 4/17/14
	Total	GILBERT, MELODY	\$300.00	
Paid Chk# 094800	3/31/2014	ISRAEL, DAN		
E 640-48000-341	General Promotions	\$200.00	4/10/14	BAR MUSIC 4/10/14
	Total	ISRAEL, DAN	\$200.00	
Paid Chk# 094801	3/31/2014	KESSLER, JIM		
E 640-48000-341	General Promotions	\$150.00	4/5/14	BAR MUSIC 4/5/14
	Total	KESSLER, JIM	\$150.00	
Paid Chk# 094802	3/31/2014	KRAUTH, MAX		
E 640-48000-341	General Promotions	\$300.00	4/26/14	BAR MUSIC 4/26/14
	Total	KRAUTH, MAX	\$300.00	
Paid Chk# 094803	3/31/2014	RED DOT GARAGE		
E 640-48000-341	General Promotions	\$300.00	4/3/14	BAR MUSIC 4/3/14
	Total	RED DOT GARAGE	\$300.00	
Paid Chk# 094804	3/31/2014	STARY, MARK		
E 640-48000-341	General Promotions	\$300.00	4/24/14	BAR MUSIC 4/24/14
	Total	STARY, MARK	\$300.00	
Paid Chk# 094805	3/31/2014	ZAHLER, TONY		
E 640-48000-341	General Promotions	\$400.00	4/19/14	BAR MUSIC 4/19/14
	Total	ZAHLER, TONY	\$400.00	
Paid Chk# 094806	4/2/2014	AMARA		
E 640-47000-259	Freight	\$6.00	1709	FREIGHT
E 640-47000-252	Wine For Resale	\$285.96	1709	WINE
E 640-47000-259	Freight	\$3.00	1772	FREIGHT
E 640-47000-252	Wine For Resale	\$240.00	1772	WINE
	Total	AMARA	\$534.96	

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			Check Amt	Invoice	Comment
Paid Chk#	094807	4/2/2014	ARCTIC GLACIER INC.		
E 640-47000-254	Soft Drinks/Mix For Resale		\$36.10	463408306	ICE RESALE
	Total	ARCTIC GLACIER INC.	\$36.10		
Paid Chk#	094808	4/2/2014	BELLBOY BAR SUPPLY CORP.		
E 640-47000-259	Freight		\$3.10	42260700	FREIGHT
E 640-47000-253	Beer For Resale		\$37.90	42260700	BEER
E 640-47000-252	Wine For Resale		\$190.00	42260800	WINE
E 640-47000-259	Freight		\$1.55	42260800	FREIGHT
E 640-47000-251	Liquor For Resale		\$2,681.49	42260900	LIQ
E 640-47000-259	Freight		\$23.78	42260900	FREIGHT
E 640-47000-251	Liquor For Resale		\$2,103.28	42349600	LIQ
E 640-47000-259	Freight		\$15.76	42349600	FREIGHT
E 640-47000-256	MISC.MDSE.RESALE		\$498.44	6407400	CIGARS
E 640-47000-210	Operating Supplies (GENERAL)		\$89.30	8947400	SUPPLIES
E 640-47000-254	Soft Drinks/Mix For Resale		\$252.50	8947400	MISC.RESALE
E 640-47000-259	Freight		\$5.59	8947400	FREIGHT
E 640-47000-210	Operating Supplies (GENERAL)		\$61.25	89916100	SUPPLIES
E 640-47000-254	Soft Drinks/Mix For Resale		\$100.40	89916100	MISC.RESALE
E 640-47000-259	Freight		\$4.76	89916100	FREIGHT
	Total	BELLBOY BAR SUPPLY CORP.	\$6,069.10		
Paid Chk#	094809	4/2/2014	BERNICK'S WINE		
E 640-47000-254	Soft Drinks/Mix For Resale		\$92.45	122525	MISC.BEV.RESALE
	Total	BERNICK'S WINE	\$92.45		
Paid Chk#	094810	4/2/2014	BERRY COFFEE COMPANY		
E 640-48000-254	Soft Drinks/Mix For Resale		\$122.45	1159389	MISC.BEV.
E 640-48000-254	Soft Drinks/Mix For Resale		\$167.45	1162233	MISC.BEV.
	Total	BERRY COFFEE COMPANY	\$289.90		
Paid Chk#	094811	4/2/2014	CINTAS CORPORATION		
E 640-48000-210	Operating Supplies (GENERAL)		\$55.57	5001086223	FIRST AID SUPPLIES
	Total	CINTAS CORPORATION	\$55.57		
Paid Chk#	094812	4/2/2014	CITY VIEW PLUMBING & HEATING		
E 640-48500-404	Repairs/Maint - Machin/Equip		\$148.00	41293	KITCHEN REPAIRS
	Total	CITY VIEW PLUMBING & HEATING	\$148.00		
Paid Chk#	094813	4/2/2014	COCA-COLA		
E 640-47000-254	Soft Drinks/Mix For Resale		\$168.96	0138120123	MISC.BEV.
E 640-48000-254	Soft Drinks/Mix For Resale		\$1,129.52	0158059311	MISC.BEV.
E 640-48000-254	Soft Drinks/Mix For Resale		\$328.79	0158059706	MISC.BEV.
E 640-48000-254	Soft Drinks/Mix For Resale		\$874.06	0168050105	MISC.BEV.
	Total	COCA-COLA	\$2,501.33		
Paid Chk#	094814	4/2/2014	COZZINI BROS., INC.		
E 640-48500-415	Other Equipment Rentals		\$71.34	C844361	KNIFE EXCHANGE
E 640-48500-415	Other Equipment Rentals		\$71.34	C872573	KNIFE EXCHANGE
	Total	COZZINI BROS., INC.	\$142.68		
Paid Chk#	094815	4/2/2014	DAHLHEIMER DISTRIBUTING CO.		
E 640-47000-253	Beer For Resale		\$603.60	1077499	BEER
E 640-48000-253	Beer For Resale		\$387.00	1077504	BEER
E 640-48000-253	Beer For Resale		\$604.00	1077511	BEER
E 640-47000-253	Beer For Resale		\$447.00	1077513	BEER
E 640-48000-253	Beer For Resale		\$495.00	19055	BEER
	Total	DAHLHEIMER DISTRIBUTING CO.	\$2,536.60		

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		Check Amt	Invoice	Comment
Paid Chk# 094816	4/2/2014	DAY DISTRIBUTING		
E 640-48000-253	Beer For Resale	\$386.00	743549	BEER
E 640-48000-253	Beer For Resale	\$962.00	743550	BEER
E 640-47000-253	Beer For Resale	\$208.80	743725	BEER
E 640-48000-253	Beer For Resale	\$1,141.00	744689	BEER
Total DAY DISTRIBUTING		\$2,697.80		
Paid Chk# 094817	4/2/2014	DIRECTV		
E 640-48000-415	Other Equipment Rentals	\$347.31	22744039615	SERVICE
Total DIRECTV		\$347.31		
Paid Chk# 094818	4/2/2014	DMX MUSIC - MINNEAPOLIS		
E 640-48000-415	Other Equipment Rentals	\$92.23	50711767	BAR MUSIC
Total DMX MUSIC - MINNEAPOLIS		\$92.23		
Paid Chk# 094819	4/2/2014	EXCELSIOR BREWING COMPANY		
E 640-48000-253	Beer For Resale	\$320.00	3398	BEER
E 640-47000-253	Beer For Resale	\$110.00	3401	BEER
E 640-47000-253	Beer For Resale	\$128.00	3440	BEER
E 640-48000-253	Beer For Resale	\$130.00	3450	BEER
Total EXCELSIOR BREWING COMPANY		\$688.00		
Paid Chk# 094820	4/2/2014	G & K SERVICES		
E 640-48000-210	Operating Supplies (GENERAL)	\$97.47	1013190683	KITCHEN UNIFORMS & SUPPLIES
E 640-48500-210	Operating Supplies (GENERAL)	\$237.15	1013190683	KITCHEN UNIFORMS & SUPPLIES
E 640-48500-217	Uniforms	\$54.42	1013190683	KITCHEN UNIFORMS & SUPPLIES
E 640-48500-217	Uniforms	\$50.55	1013202125	KITCHEN UNIFORMS & SUPPLIES
E 640-48000-210	Operating Supplies (GENERAL)	\$102.33	1013202125	KITCHEN UNIFORMS & SUPPLIES
E 640-48500-210	Operating Supplies (GENERAL)	\$234.87	1013202125	KITCHEN UNIFORMS & SUPPLIES
E 640-48500-217	Uniforms	\$50.55	1013213467	KITCHEN UNIFORMS & SUPPLIES
E 640-48000-210	Operating Supplies (GENERAL)	\$93.79	1013213467	KITCHEN UNIFORMS & SUPPLIES
E 640-48500-210	Operating Supplies (GENERAL)	\$233.70	1013213467	KITCHEN UNIFORMS & SUPPLIES
E 640-48500-210	Operating Supplies (GENERAL)	\$243.91	1013224953	KITCHEN UNIFORMS & SUPPLIES
E 640-48500-217	Uniforms	\$51.20	1013224953	KITCHEN UNIFORMS & SUPPLIES
E 640-48000-210	Operating Supplies (GENERAL)	\$125.83	1013224953	KITCHEN UNIFORMS & SUPPLIES
Total G & K SERVICES		\$1,575.77		
Paid Chk# 094821	4/2/2014	GIFTNETWORKS LLC-1		
E 640-48000-256	MISC.MDSE.RESALE	\$228.00	4486	WINE GLASSES ENGRAVED
Total GIFTNETWORKS LLC-1		\$228.00		
Paid Chk# 094822	4/2/2014	GRAPE BEGINNINGS, INC.		
E 640-47000-259	Freight	\$11.25	164410	FREIGHT
E 640-47000-252	Wine For Resale	\$596.00	164410	WINE
E 640-47000-252	Wine For Resale	\$834.00	164643	WINE
E 640-47000-259	Freight	\$13.50	164643	FREIGHT
Total GRAPE BEGINNINGS, INC.		\$1,454.75		
Paid Chk# 094823	4/2/2014	HEGGIES PIZZA		
E 640-48500-255	FOODIngredients For Resale	\$231.60	1425083	FOOD
E 640-48500-255	FOODIngredients For Resale	\$56.40	1425248	FOOD
Total HEGGIES PIZZA		\$288.00		
Paid Chk# 094824	4/2/2014	HOHENSTEINS INC.		
E 640-47000-253	Beer For Resale	\$267.75	694178	BEER
Total HOHENSTEINS INC.		\$267.75		
Paid Chk# 094825	4/2/2014	JJ TAYLOR DISTRIBUTING OF MN		
E 640-48000-253	Beer For Resale	\$487.70	2178260	BEER

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		Check Amt	Invoice	Comment
E 640-47000-259	Freight	\$3.00	2179989	FREIGHT
E 640-47000-253	Beer For Resale	\$636.35	2179989	BEER
E 640-48000-253	Beer For Resale	\$307.85	2197283	BEER
E 640-48000-253	Beer For Resale	\$294.55	2197349	BEER
E 640-47000-259	Freight	\$3.00	2199815	FREIGHT
E 640-47000-253	Beer For Resale	\$888.10	2199815	BEER
Total JJ TAYLOR DISTRIBUTING OF MN		\$2,620.55		
Paid Chk# 094826	4/2/2014	JOHNSON BROS.-ST.PAUL		
E 640-47000-259	Freight	\$4.11	1800628	FREIGHT
E 640-47000-251	Liquor For Resale	\$369.28	1800628	LIQ
E 640-47000-252	Wine For Resale	\$920.70	1805996	WINE
E 640-47000-259	Freight	\$15.07	1805996	FREIGHT
E 640-47000-252	Wine For Resale	\$412.95	1807168	WINE
E 640-47000-259	Freight	\$10.96	1807168	FREIGHT
E 640-47000-251	Liquor For Resale	\$162.00	1807169	LIQ
E 640-47000-259	Freight	\$2.74	1807169	FREIGHT
E 640-47000-251	Liquor For Resale	\$806.87	1807170	LIQ
E 640-47000-259	Freight	\$10.96	1807170	FREIGHT
E 640-47000-259	Freight	\$53.43	1807171	FREIGHT
E 640-47000-252	Wine For Resale	\$3,014.20	1807171	WINE
E 640-47000-251	Liquor For Resale	\$231.00	1807172	LIQ
E 640-47000-259	Freight	\$2.74	1807172	FREIGHT
E 640-47000-252	Wine For Resale	\$935.54	1810993	WINE
E 640-47000-259	Freight	\$16.44	1810993	FREIGHT
E 640-47000-252	Wine For Resale	\$359.25	1812257	WINE
E 640-47000-259	Freight	\$9.59	1812257	FREIGHT
E 640-47000-251	Liquor For Resale	\$133.49	1812258	LIQ
E 640-47000-259	Freight	\$1.37	1812258	FREIGHT
E 640-47000-252	Wine For Resale	\$1,168.00	1812259	WINE
E 640-47000-259	Freight	\$16.44	1812259	FREIGHT
E 640-47000-251	Liquor For Resale	\$103.60	1812260	LIQ
E 640-47000-259	Freight	\$1.48	1812260	FREIGHT
E 640-47000-251	Liquor For Resale	(\$108.37)	612191	LIQ
Total JOHNSON BROS.-ST.PAUL		\$8,653.84		
Paid Chk# 094827	4/2/2014	KARLSBURGER FOODS, INC.		
E 640-48500-255	FOODIngredients For Resale	\$241.65	5-000059558	FOOD
E 640-48500-255	FOODIngredients For Resale	\$288.05	5-000059745	FOOD
Total KARLSBURGER FOODS, INC.		\$529.70		
Paid Chk# 094828	4/2/2014	LINNIHAN FOY		
E 640-47000-340	Advertising	\$630.00	822-00	LAKESHORE WEEKLY SALES ADS
E 640-47000-340	Advertising	\$1,125.00	824-00	LAKE MTKA MAGAZINE ADS
E 640-47000-340	Advertising	\$3,075.02	825-00	BILLBOARD FOR MARCH
Total LINNIHAN FOY		\$4,830.02		
Paid Chk# 094829	4/2/2014	MAIN STREET BAKERY		
E 640-48500-255	FOODIngredients For Resale	\$86.55	237410	FOOD
E 640-48500-255	FOODIngredients For Resale	\$138.30	237516	FOOD
E 640-48500-255	FOODIngredients For Resale	\$91.04	237551	FOOD
E 640-48500-255	FOODIngredients For Resale	\$179.46	237701	FOOD
E 640-48500-255	FOODIngredients For Resale	\$103.06	237849	FOOD
E 640-48500-255	FOODIngredients For Resale	\$177.76	237932	FOOD
E 640-48500-255	FOODIngredients For Resale	\$83.49	237983	FOOD
E 640-48500-255	FOODIngredients For Resale	\$79.06	238129	FOOD
E 640-48500-255	FOODIngredients For Resale	\$136.56	238281	FOOD
E 640-48500-255	FOODIngredients For Resale	\$163.82	238395	FOOD

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			Check Amt	Invoice	Comment
E 640-48500-255	FOODIngredients For Resale	\$81.55	238591	FOOD	
E 640-48500-255	FOODIngredients For Resale	\$111.39	238625	FOOD	
E 640-48500-255	FOODIngredients For Resale	\$114.89	238735	FOOD	
E 640-48500-255	FOODIngredients For Resale	\$121.32	238813	FOOD	
Total MAIN STREET BAKERY		\$1,668.25			
Paid Chk# 094830	4/2/2014	MN DEPT.OF PUBLIC SAFETY			
E 640-48000-433	Dues, Licensing & Seminars	\$300.00	CATERING LI	CATERING LICENSE 2014	
Total MN DEPT.OF PUBLIC SAFETY		\$300.00			
Paid Chk# 094831	4/2/2014	NEW FRANCE WINE COMPANY			
E 640-47000-259	Freight	\$6.00	89206	FREIGHT	
E 640-47000-252	Wine For Resale	\$429.75	89206	WINE	
Total NEW FRANCE WINE COMPANY		\$435.75			
Paid Chk# 094832	4/2/2014	NORTHWESTERN FRUIT COMPANY			
E 640-48500-255	FOODIngredients For Resale	\$350.75	777600	FOOD	
E 640-48500-255	FOODIngredients For Resale	\$690.65	777802	FOOD	
E 640-48500-255	FOODIngredients For Resale	\$358.15	777955	FOOD	
E 640-48500-255	FOODIngredients For Resale	\$401.25	778122	FOOD	
E 640-48500-255	FOODIngredients For Resale	\$492.65	778308	FOOD	
E 640-48500-255	FOODIngredients For Resale	\$578.05	778475	FOOD	
E 640-48500-255	FOODIngredients For Resale	\$314.60	778616	FOOD	
E 640-48500-255	FOODIngredients For Resale	\$384.95	778830	FOOD	
E 640-48000-251	Liquor For Resale	\$292.25	778998	LIQ	
E 640-48500-255	FOODIngredients For Resale	\$527.70	779170	FOOD	
E 640-48000-251	Liquor For Resale	\$68.90	779357	LIQ	
E 640-48000-253	Beer For Resale	\$100.00	779357	BEER	
Total NORTHWESTERN FRUIT COMPANY		\$4,559.90			
Paid Chk# 094833	4/2/2014	PAUSTIS & SONS			
E 640-48000-252	Wine For Resale	\$219.00	8440498	WINE	
E 640-48000-252	Wine For Resale	\$264.25	8440994	WINE	
E 640-47000-259	Freight	\$25.00	8441139	FREIGHT	
E 640-47000-252	Wine For Resale	\$2,055.68	8441139	WINE	
E 640-48000-252	Wine For Resale	\$339.75	8442042	WINE	
E 640-47000-252	Wine For Resale	\$591.00	8442046	WINE	
E 640-47000-259	Freight	\$8.75	8442046	FREIGHT	
Total PAUSTIS & SONS		\$3,503.43			
Paid Chk# 094834	4/2/2014	PEPSI -COLA			
E 640-47000-254	Soft Drinks/Mix For Resale	\$267.15	16726049	MISC.BEV.	
Total PEPSI -COLA		\$267.15			
Paid Chk# 094835	4/2/2014	PHILLIPS WINES & SPIRITS			
E 640-47000-259	Freight	\$4.80	2572583	FREIGHT	
E 640-47000-251	Liquor For Resale	\$450.00	2572583	LIQ	
E 640-48000-251	Liquor For Resale	\$422.18	2575170	LIQ	
E 640-47000-252	Wine For Resale	\$440.00	2575295	WINE	
E 640-47000-259	Freight	\$4.22	2575295	FREIGHT	
E 640-47000-259	Freight	\$3.42	2575296	FREIGHT	
E 640-47000-251	Liquor For Resale	\$154.95	2575296	LIQ	
E 640-47000-259	Freight	\$4.22	2578647	FREIGHT	
E 640-47000-251	Liquor For Resale	\$210.80	2578647	LIQ	
E 640-47000-252	Wine For Resale	\$244.00	2578648	WINE	
E 640-47000-259	Freight	\$5.48	2578648	FREIGHT	
E 640-47000-251	Liquor For Resale	(\$75.68)	3523395	LIQ	
Total PHILLIPS WINES & SPIRITS		\$1,868.39			

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Paid Chk#	094836	4/2/2014	SOUTHERN WINE & SPIRITS OF MN		
E 640-47000-251	Liquor For Resale		\$253.15	1085775	LIQ
E 640-47000-259	Freight		\$32.39	1140175	FREIGHT
E 640-47000-252	Wine For Resale		\$1,926.16	1140175	WINE
E 640-47000-259	Freight		\$42.55	1142461	FREIGHT
E 640-47000-251	Liquor For Resale		\$3,685.81	1142461	LIQ
E 640-47000-252	Wine For Resale		\$634.30	1142462	WINE
E 640-47000-252	Wine For Resale		\$1,056.00	1144848	WINE
E 640-47000-259	Freight		\$12.84	1144848	FREIGHT
E 640-47000-252	Wine For Resale		\$360.00	3916	WINE
Total	SOUTHERN WINE & SPIRITS OF MN		\$8,003.20		
Paid Chk#	094837	4/2/2014	SPENCER JANITORIAL		
E 640-48000-409	Maint services & Improv		\$1,993.54	10119	MONTHLY CLEANING
Total	SPENCER JANITORIAL		\$1,993.54		
Paid Chk#	094838	4/2/2014	STRATEGIC EQUIPMENT AND		
E 640-48000-210	Operating Supplies (GENERAL)		(\$232.92)	133926	SUPPLIES
E 640-48500-210	Operating Supplies (GENERAL)		\$425.46	2170777	SUPPLIES
E 640-48000-210	Operating Supplies (GENERAL)		\$81.70	2172006	SUPPLIES
E 640-48500-210	Operating Supplies (GENERAL)		\$379.79	2172007	SUPPLIES
E 640-48000-210	Operating Supplies (GENERAL)		\$258.17	2172007	SUPPLIES
E 640-48000-210	Operating Supplies (GENERAL)		\$81.70	2172008	SUPPLIES
E 640-48000-210	Operating Supplies (GENERAL)		\$147.48	2175961	SUPPLIES
E 640-48500-210	Operating Supplies (GENERAL)		\$242.29	2176313	SUPPLIES
E 640-48000-210	Operating Supplies (GENERAL)		\$80.59	2176313	SUPPLIES
E 640-48500-210	Operating Supplies (GENERAL)		\$5.73	2176314	SUPPLIES
E 640-48000-210	Operating Supplies (GENERAL)		\$28.66	2176315	SUPPLIES
E 640-48000-210	Operating Supplies (GENERAL)		\$31.86	2180777	SUPPLIES
Total	STRATEGIC EQUIPMENT AND		\$1,530.51		
Paid Chk#	094839	4/2/2014	SUNBURST CHEMICALS, INC.		
E 640-48500-210	Operating Supplies (GENERAL)		\$219.02	0320371	SUPPLIES
Total	SUNBURST CHEMICALS, INC.		\$219.02		
Paid Chk#	094840	4/2/2014	SYSCO MINNESOTA		
E 640-48500-255	FOODIngredients For Resale		\$2,698.43	403071316	FOOD
E 640-48500-210	Operating Supplies (GENERAL)		\$218.39	403071316	KITCHEN SUPPLIES
E 640-48000-342	Promotions - Food/Drinks		\$27.88	403071316	PROMO FOOD
E 640-48500-210	Operating Supplies (GENERAL)		\$39.41	403100736	KITCHEN SUPPLIES
E 640-48500-255	FOODIngredients For Resale		\$4,472.63	403100736	FOOD
E 640-48000-342	Promotions - Food/Drinks		\$29.82	403100736	PROMO FOOD
E 640-48500-255	FOODIngredients For Resale		\$4,884.40	403121207	FOOD
E 640-48000-342	Promotions - Food/Drinks		\$57.70	403121207	PROMO FOOD
E 640-48000-251	Liquor For Resale		\$66.60	403121207	LIQ
E 640-48500-210	Operating Supplies (GENERAL)		\$98.89	403121207	KITCHEN SUPPLIES
E 640-48000-342	Promotions - Food/Drinks		\$57.70	403141486	PROMO FOOD
E 640-48000-254	Soft Drinks/Mix For Resale		\$29.36	403141486	MISC.BEV.
E 640-48500-210	Operating Supplies (GENERAL)		\$98.45	403141486	KITCHEN SUPPLIES
E 640-48000-253	Beer For Resale		\$9.94	403141486	BEER
E 640-48500-255	FOODIngredients For Resale		\$2,852.71	403141486	FOOD
E 640-48500-255	FOODIngredients For Resale		\$3,910.79	403170691	FOOD
E 640-48500-210	Operating Supplies (GENERAL)		\$28.94	403170691	KITCHEN SUPPLIES
E 640-48000-251	Liquor For Resale		\$36.36	403170691	LIQ
E 640-48500-210	Operating Supplies (GENERAL)		\$61.17	403190998	KITCHEN SUPPLIES
E 640-48000-251	Liquor For Resale		\$106.66	403190998	LIQ
E 640-48500-255	FOODIngredients For Resale		\$3,691.74	403190998	FOOD
E 640-48000-342	Promotions - Food/Drinks		\$57.70	403190998	PROMO FOOD

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E 640-48500-255	FOODIngredients For Resale		(\$21.41)	403200735	FOOD
E 640-48000-342	Promotions - Food/Drinks		\$57.70	403211357	PROMO FOOD
E 640-48500-210	Operating Supplies (GENERAL)		\$342.22	403211357	KITCHEN SUPPLIES
E 640-48000-251	Liquor For Resale		\$33.10	403211357	LIQ
E 640-48000-253	Beer For Resale		\$9.94	403211357	BEER
E 640-48500-255	FOODIngredients For Resale		\$3,585.13	403211357	FOOD
E 640-48500-255	FOODIngredients For Resale		(\$66.71)	403221921	FOOD
E 640-48500-255	FOODIngredients For Resale		\$5,415.76	403240719	FOOD
E 640-48000-251	Liquor For Resale		\$33.10	403240719	LIQ
E 640-48500-210	Operating Supplies (GENERAL)		\$52.37	403240719	KITCHEN SUPPLIES
E 640-48000-342	Promotions - Food/Drinks		\$57.70	403240719	PROMO FOOD
E 640-48000-210	Operating Supplies (GENERAL)		\$145.90	403240719	SUPPLIES
E 640-48500-210	Operating Supplies (GENERAL)		\$87.30	403261146	KITCHEN SUPPLIES
E 640-48500-255	FOODIngredients For Resale		\$3,339.17	403261146	FOOD
E 640-48000-251	Liquor For Resale		\$66.82	403261146	LIQ
E 640-48000-342	Promotions - Food/Drinks		\$28.17	403261146	PROMO FOOD
E 640-48500-255	FOODIngredients For Resale		(\$37.81)	403270659	FOOD
E 640-48000-342	Promotions - Food/Drinks		\$56.05	403281330	PROMO FOOD
E 640-48000-210	Operating Supplies (GENERAL)		\$41.22	403281330	SUPPLIES
E 640-48000-251	Liquor For Resale		\$33.10	403281330	LIQ
E 640-48500-255	FOODIngredients For Resale		\$4,285.61	403281330	FOOD
E 640-48500-255	FOODIngredients For Resale		\$43.22	403299066	FOOD
E 640-48000-342	Promotions - Food/Drinks		\$27.88	403310704	PROMO FOOD
E 640-48000-251	Liquor For Resale		\$36.36	403310704	LIQ
E 640-48500-210	Operating Supplies (GENERAL)		\$133.46	403310704	KITCHEN SUPPLIES
E 640-48000-253	Beer For Resale		\$9.94	403310704	BEER
E 640-48500-255	FOODIngredients For Resale		\$2,695.58	403310704	FOOD
Total SYSCO MINNESOTA			\$44,026.54		
Paid Chk# 094841	4/2/2014	T.D. ANDERSON INC.			
E 640-48000-409	Maint services & Improv		\$110.00	780858	BEER LINES CLEANED
E 640-48000-409	Maint services & Improv		\$110.00	780891	BEER LINES CLEANED
Total T.D. ANDERSON INC.			\$220.00		
Paid Chk# 094842	4/2/2014	THORPE DISTRIBUTING CO.			
E 640-48000-253	Beer For Resale		\$609.00	811694	BEER
E 640-47000-253	Beer For Resale		\$52.85	811695	BEER
E 640-47000-253	Beer For Resale		\$1,623.00	811704	BEER
E 640-47000-253	Beer For Resale		\$18.55	813055	BEER
E 640-48000-253	Beer For Resale		\$320.00	813056	BEER
Total THORPE DISTRIBUTING CO.			\$2,623.40		
Paid Chk# 094843	4/2/2014	TOLL GAS & WELDING SUPPLY			
E 640-48000-210	Operating Supplies (GENERAL)		\$88.64	10017299	SUPPLIES
Total TOLL GAS & WELDING SUPPLY			\$88.64		
Paid Chk# 094844	4/2/2014	UPS STORE			
E 640-48000-200	Office Supplies (GENERAL)		\$117.47	4646	BUSINESS CARDS
Total UPS STORE			\$117.47		
Paid Chk# 094845	4/2/2014	VINO ANDES			
E 640-47000-252	Wine For Resale		\$708.00	3369	WINE
E 640-47000-259	Freight		\$16.40	3369	FREIGHT
E 640-47000-252	Wine For Resale		(\$6.56)	3370	WINE
Total VINO ANDES			\$717.84		
Paid Chk# 094846	4/2/2014	VINOCOPIA			
E 640-47000-259	Freight		\$5.00	94682	FREIGHT
E 640-47000-252	Wine For Resale		\$272.00	94682	WINE

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E 640-47000-252	Wine For Resale		\$688.00	95514	WINE
E 640-47000-259	Freight		\$12.00	95514	FREIGHT
E 640-47000-251	Liquor For Resale		\$317.67	95515	WINE
E 640-47000-259	Freight		\$4.00	95515	FREIGHT
Total VINOCOPIA			<u>\$1,298.67</u>		
Paid Chk# 094847	4/2/2014	WILLIAMS, CRAIG			
E 640-48500-130	Employer Paid Ins		\$300.00	MARCH 2014	HEALTH INS.REIMB.MARCH 2014
Total WILLIAMS, CRAIG			<u>\$300.00</u>		
Paid Chk# 094848	4/2/2014	WINE COMPANY			
E 640-47000-259	Freight		\$33.00	355602-00	FREIGHT
E 640-47000-252	Wine For Resale		\$2,292.00	355602-00	WINE
Total WINE COMPANY			<u>\$2,325.00</u>		
Paid Chk# 094849	4/2/2014	WINE MERCHANT			
E 640-47000-252	Wine For Resale		\$2,193.75	495728	WINE
E 640-47000-259	Freight		\$15.07	495728	FREIGHT
E 640-47000-259	Freight		\$26.03	496593	FREIGHT
E 640-47000-252	Wine For Resale		\$2,960.00	496593	WINE
E 640-47000-252	Wine For Resale		\$1,676.00	496811	WINE
E 640-47000-259	Freight		\$8.22	496811	FREIGHT
Total WINE MERCHANT			<u>\$6,879.07</u>		
Paid Chk# 094850	4/2/2014	WIRTZ BEVERAGE MN BEER			
E 640-47000-253	Beer For Resale		\$107.50	1090196201	BEER
E 640-47000-253	Beer For Resale		\$835.30	1090196202	BEER
E 640-48000-253	Beer For Resale		\$664.00	1090196708	BEER
E 640-48000-253	Beer For Resale		\$258.00	1090199334	BEER
E 640-47000-253	Beer For Resale		\$123.00	1090199439	BEER
E 640-47000-253	Beer For Resale		\$1,941.20	1090199440	BEER
E 640-47000-253	Beer For Resale		(\$7.60)	2090020434	BEER
E 640-47000-253	Beer For Resale		(\$17.60)	2090024184	BEER
E 640-47000-253	Beer For Resale		(\$24.60)	2090044469	BEER
E 640-47000-253	Beer For Resale		(\$41.25)	2090056572	BEER
E 640-47000-253	Beer For Resale		(\$52.30)	2090059497	BEER
E 640-47000-253	Beer For Resale		(\$40.29)	2090061816	BEER
E 640-47000-253	Beer For Resale		(\$22.40)	2090061880	BEER
Total WIRTZ BEVERAGE MN BEER			<u>\$3,722.96</u>		
Paid Chk# 094851	4/2/2014	WIRTZ BEVERAGE MN WINE & SPIRI			
E 640-47000-251	Liquor For Resale		\$1,419.80	1080153250	LIQ
E 640-47000-259	Freight		\$17.88	1080153250	FREIGHT
E 640-47000-259	Freight		\$10.99	1080156030	FREIGHT
E 640-47000-251	Liquor For Resale		\$979.14	1080156030	LIQ
E 640-47000-252	Wine For Resale		\$787.21	1080156031	WINE
E 640-47000-259	Freight		\$16.19	1080156031	FREIGHT
E 640-47000-259	Freight		\$18.13	1080158682	FREIGHT
E 640-47000-251	Liquor For Resale		\$1,603.12	1080158682	LIQ
E 640-47000-252	Wine For Resale		\$126.00	1080158683	WINE
E 640-47000-259	Freight		\$4.35	1080158683	FREIGHT
E 640-47000-251	Liquor For Resale		(\$603.25)	2080034717	LIQ
Total WIRTZ BEVERAGE MN WINE & SPIRI			<u>\$4,379.56</u>		
Paid Chk# 094852	4/2/2014	WOODFORD, RICHARD			
E 640-47000-130	Employer Paid Ins		\$300.00	MARCH 2014	HEALTH INS.REIMB.MARCH 2014
Total WOODFORD, RICHARD			<u>\$300.00</u>		
Paid Chk# 094853	4/2/2014	Z WINES USA LLC			

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E 640-47000-259	Freight	\$16.00	12790	FREIGHT
E 640-47000-252	Wine For Resale	\$670.00	12790	WINE
Total Z WINES USA LLC		\$686.00		
Paid Chk# 094854	4/4/2014	ABLE FENCE INC.		
E 408-40000-499	Miscellaneous	\$960.00	319461	BROADWAY AVE.GATE
Total ABLE FENCE INC.		\$960.00		
Paid Chk# 094855	4/4/2014	AT&T MOBILITY		
E 101-41940-321	Telephone	\$432.01		CELL PHONE SERVICE
Total AT&T MOBILITY		\$432.01		
Paid Chk# 094856	4/4/2014	CARQUEST OF WAYZATA		
E 620-40000-210	Operating Supplies (GENERAL)	\$3.49	6973-211567	SUPPLIES
Total CARQUEST OF WAYZATA		\$3.49		
Paid Chk# 094857	4/4/2014	CLAREY S SAFETY EQUIPMENT		
E 237-40000-240	Small Tools and Minor Equip	\$9,619.70	154675	FD EQUIPMENT
E 101-42200-240	Small Tools and Minor Equip	\$87.22	154690	FD EQUIPMENT
Total CLAREY S SAFETY EQUIPMENT		\$9,706.92		
Paid Chk# 094858	4/4/2014	CRAIG RAPP, LLC		
E 101-41500-302	Consultants	\$475.00	03-03-14	ORGANIZATIONAL ANALYSIS
Total CRAIG RAPP, LLC		\$475.00		
Paid Chk# 094859	4/4/2014	ECM PUBLISHERS, INC.		
E 101-41500-350	Printing & Publishing	\$53.20	86626	LEGAL NOTICES
Total ECM PUBLISHERS, INC.		\$53.20		
Paid Chk# 094860	4/4/2014	EXCEL DOCUMENT MGMT.		
E 235-40000-200	Office Supplies (GENERAL)	\$40.00	39774	BUS.CARDS
E 101-41910-210	Operating Supplies (GENERAL)	\$41.30	39774	BUS.CARDS
E 101-42400-200	Office Supplies (GENERAL)	\$41.29	39774	BUS.CARDS
Total EXCEL DOCUMENT MGMT.		\$122.59		
Paid Chk# 094861	4/4/2014	GOLDEN VALLEY TCA A LLC		
G 630-20300	Deposits Payable	\$1,392.75	CVR REFUND	CVR REFUND
Total GOLDEN VALLEY TCA A LLC		\$1,392.75		
Paid Chk# 094862	4/4/2014	GRAFIX SHOPPE		
E 610-40000-210	Operating Supplies (GENERAL)	\$183.96	92727	SUPPLIES
E 101-43100-210	Operating Supplies (GENERAL)	\$183.96	92727	SUPPLIES
E 620-40000-210	Operating Supplies (GENERAL)	\$183.97	92727	SUPPLIES
E 101-45200-210	Operating Supplies (GENERAL)	\$183.96	92727	SUPPLIES
Total GRAFIX SHOPPE		\$735.85		
Paid Chk# 094863	4/4/2014	GRAINGER, INC.		
E 610-40000-210	Operating Supplies (GENERAL)	\$68.42	9399104109	PARTS
E 620-40000-210	Operating Supplies (GENERAL)	\$68.43	9399104109	PARTS
E 610-40000-242	Well & F.P. Equipment	\$1.37	9399611798	PARTS
E 610-40000-242	Well & F.P. Equipment	\$27.91	9399611806	PARTS
E 610-40000-242	Well & F.P. Equipment	\$7.31	9399611814	PARTS
Total GRAINGER, INC.		\$173.44		
Paid Chk# 094864	4/4/2014	HAWKINS, INC		
E 610-40000-216	Chemicals and Chem Products	\$223.92	3575034	CHEMICALS
Total HAWKINS, INC		\$223.92		
Paid Chk# 094865	4/4/2014	HERC-U-LIFT		

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E 640-47000-404	Repairs/Maint - Machin/Equip		\$139.00	W189337	EQUIP.MAINT.
	Total HERC-U-LIFT		\$139.00		
Paid Chk# 094866	4/4/2014	HOME DEPOT			
E 610-40000-210	Operating Supplies (GENERAL)		\$181.78		PARTS & SUPPLIES
E 610-40000-210	Operating Supplies (GENERAL)		(\$171.60)		PARTS & SUPPLIES
E 610-40000-242	Well & F.P. Equipment		\$19.96		PARTS & SUPPLIES
E 620-40000-210	Operating Supplies (GENERAL)		\$26.93		PARTS & SUPPLIES
E 610-40000-242	Well & F.P. Equipment		(\$15.59)		PARTS & SUPPLIES
E 610-40000-242	Well & F.P. Equipment		\$28.33		PARTS & SUPPLIES
E 101-43100-210	Operating Supplies (GENERAL)		\$26.05		PARTS & SUPPLIES
E 610-40000-242	Well & F.P. Equipment		\$23.22		PARTS & SUPPLIES
E 101-45203-220	Repair/Maint Supply (GENERAL)		\$84.36		PARTS & SUPPLIES
	Total HOME DEPOT		\$203.44		
Paid Chk# 094867	4/4/2014	LAMBERT, JEFFREY W.			
E 101-42120-304	Legal Fees		\$2,130.50	3/31/14	LEGAL SERVICES
	Total LAMBERT, JEFFREY W.		\$2,130.50		
Paid Chk# 094868	4/4/2014	LONG LAKE TRU VALUE			
E 101-43100-220	Repair/Maint Supply (GENERAL)		\$54.02	ACCT.5318	SUPPLIES
E 101-42100-210	Operating Supplies (GENERAL)		\$122.28	ACCT.5318	SUPPLIES
E 101-42200-404	Repairs/Maint - Machin/Equip		\$14.25	ACCT.5318	SUPPLIES
E 610-40000-210	Operating Supplies (GENERAL)		\$48.17	ACCT.5318	SUPPLIES
E 620-40000-210	Operating Supplies (GENERAL)		\$17.52	ACCT.5318	SUPPLIES
E 610-40000-242	Well & F.P. Equipment		\$57.45	ACCT.5318	SUPPLIES
E 101-43100-210	Operating Supplies (GENERAL)		\$130.55	ACCT.5318	SUPPLIES
	Total LONG LAKE TRU VALUE		\$444.24		
Paid Chk# 094869	4/4/2014	MACQUEEN EQUIPMENT, INC.			
E 620-40000-210	Operating Supplies (GENERAL)		\$59.58	2141606	SUPPLIES
	Total MACQUEEN EQUIPMENT, INC.		\$59.58		
Paid Chk# 094870	4/4/2014	MILLER, FRED			
E 235-40000-302	Consultants		\$1,525.00	58	TV PRODUCTION
E 235-40000-302	Consultants		\$400.00	59	TV PRODUCTION
	Total MILLER, FRED		\$1,925.00		
Paid Chk# 094871	4/4/2014	MN WEIGHTS AND MEASURES			
E 409-40000-540	Equipment		\$650.00	001-00002890	WEIGHT SCALES CALIBRATED
	Total MN WEIGHTS AND MEASURES		\$650.00		
Paid Chk# 094872	4/4/2014	MOSS & BARNETT			
E 101-41500-304	Legal Fees		\$3,914.20	601892	MEDIACOM FRANCHISE RENEWAL
	Total MOSS & BARNETT		\$3,914.20		
Paid Chk# 094873	4/4/2014	NAPA AUTO PARTS-LONG LAKE			
E 101-43100-240	Small Tools and Minor Equip		\$34.99	219556	TOOLS
	Total NAPA AUTO PARTS-LONG LAKE		\$34.99		
Paid Chk# 094874	4/4/2014	NAPA AUTO PARTS-WATERTOWN			
E 101-43100-210	Operating Supplies (GENERAL)		\$17.08	413905	SUPPLIES
	Total NAPA AUTO PARTS-WATERTOWN		\$17.08		
Paid Chk# 094875	4/4/2014	OFFICE DEPOT			
E 101-41500-200	Office Supplies (GENERAL)		\$22.46	702329006001	SUPPLIES
E 101-42100-200	Office Supplies (GENERAL)		\$34.02	702329095001	SUPPLIES
	Total OFFICE DEPOT		\$56.48		

***Check Detail Register©**

March 2014 to April 2014

				Check Amt	Invoice	Comment
Paid Chk#	094876	4/4/2014	PIRTEK			
E 620-40000-210	Operating Supplies (GENERAL)			\$251.32	S1891181.001	SUPPLIES
	Total PIRTEK			\$251.32		
Paid Chk#	094877	4/4/2014	SCHARBER & SONS			
E 101-45200-222	Repair & Maint - Equip			(\$23.84)	P16104	PARTS/SUPPLIES
E 101-45200-222	Repair & Maint - Equip			(\$154.16)	P16177	PARTS/SUPPLIES
E 610-40000-210	Operating Supplies (GENERAL)			\$18.37	P16207	PARTS/SUPPLIES
E 620-40000-210	Operating Supplies (GENERAL)			\$18.36	P16207	PARTS/SUPPLIES
E 101-45200-222	Repair & Maint - Equip			\$237.59	P16278	PARTS/SUPPLIES
	Total SCHARBER & SONS			\$96.32		
Paid Chk#	094878	4/4/2014	SHORT ELLIOTT HENDRICKSON INC.			
G 101-20310	Escrow			\$448.64	279537	ANTENNA ESCROW PROJECTS
	Total SHORT ELLIOTT HENDRICKSON INC.			\$448.64		
Paid Chk#	094879	4/4/2014	SILENT KNIGHT SECURITY GROUP			
E 101-41940-409	Maint services & Improv			\$0.00	82129	DEPOT MONITORING
	Total SILENT KNIGHT SECURITY GROUP			\$0.00		
Paid Chk#	094880	4/4/2014	SPRINT			
E 101-42200-323	Radio Units			\$621.91	523093316-14	SERVICE
	Total SPRINT			\$621.91		
Paid Chk#	094881	4/4/2014	STANTEC CONSULTING SERVICES			
E 620-49100-302	Consultants			\$1,050.52	776776	MCES I & I
E 610-49100-302	Consultants			\$6,999.08	776777	WELLHEAD PROTECTION PLAN
E 670-49100-302	Consultants			\$624.00	776793	WETLAND BANK
	Total STANTEC CONSULTING SERVICES			\$8,673.60		
Paid Chk#	094882	4/4/2014	TERMINAL SUPPLY CO.			
E 101-43100-210	Operating Supplies (GENERAL)			\$43.68	11280-00	SUPPLIES
	Total TERMINAL SUPPLY CO.			\$43.68		
Paid Chk#	094883	4/4/2014	TIME SAVER			
E 101-41100-302	Consultants			\$176.00	M20435	MTG.MINUTES
	Total TIME SAVER			\$176.00		
Paid Chk#	094884	4/4/2014	TITAN MACHINERY			
E 101-43100-220	Repair/Maint Supply (GENERAL)			\$79.53	3087238	PARTS
E 101-43100-220	Repair/Maint Supply (GENERAL)			\$0.55	3330560	PARTS
	Total TITAN MACHINERY			\$80.08		
Paid Chk#	094885	4/4/2014	TOLL GAS & WELDING SUPPLY			
E 101-45200-210	Operating Supplies (GENERAL)			\$69.82	10016570	SUPPLIES
E 101-43100-210	Operating Supplies (GENERAL)			\$69.83	10016570	SUPPLIES
	Total TOLL GAS & WELDING SUPPLY			\$139.65		
Paid Chk#	094886	4/4/2014	TWIN CITY GARAGE DOOR CO.			
E 101-41940-401	Repairs/Maint Buildings			\$2,155.90	411164	PW GARAGE DOOR REPAIRS
	Total TWIN CITY GARAGE DOOR CO.			\$2,155.90		
Paid Chk#	094887	4/4/2014	US BANK			
E 640-49100-621	Fiscal Agent s Fees			\$450.00	3642017	BOND AGENT FEES
	Total US BANK			\$450.00		
Paid Chk#	094888	4/4/2014	VAN PAPER COMPANY			
E 101-41500-200	Office Supplies (GENERAL)			\$127.80	306079-00	SUPPLIES
E 640-48000-200	Office Supplies (GENERAL)			\$80.00	306079-00	SUPPLIES

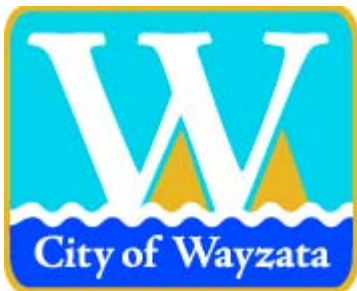
***Check Detail Register©**

March 2014 to April 2014

		Check Amt	Invoice	Comment
E 101-42100-200	Office Supplies (GENERAL)	\$80.00	306079-00	SUPPLIES
E 630-40000-200	Office Supplies (GENERAL)	\$80.00	306079-00	SUPPLIES
Total VAN PAPER COMPANY		\$367.80		
Paid Chk# 094889	4/4/2014	WSB & ASSOCIATES		
E 610-49100-302	Consultants	\$4,581.50	11	BUSHAWAY RD WATERMAIN
Total WSB & ASSOCIATES		\$4,581.50		
Paid Chk# 094890	4/4/2014	YOCUM OIL		
E 101-49200-212	Motor Fuels	\$442.97	619958	FUEL
E 101-49200-212	Motor Fuels	\$2,357.58	620596	FUEL
Total YOCUM OIL		\$2,800.55		
10100 Anchor Bank		\$176,555.33		

Fund Summary

<u>10100 Anchor Bank</u>	
101 GENERAL FUND	\$14,816.50
235 CABLE TV	\$1,965.00
237 FIRE RELIEF	\$9,619.70
408 GENERAL FUND CIF	\$960.00
409 EQUIP REVOLVING	\$650.00
610 WATER FUND	\$12,283.56
620 SEWER FUND	\$1,680.12
630 MOTOR VEHICLE	\$1,472.75
640 LIQUOR	\$132,483.70
670 STORMWATER	\$624.00
	\$176,555.33



City of Wayzata
600 Rice Street
Wayzata, MN 55391-1734

Mayor:
Ken Willcox

City Council:
Jack Amdal
Bridget Anderson
Andrew Mullin
Tom Tanner

City Manager:
Heidi Nelson

MEMORANDUM

DATE: April 15, 2014

TO: The Honorable Mayor and Members of the City Council

FROM: Becky Malone, Deputy City Clerk

RE: Application for a Tobacco License (e-cigarettes) for North Shore Vape

Smokeless on the Water, Inc. DBA "Smokeless on The Water, Inc." submitted an application on January 15, 2014 for a tobacco license. Approval of Smokeless on the Water, Inc.'s tobacco license (e-cigarettes) was granted by the Wayzata City Council on February 5, 2014.

An article appeared in the April 8, 2014 edition of the Lakeshore weekly news regarding a newly opened e-cigarette shop in Wayzata called "North Shore Vape." Staff read the article on April 9, 2014 and immediately contacted Aubrey ("Jimmy") Huyen, the owner of North Shore Vape. Mr. Huyen was informed he held a tobacco license for a business called Smokeless on the Water, Inc. and did not hold a tobacco license for his business called North Shore Vape and was therefore operating his business without a license. Mr. Huyen stated he changed his business trade name from Smokeless on the Water, Inc. to North Shore Vape.

E-cigarettes are regulated by the State of Minnesota as a "tobacco product." Wayzata has a tobacco products ordinance requiring licensure for *all sales of tobacco products*. There has been significant discussion during the current legislative session regarding regulation on the *indoor use* of these types of products, primarily from the perspective of the Minnesota Clean Indoor Air Act.

On April 9, 2014, North Shore Vape owner Jimmy Huyen submitted an application for a tobacco license for Smokeless on the Water, Inc. DBA "North Shore Vape." This tobacco license (e-cigarettes) is on the agenda for your consideration this evening.

The owner, Aubrey ("Jimmy") Huyen will be present at the meeting to answer questions.

2014 MUNICIPAL LICENSES FOR CITY COUNCIL APPROVAL ON 4/15/14

(Recommended for approval, pending staff review for completeness of application materials.)

New 2014 Tobacco License (e-cigarettes)	
North Shore Vape	1310 Wayzata Blvd E

4/15/2014
THE FOLLOWING MUNICIPAL LICENSES
WERE APPROVED ADMINISTRATIVELY

2014 Tree License	
Holtz Firewood & Tree Service	Little Falls, MN
Meridian Tree Inc.	Plymouth, MN
Terra's Canopies	Robbinsdale, MN
2014 Swimming Pool License	
Highcroft Wayzata	101 Peavey Lane

WAYZATA POLICE DEPARTMENT

ACTIVITY REPORT

MARCH, 2014

Slumper / DWI arrest

Reported: 03-01-2014 0116

Female, 24 yr old from Mound, arrested for DWI after officers received a call of a "slumper" at a gas station. Tested .08.

Addresses Involved

1XXX Wayzata Blvd E, Wayzata, MN

Assault Information

Reported: 03-01-2014 0822

Two employees involved in a physical altercation. Neither party wished to pursue charges.

Addresses Involved

1XXX Wayzata Blvd E, Wayzata, MN

No Pay / Theft of Washer Fluid

Reported: 03-01-2014 1535

No pay for gas and windshield washer solution, loss \$47 / suspect identified and being charged with theft.

Addresses Involved

1XXX Wayzata Blvd E, Wayzata, MN 5391

No Pay

Reported: 03-01-2014 0952

No pay of gas / loss \$49

Addresses Involved

1XXX Wayzata Blvd E, Wayzata, MN

PD Crash / DWI Arrest

Reported: 03-01-2014 2304

Female, 52 yr old from Plymouth, arrested for 4th degree DWI after being involved in a minor accident and becoming stuck in a snowbank. Tested .14.

Addresses Involved

1XXX Wayzata Blvd E, Wayzata, MN

Attempted Vehicle Theft / Damage to Property**Reported:** 03-02-2014 1424

Vehicle owner reported that sometime between 1730 and 2145 hours last night someone damaged the door lock and entered his vehicle. The steering column was broken but nothing was taken from the vehicle.

Addresses Involved

1XX Gleason Lake Rd , Wayzata, MN

Drive Off**Reported:** 03-04-2014 1347

No pay for gas / loss \$49

Addresses Involved

1XXX WAYZATA BLVD E, Wayzata, MN 55391 USA

Domestic Assault**Reported:** 03-12-2014 1712

26 yr old male from Long Lake arrested for 5th degree domestic assault after altercation with family member.

Addresses Involved

XX Harrington Dr , Long Lake, MN

3rd Degree DWI**Reported:** 03-13-2014 0109

Male, 56 yr old from Medina, arrested for 3rd degree DWI after officer observed an illegal "right turn on red" violation. Tested .09.

Addresses Involved

Highway 12 & Central Ave N, Wayzata, MN 55391

Court Order**Reported:** 03-19-2014 2207

Charges pending against 50 year old male from Long Lake for a violation of a domestic assault no contact order.

Addresses Involved

3XX Lakeview Ave , Long Lake, MN 55356

Car Theft/Rpt-Unfounded**Reported:** 03-20-2014 2141

Report of a stolen vehicle. Vehicle was located in church lot. Driver forgot that he had parked on other side of church. Unfounded.

Addresses Involved

1XX Wayzata Blvd E, Wayzata, MN 55391

Citation**Reported:** 03-21-2014 1153

Vehicle was stopped for speeding. 20 year old male from Medina was cited for speeding, possession of drug paraphernalia, and allowing an open alcohol bottle in a vehicle.

Addresses Involved

Hwy I394 & Plymouth Rd , Minnetonka, MN USA

Underage Consumption**Reported:** 03-22-2014 0155

Officers responded to a complaint of loud music. Two underage females were cited for underage consumption. A 22 year old male and an 18 year old female were also cited for possession of drug paraphernalia.

Addresses Involved

1XXX Lasalle St, Wayzata, MN 55391

Road Rage - Damage to Property**Reported:** 03-22-2014 1711

Report of a road rage incident. One driver stopped his vehicle and kicked the door of the other vehicle. The incident is under investigation.

Addresses Involved

Bushaway Rd & McGinty , Wayzata, MN

Loose Pony**Reported:** 03-26-2014 2049

Report of a pony running loose in the area. Officer was able to locate the pony's owner and the animal was returned home safely.

Addresses Involved

Brown Rd N & Orchard , Long Lake, MN

4th Degree DWI**Reported:** 03-27-2014 2231

Officer observed moving violation. Later it was determined he was under the influence of alcohol, test .10. 37-year-old male from Medina was charged and released.

Addresses Involved

Highway 12 & Central Ave N, Wayzata, MN 55391

Theft/Rpt**Reported:** 03-29-2014 0128

Report of theft of money by an associated person.

Addresses Involved

3XX Waycliffe South , Wayzata, MN 55391

Violation of a Restraining Order**Reported:** 03-31-2014 0413

Charges pending against a 26 year old male from Long Lake for violation of a harassment restraining order and damage to property.

Addresses Involved

XX Harrington Dr , Long Lake, MN

Vandalism/Rpt**Reported:** 03-31-2014 0811

Report of white paint on park buildings. Public Works notified.

Addresses Involved

3XX Harrington Dr , Long Lake, MN

Gas Odor**Reported:** 03-31-2014 1037

Report of a gas smell in City Hall. Found to be sewer gas. Public Works was able to fix it.

Addresses Involved

600 Rice St E, Wayzata, MN 55391

TRAFFIC - MARCH, 2014

CITATIONS	67
WRITTEN WARNINGS	7
VERBAL WARNINGS	29

Description	Mar 2014
MISSING/LOST PROPERTY	2
FOUND PROPERTY	5
SAFEKEEPING & DISPOSAL	1
PDMV	13
H & R PDMV	4
Other Fire/Smoke	2
Single Family Home Fire	1
Vehicle Fire	1
FIRE ALARM	5
GAS LEAK/SMELL	2
GENERAL HAZARD	1
HAZ ROAD CONDITION	6
RR Crossing Hazard	1
SUICIDE ATTEMPT	1
SUICIDE THREAT	1
OTHER MEDICAL	35
Medical Alarm	1
DETOX PATIENT	1
72 Hour Hold/Emergency Admission	1
WELFARE CHECK - ADULT	1
WELFARE CHECK - JUV	1
MENTAL HEALTH ISSUE	2
INFO REC'D	14
VERBAL DOMESTIC	2
CIVIL MATTER	5
DISTURBANCE/FIGHT/LOUD PARTY	16
RECEIVE COURT ORDER/OFP	1
SUSPICION	19
OPEN DOOR/WINDOW	2
Scam Attempt	5
DRIVING/TRAFFIC COMPLAINT	15
PARKING COMPL	7
RECORD CHECKS	11
FIREARM PERMIT	4
HC SHERIFFS PERMIT TO CARRY	4
LIQUOR LICENSE CHECKS/PERMIT	14
Solicitor Permit	1
PARKING PERMIT	1
ANIMAL COMPLAINT/CHECK	15
ANIMAL IMPOUND	1
DISPATCH ANIMAL	1
DOG LICENSE ISSUED	10
PATROL REQUEST	2
ADULT PROTECTION ASSIST	1
FINGERPRINTS	7
ASSIST CHILD PROTECTION	2
MOTORIST ASSIST/STALL	7
UTILITY PROBLEM	5

PUBLIC ASSIST	16
LOCKOUT	4
BUSINESS ALARM	12
CO2 ALARM	2
HOME ALARM	14
911 HANG-UP	8
ASSIST OTHER DEPT	6
VOID	5
Sex Offender/POR Info/Checks	2
DOM ASLT-MS-INFLT BODILY HARM-HANDS-AD-FAM	1
DRUGS-SMALL AMOUNT MARIJUANA-POSESSION	1
DRUGS-DRUG PARAPH-POSSESS-UNK-UNK	2
TRAF-AC-GM-3RD DEG DWI-UI ALCOHOL-MV	1
TRAF-ACC-M-4TH DEG DWI-UI ALCOHOL-MV	3
LIQUOR-UNDERAGE CONSUMPTION 18-21	1
HEALTH-SAFETY-OTHER	1
DISTURB PEAC-MS-VIOL DOM ABUSE NO CONTACT ORD	1
PROP DAMAGE-MS-PRIVATE-OTHER INTENT	2
TRESPASS-MS-PRIVATE-OTHER INTENT	1
LITTER-UNLAWFUL DEPOSIT OF GARBAGE-MS	1
THEFT-LESS 200-MS-SELF SRV GAS-OTH PROP	1
THEFT-500 OR LESS MS-PERSON-MONEY	1
THEFT-500 OR LESS MS-SELF SERVE GAS-GAS ONLY	2
THEFT-500 OR LESS MS-MTR VEHICLE-OTH PROP	1
THEFT-GM-ISSUE-DISHONORED CHK-251 OR MORE	1
THEFT-MS-IDENTITY THEFT-UNK LOSS	1

	2013	2014 Jan	2014 Feb	2014 March	YTD 2014
BUILDING CONSTRUCTION					
NUMBER OF BLDG. PERMITS	180	13	17	12	42
PROJECT VALUE	\$86,541,995.07	\$2,433,408.00	\$22,140,856.99	\$1,999,840.00	\$26,574,104.99
BUILDING PERMIT FEE	\$450,148.65	\$18,508.75	\$102,282.00	\$10,440.00	\$131,230.75
PLAN CHECK FEE	\$263,643.54	\$11,322.77	\$65,599.44	\$5,967.58	\$82,889.79
EXTERIOR REPAIR					
NUMBER OF PERMITS	54	2	2	0	4
PROJECT VALUE	\$803,851.01	\$8,780.00	\$87,377.00	\$0.00	\$96,157.00
PERMIT FEE	\$12,737.00	\$ 221.25	\$ 1,025.50	\$ -	\$1,246.75
MECHANICAL					
NUMBER OF PERMITS	154	15	13	22	50
PROJECT VALUE	\$4,245,740.00	218,988.00	104,296.00	362,838.75	\$686,122.75
PERMIT FEE	\$70,487.99	4,096.64	2,085.92	7,286.76	\$13,469.32
PLUMBING					
NUMBER OF PERMITS	166	13	13	14	40
PROJECT VALUE	\$1,041,197.50	\$194,089.00	\$129,896.00	\$285,404.00	\$609,389.00
PERMIT FEE	\$21,005.93	\$3,883.78	\$2,626.62	\$5,669.10	\$12,179.50
TOTAL # OF PERMITS	554	43	45	48	136
TOTAL INCOME	\$818,023.11	\$38,033.19	\$173,619.48	\$29,363.44	\$241,016.11
NUMBER OF INSPECTIONS					
BUILDING	639	86	65	64	215
EXTERIOR	74	3	0	2	5
HVAC	318	36	23	32	91
PLUMBING	294	24	18	17	59
OTHER	39	0	3	1	4
TOTAL # OF INSPECTIONS	1364	149	109	116	374
RENTAL HOUSING INSPECTIONS					
INSPECTIONS	122	5	19	63	87

CITY OF WAYZATA



MEMORANDUM

To: Wayzata City Council
From: Mike Kelly, City Engineer
Date: 4/10/2014
Re: Eastman Lane/East Lake Street Corridor Landscaping

A design charette for the Eastman Lane and East Lake Street Corridor was held on Saturday, March 8 from 9 a.m. to 2 p.m.

Sixteen (16) people participated in the event and included residents from Shady Lane, East Lake Street, Reno Street, as well as representatives from the Wayzata Yacht Club and Wayzata Community Sailing Center. The group took part in several exercises, explored ideas and opportunities, working together to frame a series of compelling concepts that reflect our character, the corridor's landscape and the principles of the Wayzata Lake Effect.

These preliminary concepts were then presented to the Wayzata City Council at a workshop on March 18, prior to the regular meeting. The Council discussed the options and provided direction to LHB.

LHB has distilled the five concepts down to a revised concept, a draft of which is attached. Additional detailed plans of specific areas will be presented at the Council meeting on April 15.

- streetscape features are clustered (lights, railings, annual plantings, trees)
- patterns might intersect at the roundabout "Mini Woods"
- a boardwalk across the Eastman parcel wetland engages pedestrians
- the existing "tunnel" of landscape just west of Bushaway Road is enhanced
- plantings and walls highlight the corridor nearest Bushaway Road
- three locations connect the public realm to the lakeshore:
 - a zone of about 150 feet where terraces step down towards the lake
 - the Arlington right-of-way is transformed as a subtle park with a pavilion
 - a raised overlook at the lagoon highlights boat building history
- landscape elements might be chosen for their capacity for movement in wind (quaking aspen, native grasses in monocultures)
- all concepts may be superimposed with elements of storytelling—expressing the history and culture of Wayzata in subtle ways



CITY OF WAYZATA



PUBLIC WORKS DEPARTMENT

MEMORANDUM

To: City Council
From: Dave Dudinsky, Director of Public Service
Date: April 10, 2014
Re: Telecommunications Compound Site Improvements Proposal

At the last November 19, 2013 telecommunication workshop, city staff provided the City Council with a recap of events from 2008 to the present as they related to the telecommunication compound and telecommunication equipment on the water tower.

The workshop concluded with the City Council directing staff to revisit former plans considered for making improvements at the existing compound site that would reduce impacts to the neighborhood.

Staff provided the City's Telecommunications consultant SEH with information from previously looked at options at or near the existing telecommunications compound site and requested a proposal to study in more detail the apparent viable options at or near the existing telecommunication site.

Attached are the following:

- A proposal from SEH to perform a feasibility study for telecommunications site improvements at the existing water tower site. The study will analyze options that will improve the aesthetics of the ground equipment currently placed within a fenced telecommunications compound just north of the city water tower.
- The November 19, 2013 workshop minutes
- The November 19, 2013 Telecommunications Study Follow-Up Presentation

The study proposes to provide discussion of each option, concept drawings, plan view drawings, cost analysis, and a schedule for each of four the four proposed options listed below:

1. Enhance the existing telecom compound
2. Relocate the existing telecom compound to the east
 - A. Move the telecom compound to an at-grade location
 - B. Move the telecom compound to an inset style compound suggesting that three sides of the compound would be partially buried into the adjoining hill
 - C. Move the telecom compound into an underground vault

SEH proposes to perform the Telecommunications Compound Site Improvements Study for an estimated cost of \$9,535.



April 7, 2014

RE: City of Wayzata, Minnesota
Water Tower Telecommunication Site
Improvements Feasibility Study
SEH No. WAYZA 127705

Mr. Dave Dudinsky
Director of Public Service
City of Wayzata
600 East Rice Street
Wayzata, MN 55391

Dear Dave:

Short Elliott Hendrickson Inc. (SEH[®]) thanks you for the opportunity to assist the City of Wayzata (City) with a feasibility study (study) for telecommunication site improvements at the existing water tower site. The study will analyze options that will improve the aesthetics of the ground equipment currently placed within a fenced telecommunication compound just north of the water tower.

We understand the water tower site including the adjacent park pavilion is a very treasured and historical site in Wayzata. We also understand the telecom user leases are expiring in 2021 (Verizon and AT&T), 2018 (Sprint and T-Mobile) and 2014 (Nextel is vacating).

We understand the study should include a discussion of each option, concept drawings, plan view drawings, cost analysis, and schedule for each option. All options will include the following analysis:

- Create a new driveway and access point to existing telecom site from existing driveway that serves Water Treatment Plant No. 3 (WTP-3).
- Pave existing gravel driveway.
- Maintain existing undergrounding of cables from compound site to the water tower legs. Verizon will be burying their cables this summer.

The study will also provide the following analysis for the four options:

1. Enhance existing telecom compound: This option keeps the existing telecom site in place while providing improvements to aesthetically improve the site. Analysis includes:
 - Review screening options such as removing existing fence, replacing fence with improved fence, and / or landscaping around compound.
 - Review and request AT&T and Verizon Wireless to remove their shelter and replace with outdoor equipment.
2. Relocate existing telecom compound to the east: This option creates a new telecom compound between the water tower and WTP-3, which all providers will be required to eventually move to. All three alternatives include a review of tenant relocation timing and costs along with restoration costs for current telecom compound site for either turf grass or other vegetation such as trees or shrubs. The three alternatives include:
 - A. This option moves the telecom compound to an at-grade location and includes:
 - Review screening options such as providing an improved fence, and / or landscaping around compound.
 - Require AT&T and Verizon Wireless to not use buildings/shelters to house their equipment.
 - B. This option moves the telecom compound to an inset style compound; meaning three sides would be partially buried in the adjoining hill. The location would be similar location as stated in 2A

above. This style of compound will provide a lower profile compound that could be landscaped to help screen the equipment. The study includes:

- Review screening options around bunker walls for aesthetics, safety, and security. Options could include improved fence and / or landscaping.
 - Require AT&T and Verizon Wireless to not use buildings/shelters to house their equipment.
- C. This option moves the telecom compound to an underground vault located in a similar location as 2A & 2B.

The proposed study schedule is:

Activity	Milestones
Receive approval to proceed with study	April
Meet with staff to review draft feasibility study.	Mid-May
Submit final feasibility study.	Early June
Present study to City Council at workshop or Council Meeting.	June
Proceed with final design	July
Start construction / landscaping	Fall 2014

SEH proposes to be compensated for the scope of services proposed in the attached work plan based on actual work hours plus direct expenses and is estimated at \$9,535.

Thank you for your consideration of SEH for these professional services. If you have any questions or require additional information, please do not hesitate to give me a call directly at 952.238.6540 or email me at whoule@sehinc.com.

Sincerely,

SHORT ELLIOTT HENDRICKSON INC.



Wayne Houle, PE
Senior Professional Engineer II

amc

Enclosure

Z:\UZI\W\Wayzata\Common\127705\ID.Dudinsky 2014 April 2.docx

Accepted on this ____ day of _____, 2014

City of Wayzata, Minnesota

By: _____
Name

City of Wayzata
Water Tower Telecom Improvements
SEH Work Plan / Fee Estimate

Task No.	Task Description	Project Manager	Telecom Specialist	Graduate Landscape Architect	Sr. Eng. Tech.	Admin.	TOTAL
1.0	Project Management, Coordination, and Quality Control						
1.1	City Staff & Council Meetings (Assume 2 meetings with City staff and 1 meeting at Council Workshop and 1 meeting at Council Meeting)	9	9	9		1	28
Task 1.0 Subtotal Hours:		9	9	9	0	1	28
<i>Deliverables - Meet with City Staff Present feasibility attend City Council workshop and meeting, Project schedule, Monthly progress reports and invoices, Agendas and meeting minutes/notes for all meetings, and copies of all pertinent Project correspondence.</i>							
2.0	Predesign and Feasibility Study						
2.1	Telecom Options / Predesign		12				
2.2	Landscape Predesign			28			
2.3	Estimates		4	4	3		
2.4	Write draft feasibility study	1	2	2		2	
2.5	Prepare final study	1	1	1		2	
Task 2.0 Subtotal Hours:		2	19	35	3	4	63
<i>Deliverables - Feasibility Study includes one concept drawing (perspective) and plan view per option.</i>							
Summary of Estimated Costs							
TOTAL SEH HOURS		11	28	44	3	5	91
AVERAGE HOURLY RATES		\$61	\$40	\$23	\$34	\$30	
SEH LABOR BASED FEE							\$9,190
SEH REIMBURSABLE EXPENSES (MILEAGE AND REPRODUCTION)							\$345
TOTAL ESTIMATED COST SEH SERVICES							\$9,535
TOTAL ESTIMATED PROJECT COST							\$9,535

**WAYZATA CITY COUNCIL
WORKSHOP MEETING MINUTES
November 19, 2013**

4:30 PM INTERVIEWS FOR BOARDS AND COMMISSIONS

Mayor Willcox called the workshop meeting to order at 4:40 p.m. in the Community Room at Wayzata City Hall. Council Members present: Amdal, Anderson, Mullin and Tanner. Also present: City Manager Nelson, and City Planner Gadow.

The Council conducted interviews for the following finalists:

Time	Applicant	Commission/Board
4:30 PM	Dan Vanderheyden	HRA
4:40 PM	Barry Petit	HRA
4:50 PM	Holly Evans	Parks & Trails Board
5:00 PM	Saran Randolph	Parks & Trails Board
5:10 PM		
5:20 PM	Joe McCarthy	Planning Commission
5:30 PM	Steven Tyacke	Planning Commission
5:40 PM	Graham Gnos	Planning Commission

The workshop was adjourned at 6:00 p.m.

6:00 PM TELECOMMUNICATIONS SITE WORKSHOP

Mayor Willcox called the workshop meeting to order at 6:00 p.m. in the Community Room at Wayzata City Hall. Council Members present: Amdal, Anderson, Mullin and Tanner. Also present: City Manager Nelson, City Planner Gadow, Director of Public Service Dudinsky, City Attorney Paul Kaminski, and Dale Rosmos with SEH.

Mr. Dudinsky provided a recap of events from 2008 to the present as they relate to the telecommunication compound. In addition, he provided information about changes made on the water tower and at the telecom compound over the last two years due to tenant upgrades. He reviewed cost estimates proposed in the past for improvements to the existing telecom site near the tower. These included an upgrade of the existing telecommunication compound and relocation of the compound to the west side of water treatment plant three.

The Council directed staff to revisit former plans for improvements to the existing site that would reduce impact to the neighborhood. The Council directed staff to explore an Ordinance with language that is flexible in accommodating how technology may delivered in the future and ensures antennas may be installed where needed to provide service.

The workshop meeting was adjourned at 7:00 p.m.

Respectfully submitted,

Becky Malone
Deputy City Clerk



TELECOMMUNICATIONS STUDY

FOLLOW-UP PRESENTATION

TUESDAY, NOVEMBER 19, 2013



TELECOMMUNICATIONS STUDY

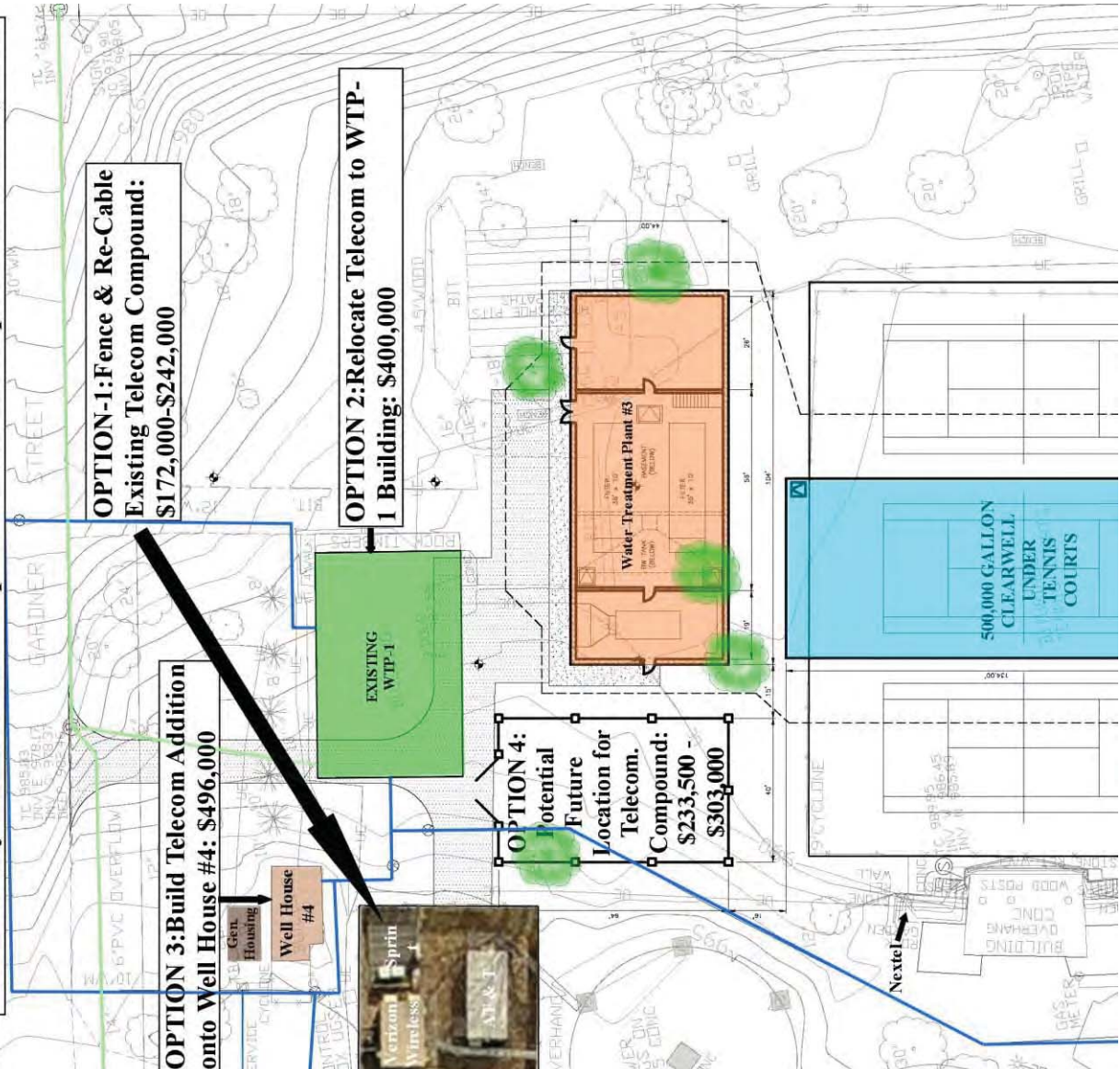
FOLLOW-UP PRESENTATION

TUESDAY, NOVEMBER 19, 2013

- RECAP OF EVENTS FROM 2008 TO THE PRESENT
- CHANGES MADE ON THE WATER TOWER & AT THE TELECOM COMPOUND OVER THE LAST TWO YEARS DUE TO TENANT UPGRADES
- TELCOM TOWER & COMPOUND RELOCATED TO PUBLIC WORKS
- REVIEW PAST COST ESTIMATES PROPOSED IN THE PAST FOR IMPROVEMENTS TO THE EXISTING TELCOM SITE NEAR THE TOWER:
 - OPTION 1: UPGRADE EXISTING TELECOMMUNICATION COMPOUND
 - OPTION 4: RELOCATE COMPOUND TO WEST SIDE OF WTP-3
- SUMMARY
 - SO WHAT WE THINK WE KNOW OR DON'T KNOW
 - WORTH NOTING
 - Q & A

WTP-3 ALT. 3E-2 CONCEPT DRAWING

Preliminary Cost Estimates per SEH Memo Updated June 11, 2008

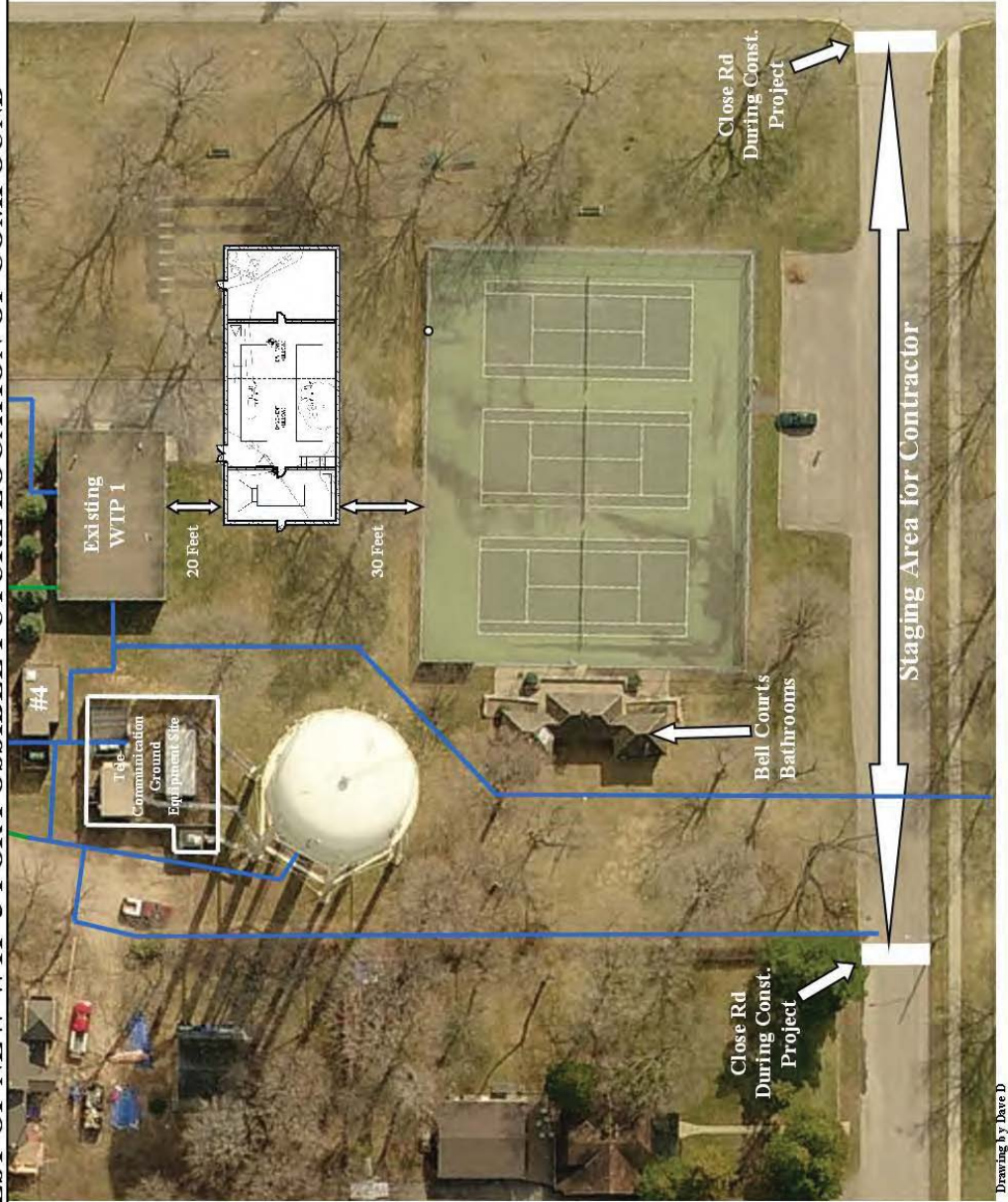


October-Opened WTP-3 Bids & held City Council Workshop

- Concluded Plan was to expensive. Recommendation approved was to redesign project.

PROPOSE COST SAVING DESIGN MODIFICATIONS

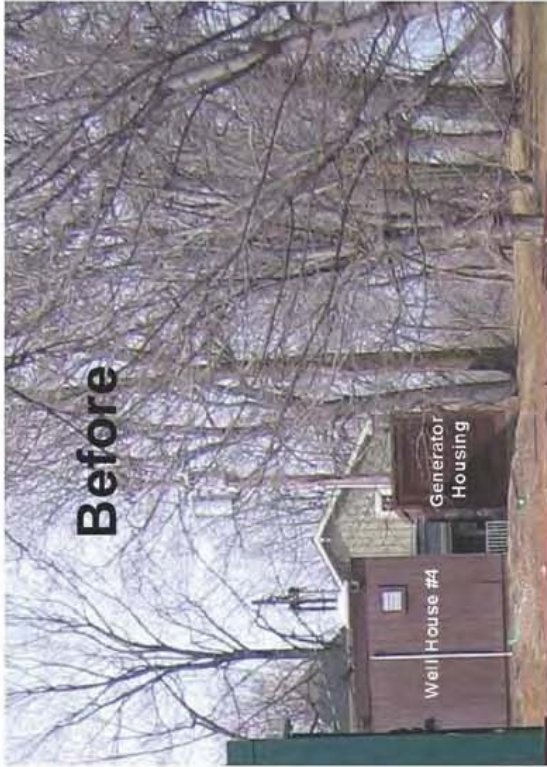
- 1) RELOCATE WTP-3 (30 FEET) NORTH OF TENNIS COURTS
- 2) BUILD WATER STORAGE TANK UNDER WTP-3
- 3) REMOVE WELL HOUSE #4; CONVERT INTO A SUBMERSIBLE WELL
- 4) STAFF WILL LOOK AT COST SAVING OPTIONS IN PLANT DESIGN
- 5) NO FUNDING SOURCE FOR TELECOMMUNICATION OPTIONS; GRADE AREA WEST OF NEW WTP-3 FOR POSSIBLE FUTURE LOCATION OF COMPOUND



2010

August: Council visited existing Telcom Compound Site & grounds After completion of WTP-3 construction

Showed area after removal of well house #4 building and generator housing unit



2012

September: Hired SEH to proceed with development and technical review of alternative telecommunication site options

2013

January: SEH presented the Telecommunications Site Options



Telecommunications Site Options Analysis Report

Presented to the City of Wayzata

January 22, 2013

SEH:

Andy Terry, PE

Director, ITS and Public Safety

aterry@sehinc.com

651-490-2147

Project Scope / Purpose

- Technical review of the Gardner Street Water Tower telecommunications site
- **Create alternative telecommunication site options**
- Review Telecommunication Ordinance
- **Estimate cost to develop alternate site**
- Document safety standards and best practices
- Comment on lease conversion option

Three Alternate Sites Identified in the Study

- 1. Alternate Site #1-Summit Park Cemetery
- 2. **Alternate Site #2-Wayzata Public Works Site**
- 3. Alternate Site #3-Broadway Ave N Snow Storage Site

Analysis - Site #2, Wayzata Public Works Site



Pros	Cons
Secure area	Located on the west end of the City
No residential	Lowest ground elevation of alternate site options
Possible separate access	Adjacent to Wayzata Country Club and Woodhill County Club
Good proximity to Hwy 12 Bypass	
Good access to power & utilities	
Low traffic	

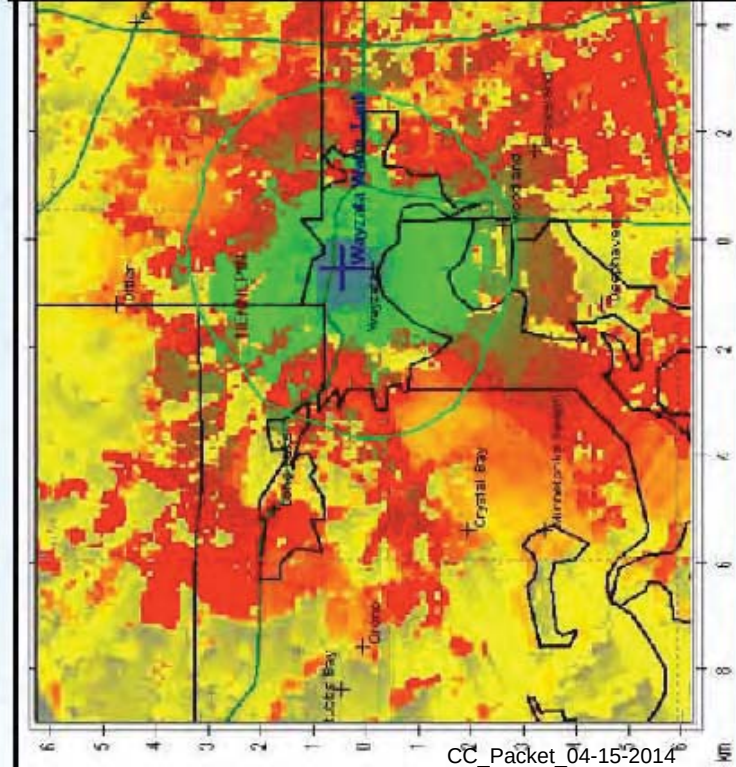
Telecommunications Site Options Analysis Report

Alternate Site #2-Wayzata Public Works

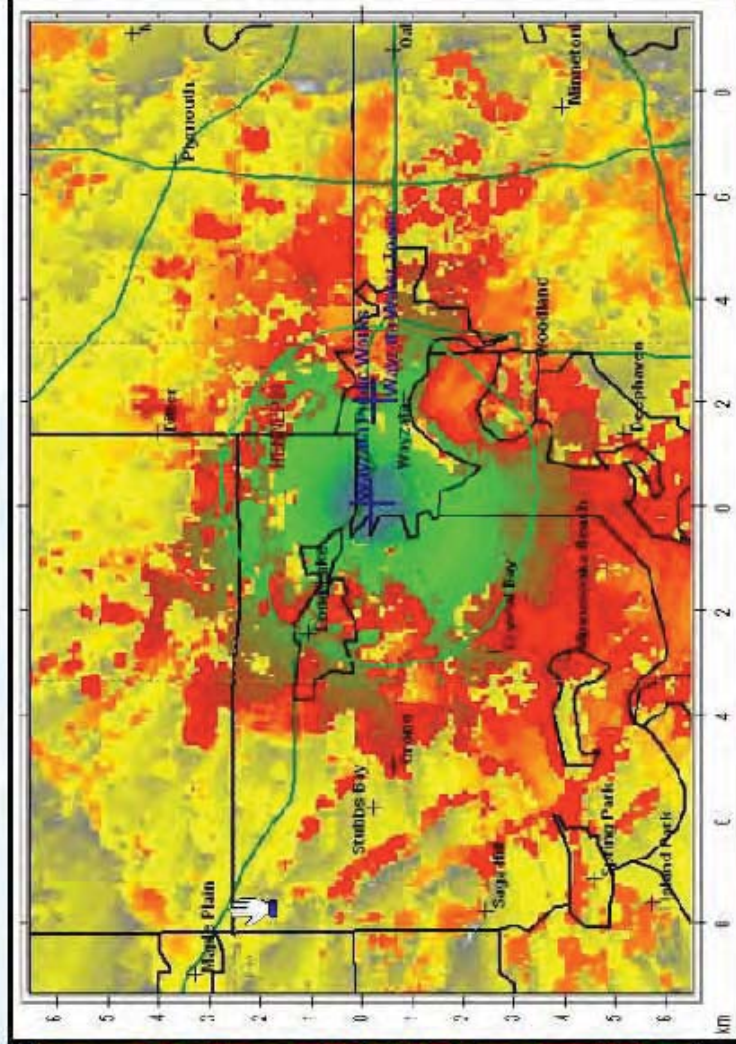
Coverage Prediction

Analysis - Site #2, Wayzata Public Works Site

Gardner Street Tower – 150' Coverage Prediction



Public Works Tower – 190' Coverage Prediction



Alternate Site #2-Wayzata Public Works



Telecom Workshop Sept. 3rd following discussions with cell tower tenants regarding future use of the water tower site on Gardner Street

SUMMARY

- Discussed how the tenants can improve the visuals at the existing tower site.
- Discussed possible alternate locations within the city.
- Discussed experiences in other cities in the metro area dealing with competing interests.
- Tenants were sent a copy of the Telcom Site Options Analysis Report completed by SEH in December of 2012. The tenants were asked to help determine if relocation of the cell tower antennas and equipment from the existing tower site to any of the sites identified in the report would work from a technical perspective. In particular, the Wayzata Public Works site located at 299 Wayzata Boulevard West. Below are the responses in summary from our tenants radio frequency engineers:
 - **Verizon Wireless:** Broadway site only option in report that will have coverage comparable to what we have today at the water tower site.
 - **T-Mobile:** Public Works site assessment indicates loss of building coverage in the downtown, eastern and southern residential areas and in the central & Hwy. 12 area as well as Gleason Lake Road.
 - **AT&T:** Would need another site in the down town area.
 - **Sprint:** Regardless of the alternate location, there will be degradation of Sprint's current coverage. Best of the three options is the Broadway Ave N site but will cause reduced in-building coverage to some residential housing south of the existing tower and reduced coverage along the shoreline drive (CR-15) area.

Telecom Workshop Sept. 3rd following discussions with cell tower tenants regarding future use of the water tower site on Gardner Street

- At the meeting there was a general discussion about what the carriers thought they would need for antennas in the future. Some experts in the field are predicting that companies will start using more “micro” locations with smaller antennas at lower heights in more locations (for example on light polls, building roof tops, etc.). At the meeting the tenants said that while these small antennas might indeed come into play, the larger “macro” sites will still be needed (at least for the foreseeable future). They estimated that even if you could replace the macro site, many micro sites would be need for such a replacement.

Telecom Workshop Sept. 3rd following discussions with cell tower tenants regarding future use of the water tower site on Gardner Street

- At the end of the workshop, Council directed staff to gather more information regarding the cost to build a telecommunications tower at Public Works.
- Identify or suggest a general area on the east end of the city for a potential telecommunication facility for discussion.
- Review the costs that have been proposed in the past for improvements at the existing telecommunication site near the existing water tower.

CHANGES MADE ON WATER TOWER OVER THE LAST TWO YEARS

Picture of the Water Tower from 2012



Current Picture of the Water Tower



CHANGES MADE ON SOUTH SIDE OF TELCOM SITE -LAST TWO YEARS

Picture of Telecom Site in 2008



- 3 Cable Bridges carrying cable from Temcom Site to Water Tower
 - AT & T
 - Verizon Wireless
 - T-Mobile

Current Picture of Telecom Site



- 1 Cable Bridge carrying cable from Temcom Site to Water Tower
 - Verizon Wireless

TELCOM TOWER & COMPOUND RELOCATED TO PUBLIC WORKS

Two Types of Towers are considered for the Public Works Location
(these two types require the min. ground space & can be as high as 200 feet)

TYPICAL SELF SUPPORTING TOWER

(+/- 195 feet tall)

(to top of water tower is 150 feet)



TYPICAL MONOPOLE TOWER

(+/- 165 feet tall)



TELCOM TOWER & COMPOUND RELOCATED TO PUBLIC WORKS

Telecommunications Site Options Analysis Report

Alternate Site #2-Wayzata Public Works Site Development Cost Comparison

(from Telecom Site Options Analysis Report)

Table 1– Site Development Cost Comparison

Item #	Description	Summit Park 180' Guyed	Public Works 180' Self Support	550 Broadway 180' Self Support
1.0	PREPARE NEW SITE			
1.1	Detailed design, bid specs, and construction docs.	\$ 25,000	\$ 25,000	\$ 25,000
1.2	Clear and grade compound and tower locations	\$ 10,000	\$ 2,000	\$ 0
1.3	Access drive	\$ 6,000	\$ 0	\$ 0
1.4	Soils / Geotechnical	\$ 5,000	\$ 5,000	\$ 5,000
1.5	Tower structure w foundation (installed)	\$ 125,000	\$ 145,000	\$ 145,000
1.6	Ice Bridge to Compound w Spurs to Tenants	\$ 10,000	\$ 10,000	\$ 10,000
1.7	Equipment Shelter Compound: aggregate, gate, fence.	\$ 30,000	\$ 20,000	\$ 20,000
1.8	Site grounding system	\$ 8,000	\$ 6,000	\$ 6,000
1.9	New Electrical Service	\$ 10,000	\$ 6,000	\$ 8,000
1.10	Project PM and Construction Admin.	\$ 35,000	\$ 33,000	\$ 33,000
1.11	Subtotal	\$ 264,000	\$ 252,000	\$ 252,000
1.12	Contingency	\$ 13,000	\$ 13,000	\$ 13,000
1.13	New Site - Estimated Project Cost:	\$ 277,000	\$ 265,000	\$ 265,000
2.0 **	RELOCATE / ADD TENANTS (@ Tenant Expense)	* See Note	* See Note	* See Note
2.1	City related PM / Coordination / Legal	\$ 15,000	\$ 15,000	\$ 15,000
3.0	DECOMMISSION AND CLEAN UP @ GARDNER			
3.1	Remove Chain Link Fence	\$ 2,000	\$ 2,000	\$ 2,000
3.2	Remove Cables and Ice Bridges	\$ 3,000	\$ 3,000	\$ 3,000
3.3	Remove all Brush and Aggregate	\$ 3,000	\$ 3,000	\$ 3,000
3.4	Grade and Sod site	\$ 5,000	\$ 5,000	\$ 5,000
3.5	Project PM and Construction Admin.	\$ 2,000	\$ 2,000	\$ 2,000
3.6	Subtotal	\$ 15,000	\$ 15,000	\$ 15,000
3.7	Contingency	\$ 1000	\$ 1000	\$ 1000
3.8	Gardner Site Clean Up - Estimated Project Cost:	\$ 16,000	\$ 16,000	\$ 16,000
4.0	Total Estimated Project Cost: (w/o Tenant Costs)	\$ 308,000	\$ 296,000	\$ 296,000

**** NOTE:** Tenant Relocation Cost – This cost comparison table reflects projected city costs associated with development of a new Telecommunications Site. The comparison does not include the potentially substantial costs incurred by tenants of the site that may be requested by the city to relocate to an alternate location. The tenant relocation costs would vary based on the size, type, quantity and age of equipment in place. These costs could easily be in the range of \$75,000 to \$150,000, or more, per tenant. Some tenants may choose to upgrade or replace equipment at the time of a relocation which could also potentially increase their costs. Other tenants may feel the requirement to relocate is not operationally or financially acceptable and may choose to discontinue their lease arrangement with the City. Each tenant will need to evaluate the new site viability, the relocation costs, and other factors associated with their adjacent network and service areas to determine the total impact and cost for their operations.

TELCOM TOWER & COMPOUND RELOCATED TO PUBLIC WORKS

Alternate Site #2-Wayzata Public Works Site Development Cost Comparison

(Site Development Cost Comparison Updated by SEH -November of 2013)

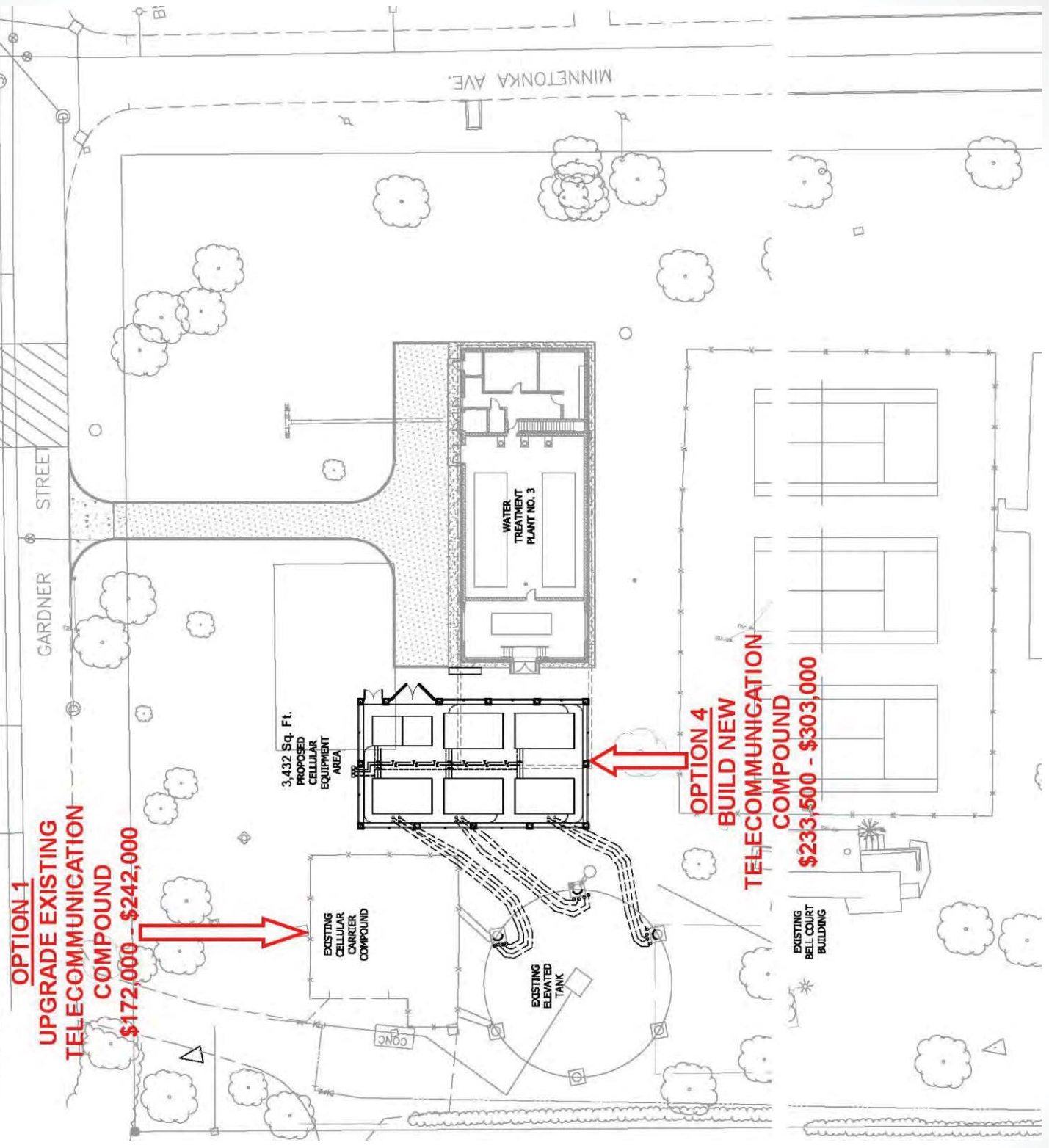
TABLE 1 – Site Development Cost Comparison

Item #	Description	Public Works 195' Monopole	Public Works 195' Self Support
1.0	PREPARE NEW SITE		
1.1	Detailed design, bid specs, and construction docs.	\$25,000	\$25,000
1.2	Clear and grade compound and tower locations	\$3,500	\$3,500
1.3	Access drive	\$1,500	\$1,500
1.4	Soils / Geotechnical (inc.3 borings) \$7200/ additional boring & report	\$12,600	\$12,600
1.5	Tower structure w foundation (installed)	\$267,800	\$200,200
1.6	Ice Bridge to Compound w Spurs to Tenants		
1.7	Equipment Shelter Compound: aggregate, gate, fence.	\$20,000	\$20,000
1.8	Site grounding system (tower and fence)	\$9,500	\$8,500
1.9	New Electrical Service	\$6,000	\$6,000
1.1	Project PM and Construction Admin.	\$33,000	\$33,000
1.11	Subtotal	\$378,900	\$310,300
1.12	Contingency (5%)	\$18,945	\$15,515
1.13	New Site - Estimated Project Cost:	\$397,845	\$325,815
2.0	RELOCATE / ADD TENANTS (@ Tenant Expense)		
2.1	City related PM / Coordination / Legal	\$15,000	\$15,000
3.0	DECOMMISSION AND CLEAN UP @ GARDNER		
3.1	Remove Chain Link Fence	\$2,000	\$2,000
3.2	Remove Cables and Ice Bridges		
3.3	Remove all Brush and Aggregate	\$3,000	\$3,000
3.4	Grade and Sod site	\$5,000	\$5,000
3.5	Project PM and Construction Admin.	\$2,000	\$2,000
3.6	Subtotal	\$12,000	\$12,000
3.7	Contingency	\$1,000	\$1,000
3.8	Gardner Site Clean Up - Estimated Project Cost:	\$13,000	\$13,000
4.0	Total Estimated Project Cost: (w/o Tenant Costs)	\$425,845	\$353,815

**** NOTE:** Tenant Relocation Cost – This cost comparison table reflects projected city costs associated with development of a new Telecommunications Site. The comparison does not include the potentially substantial costs incurred by tenants of the site that may be requested by the city to relocate to an alternate location. The tenant relocation costs would vary based on the size, type, quantity and age of equipment in place. These costs could easily be in the range of \$75,000 to \$150,000, or more, per tenant. Some tenants may choose to upgrade or replace equipment at the time of a relocation which could also potentially increase their costs. Other tenants may feel the requirement to relocate is not operationally or financially acceptable and may choose to discontinue their lease arrangement with the City. Each tenant will need to evaluate the new site viability, the relocation costs, and other factors associated with their adjacent network and service areas to determine the total impact and cost for their operations.

SEH Telecom Rehabilitation Program - Options Report; June 11, 2008

Cost Estimates from SEH Telecom Rehabilitation Program - Options Report; June 11, 2008



UPGRADE OF EXISTING TELECOMMUNICATION COMPOUND

Wayzata - Gardner Street Water Tank
Telecom Rehabilitation Program – Options Report
June 11, 2008
Page 3

OPTION 1: Fence and Re-cable

Description: The most visually objectionable elements of the existing site include the current chain link fence, the telecom equipment sheds, and the antenna cables extending from the tank to the compound via ice bridges. The noise generated by the associated air conditioners located in the equipment sheds is not dampened or obstructed by the current fencing system. None of the existing tenants currently operate back-up generators at this site. The city owned generator located in WH-4 may also contribute to the noise concerns of citizens.

This option would remove all the existing overhead cable runs and ice bridges that run from the tank to the compound. A new underground cable trench would be constructed to provide underground routing of the new cable systems. As much as practical, all new cable systems would be installed on the interior of the tower legs to reduce visual impact of the cable systems. The current chain link fencing would be removed and replaced with a solid eight foot fencing system or noise wall. This would shield the view of the telecom equipment huts and reduce the noise heard by adjacent properties. The current gravel driveway to the telecom compound would be paved.

Description	Estimated Cost
Remove existing chain link fencing	\$1,000
Construct underground cable raceway	\$50,000
Remove existing cables and ice bridges	\$10,000
Install new cable systems with grounding	\$60,000
Install new electrical service	\$8,500
Tie into city generator	\$3,500
Remove all brush and aggregate from compound	\$2,000
Grade site for drainage	\$2,000
Install noise wall/fence	\$20,500 (chainlk) - \$90,000 (precast)
Install new aggregate	\$4,000
Grade and pave access driveway	\$11,000
TOTAL	\$172,500 - \$242,000

RELOCATION OF EXISTING TELECOMMUNICATION COMPOUND

Wayzata - Gardner Street Water Tank
Telecom Rehabilitation Program – Options Report
June 11, 2008
Page 6

OPTION 4: Build New Telecom Compound – Relocate existing Telecom Shelters and Equipment.

Description: This option is similar to option number one; however the entire compound area would be moved to a new location. The proposed location would be on the west end of the new water treatment plant #3, directly east of the water tank. This option would require the relocation of the existing telecommunication equipment shelters from their current location into the new walled compound area. The existing fencing, equipment shelters and antenna cable ice bridges would be removed. A new underground cable trench would be constructed from the Tank to the new compound area. As much as practical, all new cable systems would be installed on the interior of the tower legs to reduce visual impact of the cable systems.

The new walled compound area would use a louvered or solid wall system up to twelve foot high to provide a visual and noise barrier for the compound. This would shield the view of the telecom equipment shelters and reduce the noise heard by adjacent properties. The new telecom compound would share a common driveway with the new water treatment plant #3. This option allows the possibility of relocation of the telecom shelters without the complete dismantling and removal of all interior telecom equipment and systems. This option does not impact the existing plan to remove WTP-1 or remodel the exterior of WH-4. In this option, it would also be prudent to construct the new compound area with expansion space to provide for potential future tenants. A minimum compound area of approximately 40' x 64' is proposed. The telecom compound area would need to provide for the specialized grounding and electrical requirements of the telecom tenants.

Description	Estimated Cost
Grade new compound site	\$4,000
Construct new 40 x 64 walled compound (ie, noise wall/fence)	\$20,500 (chamlk) - \$90,000 (precast)
Install new aggregate	\$4,000
Construct underground cable raceway	\$50,000
Remove existing cables from tank	\$10,000
Install new electrical service	\$8,500
Tie into city generator	\$3,500
Transition equip. shelters to new compound	\$40,000
Add shelter grounding	\$8,000
Install new cable systems with grounding	\$60,000
Remove existing chain link fencing	\$1,000
Remove ice bridges	\$2,000
Remove all brush and aggregate from old compound	\$2,000
Grade and landscape sites (old and new compounds).	\$20,000
TOTAL	\$233,500 - \$303,000

COST ESTIMATES FOR OPTIONS 1 AND 4 WERE ESTIMATED BEFORE THE REDESIGN AND CONSTRUCTION OF WTP-3

- If the decision is made to focus on the existing site for either an upgrade of the existing compound or building a new compound just west of WTP-3, staff recommends the council order a feasibility study that will take into consideration all of the changes that have been made since the SEH study that was done in 2008.

SO WHAT DO WE THINK WE KNOW OR DON'T KNOW

- To build a telcom **Monopole** Tower at public works, the current cost estimate is about: \$426,000 (based on current SEH estimate). Costs more but looks better?...
- To build a telcom **Self Support** Tower at public works, the current cost estimate is about: \$354,000 (based on current SEH estimate).
- Both a self supporting tower or monopole tower will take an area about 100'x100'.
- Public Works will loose some storage space that will be needed to locate the cell tower, ground equipment, etc.
- The bunkers located where the cell tower is proposed may have to be relocated.
- Activity at the PW telecom. compound by the tenants will not be an issue.
- We think if we move our tenants to the public works site, their likely will be a need for more antenna sites within the city in order for the tenants to achieve the same coverage that they have at the existing water tower site. May need an additional tower on the east end of the city (height unknown).
- We don't know how much resistance we will get from the two country clubs near public works, Woodhill and the Wayzata Country Clubs as well as the residential area across Wayzata Blvd. located in Orono.
- To upgrade existing telecom ground site, the cost could be between \$172,000 and \$242,000 (based on 2008 study).
- To relocate existing telecom ground site to west of WTP-3, the cost could be between \$233,500 and \$303,000 (based on 2008 study).
- We currently don't have a financial plan to pay for any of the options identified in this report.

WORTH NOTING:

- In SEH's **Telecommunications Site Options Analysis Report** under the Site Development Cost Comparison Estimates, Andy Terry included the following note:

Tenant Relocation Cost – This cost comparison table reflects projected city costs associated with development of a new Telecommunications Site. The comparison does not include the potentially substantial costs incurred by tenants of the site that may be requested by the city to relocate to an alternate location. The tenant relocation costs would vary based on the size, type, quantity and age of equipment in place. These costs could easily be in the range of \$75,000 to \$150,000, or more, per tenant. Some tenants may choose to upgrade or replace equipment at the time of a relocation which could also potentially increase their costs. **Other tenants may feel the requirement to relocate is not operationally or financially acceptable and may choose to discontinue their lease arrangement with the City. Each tenant will need to evaluate the new site viability, the relocation costs, and other factors associated with their adjacent network and service areas to determine the total impact and cost for their operations.**

Q&A?

- ❑ If the City does build a cell tower at public works, can we be sure all our tenants relocate to public works?
City Attorney: As a general proposition, the City is not required to provide the telecommunication companies with cell towers. On the other hand, the City's ordinances and regulations must not block the location of necessary towers in order for the companies to provide their services. And so, if the City does not provide a tower on the east end, it must be willing to allow placement of towers on private property or public land if the towers are needed for service. So long as the City allows the current site leases to expire under their own terms, the City should be able to avoid any liability (as opposed to early terminations).
- ❑ Are mini sites likely going to be requested in the future for specific locations in our downtown or other areas regardless if we relocate the telcom equipment to public works or not?
SEH: Yes, and other "in building systems" may also be put into service.

Staff Direction

- Staff is seeking direction from Council with regard to additional information or research desired by the Council
- Determine area of focus for next steps

THE END

CITY OF WAYZATA



PLANNING DEPARTMENT

MEMORANDUM

To: City Council Members
From: Bryan Gadow, City Planner
Date: April 10, 2014
Re: Cru (Restaurant) Development Agreement

On April 1st, staff provided the Council with an update on the change in ownership of the Sunset's Restaurant to the new Cru restaurant, and the new owner's desired modifications to outdoor seating. Based on the feedback received from the Council, staff and the City Attorney have updated the amendment language to the original 1988 Development Agreement to reflect the proposed modifications.

As part of the new owner's restaurant modifications, some of the items approved in 2013 will not be installed or implemented as part of the new plan (such as the waiting area on City ROW on the northwest corner of the building which will not be installed). The development agreement amendment language has been updated to waive those conditions of approval from 2013 which no longer apply because the new owner is not installing portions of the 2013 project. In addition, because the new owner is not installing the 18 seat enclosed bar area on the rear patio area, the 14 parking stall financial obligation requirement no longer applies, and is removed from the agreement.

The agreement language also reflects the Council's direction on maintaining the existing trees in the planter boxes, modifying the proposed bench seating, maintaining the bicycle rack, and concrete replacement in the area of the outdoor sidewalk café in the City ROW.

Attachments:

- Resolution 10-2014
- Amendment to 1988 Development Agreement (Clean Version)

RESOLUTION NO. 10-2014

**RESOLUTION APPROVING AMENDMENT
TO DEVELOPMENT AGREEMENT AND CONDITIONAL USE PERMIT AND
MODIFIED APPROVAL CONDITIONS FOR 700 LAKE STREET EAST**

WHEREAS, the City of Wayzata and the predecessor in interest to Clock Tower Venture, a Texas joint venture, (“Owner”) are parties to a certain Development Agreement that runs with the land, dated March 1, 1988, (the “Original Development Agreement and Conditional Use Permit”), providing for the development of property located at 700 Lake Street East in Wayzata, Minnesota, as more specifically described in the Original Development Agreement (the “Property”);

WHEREAS, the Owner wishes to create an outdoor bar area and increase the number of outdoor seats on the Property, and has obtained approval from the City for such pursuant to City of Wayzata Resolution No. 32-2013 (the “Resolution”);

WHEREAS, a condition of the Resolution is to amend the Original Development Agreement, in a form acceptable to the City Attorney, to incorporate the approvals and conditions granted in the Resolution;

WHEREAS, subsequent to the adoption of the Resolution, the Owner has modified its development plans in ways that do not require further City approvals and that are consistent with the land use approvals granted in the Resolution;

WHEREAS, in accordance with the foregoing, and the requirements of the Resolution, the parties desire to amend the Original Development Agreement and Conditional Use Permit in accordance with the Resolution, and to modify the conditions of approval in the Resolution that are no longer applicable because of the modified development plans;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Wayzata, Minnesota that the Agreement and Amendment to Development Agreement and Conditional Use Permit, attached to this Resolution as Attachment A, (the “Agreement”) is hereby approved.

BE IT FURTHER RESOLVED, that the conditions of approval in the Resolution are hereby amended to the conditions listed in Section B.1 of the Agreement.

BE IT FURTHER RESOLVED, that the Mayor and City Manager are authorized and directed to execute the Agreement on behalf of the City.

Adopted by the Wayzata City Council this ____ day of April, 2014.

Mayor Ken Willcox

ATTEST:

City Manager Heidi Nelson

ACTION ON THIS RESOLUTION:

Motion for adoption:

Seconded by:

Voted in favor of:

Voted against:

Abstained:

Absent:

Resolution adopted.

I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the City Council of the City of Wayzata, Minnesota, at a duly authorized meeting held on _____, 2014.

Becky Malone, Deputy City Clerk
SEAL

Attachment A

Agreement and Amendment to Development Agreement and Conditional Use Permit

000043/313009/1819497_1

**AGREEMENT AND AMENDMENT
TO DEVELOPMENT AGREEMENT AND CONDITIONAL USE PERMIT**

THIS AGREEMENT AND AMENDMENT TO DEVELOPMENT AGREEMENT AND CONDITIONAL USE PERMIT (“Agreement”) is made as of the _ day _ of _____, 2014 (“Effective Date”), by and between the City of Wayzata, a Minnesota municipal corporation (“City”), and Clock Tower Venture, a Texas joint venture (“Owner”).

RECITALS:

WHEREAS, City and the predecessor in interest to Owner are parties to a certain Development Agreement that runs with the land, dated March 1, 1988, attached hereto as Exhibit A (the “Original Development Agreement and Conditional Use Permit”), providing for the development of property located at 700 Lake Street East in Wayzata, Minnesota, as more specifically described in the Original Development Agreement and in the legal description attached as Exhibit B (the “Property”);

WHEREAS, the Owner wishes to create an outdoor bar area and increase the number of outdoor seats on the Property, and has obtained approval from the City for such that requires the Owner, as a condition of the approval, to amend the Original Development Agreement, in a form acceptable to the City Attorney.

WHEREAS, subsequent to the adoption of the Resolution, the Owner has modified its development plans in ways that do not require further City approvals and that are consistent with the land use approvals granted in the Resolution, and the City and Owner wish those current development plans to be reflected in this Agreement, attached as Exhibit C;

WHEREAS, in accordance with the foregoing, and the requirements of City of Wayzata Resolution No. 32-2013 (the “Resolution”), the parties desire to amend the Original Development Agreement and Conditional Use Permit as set forth below;

NOW, THEREFORE, for good and valuable consideration, the adequacy and receipt of which are hereby acknowledged, the parties agree as follows:

- A. Amendments to the Original Development Agreement and Conditional Use Permit:
 - 1. Amendment No. 1. All references to “Developer” in the Original

Development Agreement and Conditional Use Permit that are a part of a continuing or present right, covenant, representation or obligation shall be read to include “Owner”. Nothing in this Agreement shall relieve Developer from any covenant, representation or obligation in the Original Development Agreement and Conditional Use Permit that was not finally met or extinguished, or that has not been duly assigned and assumed by another party.

2. Amendment No. 2. The first two sentences of the second paragraph in Subsection 1 are hereby amended as follows (~~struck~~-text deleted; underlined text added):

The Project involves ~~The~~ construction of a two story building addition and terrace enclosure on property defined by paragraph 2A below, in addition to a 480 square foot (SF) rear addition to the main level to allow for interior trash storage. The ground floor level will be devoted exclusively to a restaurant, not to exceed 210 permanent restaurant seats, inclusive of indoor bar seats in accordance with the City’s Ordinances on Liquor Sales, 9 tables and associated chairs on adjacent City Right of Way (ROW), and 106 temporary seasonal, outdoor patio seats, and a lobby/entrance area conforming to C-4 zoning district requirements.

B. Additional Agreements Related to Approval Resolution:

1. The conditions of approval in the Resolution are amended to read as follows, and the Owner agrees to comply with them all:
 - A. The Owner shall obtain and maintain the appropriate license/s from the City for use of the City ROW on which the outdoor seating and waiting areas are to be located, which license/s may be granted, revoked and/or denied in the sole discretion of the City on the basis of any reason related to the health, safety and welfare of the City, and/or the need to use the City ROW for other public or City purposes.
 - B. The Owner must comply with any future policy and fee established by the City Council for use of City Right-of-Way.
 - C. The Owner shall install bike racks on the Property in the locations and style designated by the City.
 - D. The owner shall not remove or replace the existing trees on the Property unless so directed by the City Forester or the City Manager.
 - E. The Owner shall work with City Staff on the design of the outdoor

- bench and associated landscaping.
- F. The Owner shall apply for and must receive approval of the appropriate building permits from the City Building Official.
- G. The Owner shall install no more than nine (9) additional tables and associated chairs, as depicted on Attachment A of the Resolution, for a total of one hundred and six (106) seats for the collective outdoor seating areas on the Owner's Property and City ROW.
- H. The Owner shall demark the outdoor seating area on City ROW from the adjacent pedestrian area, with the proposed metal and canvas panel fencing, or landscaping as depicted in the Application. The canvas panels shall be of a dark canvas material with no logos or text. The Owner shall be responsible to ensure the tables and chairs remain in the approved outdoor seating and waiting areas. The City shall also monitor the outdoor seating and waiting areas to ensure the outdoor seating and waiting areas remain in the approved area.
- I. The Owner shall include one covered trash receptacle matching appearance of other furniture shall be provided for the tables.
- J. The Owner shall install landscape material at the entrance of the restaurant adjacent to the City ROW.
- K. The Owner shall maintain at least a five (5) foot clear pedestrian passage way between the proposed outdoor seating and waiting area and the building at all times.
- L. The Owner shall ensure that any proposed umbrellas have a minimum clearance of seven (7) feet above the sidewalk.
- M. The Owner shall ensure that a minimum of forty two inches (42") be provided within the aisles of the proposed café area.
- N. The Owner shall ensure that the furniture will be movable to allow for seasonal changes.
- O. The furniture shall be washable, constructed of metal or other weather resistant material, and maintained in a safe and sanitary condition.
- P. The Owner shall not store furniture on the sidewalks between the months of November and April.

- Q. No outside bar, cooking facility, food preparation or holding area, or wait station shall be established in the outdoor seating and waiting areas or the City ROW.
- R. Any lighting used to illuminate the café area shall be arranged as to reflect light away from the adjoining properties and public streets, and be in compliance with the applicable City ordinances.
- S. No electronic amplified outdoor music, intercom, audio speakers, or other such noise generating devices shall be allowed in the proposed café area.
- T. The Owner shall enter into a hold harmless agreement with the City, exempting the City from all liability claims associated with the proposed outdoor seating area use on City ROW.
- U. The Owner shall be responsible for maintenance of the public ROW for which the outdoor seating area located upon, and any damage to the City ROW associated with the outdoor seating area use.
- V. Security of the outdoor seating and waiting areas shall be the responsibility of the property owner and/or tenant.
- W. The Owner shall be responsible to pick up litter within one hundred (100) feet of the outdoor seating and waiting areas on a daily basis.
- X. A special license for outdoor sidewalk café shall be renewed no later than November 1st of each year.
- Y. Annual/perennial flowers or other appropriate vegetative materials shall be used to enhance streetscape aesthetics.
- Z. Canopies/umbrellas shall be used for summer sun protection subject to the provisions of this Ordinance.
- AA. Design of site furnishings and café layout shall be reviewed prior to installation by the City subject to the above provisions.

2. Failure to comply with any one of the conditions listed in this Section B shall result in the revocation of the approval of the Sidewalk CUP granted in the Resolution.

C. Other:

1. Hold Harmless Agreement. The Owner shall defend, indemnify and hold harmless the City of Wayzata from any and all claims of any kind and nature, losses, damage, liability, injury, or expense, claimed by the Owner, its employees, vendors, customers, guests and invitees, or others, in connection with, associated with, or arising out of the outdoor seating and waiting area use. The foregoing obligation of defense, indemnity, and hold harmless is joint and several. The Owner shall procure and maintain sufficient liability insurance, naming the City of Wayzata as an additional insured, to cover its potential liability under this section, in amounts no less than \$500,000 per person and \$1,000,000 per occurrence covering persons, and in the same amounts covering property.

2. Default. Failure by the Owner to observe and substantially perform any covenant, condition or obligation on its part to be observed or performed under this Agreement shall be considered an “Event of Default” under this Agreement. Whenever any Event of Default occurs and the Owner fails to cure such default within twenty (20) days after notice by the City (or such longer or shorter period as may be reasonably necessary and specified by the City in the notice) then the City may, in addition to any other remedies or rights available to the City at law or equity and those specifically given the City under this Agreement or its ordinances, take anyone or more of the following actions:

- i. Perform or hire a third party to perform for the account of the Owner any obligation of the Owner hereunder. The Owner shall promptly reimburse the City for any reasonable expense incurred by the City. This Agreement is a license for the City to act, and it shall not be necessary for the City to seek a Court order for permission to enter the Property or to act in accordance with this Agreement. When the City does any work as allowed herein, the City may, in addition to its other remedies, assess the cost in whole or in part against the Property and the Property shall be deemed to have benefited from the work in the reasonable amount expended by the City to perform such work.
- ii. Withhold approval of any permit or licenses with respect to the Property, including building permits, ROW licenses or other business licenses for the Property and/or the business operated thereon.
- iii. Assess against the Property any reasonable costs incurred by the City due to the breach of this Agreement by Owner and not theretofore reimbursed by the Owner, and the Property shall be deemed to have benefited in the amount and to the extent of such costs.
- iv. Cancel and terminate any Conditional Use Permit associated with the Property.

3. Conformance with Laws. The Owner shall comply with the terms of this Agreement and all local, state, and federal laws and regulations applicable to the Property and the operations of the business thereon.

4. Waiver and Amendment. The action or inaction of the City shall not constitute a waiver of or amendment to the provisions of this Agreement. To be binding, amendments or waivers shall be in writing, signed by the parties and approved by written resolution of the City Council. No license, building permit or certificate of occupancy shall be issued which conflicts with the requirements of this Agreement, and any such license, permit or certificate which does so conflict shall be void. The City's failure to promptly take legal action to enforce this Agreement shall not be a waiver or release. If any portion, section, sub-section, sentence, clause, paragraph, or phrase of this Agreement is for any reason held invalid, such decision shall not affect the validity of the remaining portions of this Agreement.

5. Interpretation of Agreement. Wherever there exists a conflict between this Agreement and the Original Development Agreement, the provisions of this Agreement shall control. Nothing in this Agreement shall supersede anything in the Resolution. Unless otherwise indicated, capitalized terms shall be defined in the manner set forth in the Original Development Agreement or the Resolution. Except as expressly modified herein, the Original Development Agreement is in full force and effect. From and after the Effective Date, the term "Development Agreement" shall mean and refer to the Original Development Agreement as amended and supplemented by this Agreement.

6. Run with the Land. This Agreement is binding on the Owner, all successors and assigns of Owner, and on any future owner/s of the Property. The Owner may not assign this Agreement without written consent of the City Council. This Agreement, and any future amendments thereto, shall run with the land and shall be recorded against the title to the Property by the Owner at the expense of the Owner. Owner shall provide the City with a recorded copy of this Agreement, and any amendments thereto, as soon as they are available.

IN WITNESS THEREOF, the parties have executed this Agreement effective as of the day and year first above written.

CITY:

City of Wayzata,
A Minnesota municipal corporation

By: _____
Kenneth Willcox, Mayor

OWNER:

Clock Tower Venture
a Texas joint venture

By: _____
Jurgen Stielow, Managing Venturer

By: _____
Heidi Nelson,
City Manager

STATE OF MINNESOTA }
COUNTY OF HENNEPIN } ss.

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by Kenneth Willcox, the Mayor of the City of Wayzata, and Heidi Nelson, the City Manager of City of Wayzata., a Minnesota municipal corporation, on behalf of the municipal corporation.

Becky Malone-Notary Public

STATE OF TEXAS }
COUNTY OF TRAVIS } ss.

The foregoing instrument was acknowledged before me this _____ day of _____, 2013, by Jurgen Stielow, the Managing Venturer of Clock Tower Venture, LLC, a Texas joint venture, on behalf of the joint venture.

Notary Public
State of Texas

Drafted by:

CITY OF WAYZATA
600 Rice Street
Wayzata, MN 55391
(952) 404-5312

Exhibit A
Original Development Agreement and Conditional Use Permit

DEVELOPMENT AGREEMENT AND
CONDITIONAL USE PERMIT

THIS AGREEMENT, made this 1st day of March, 1988, by and between the City of Wayzata, a Minnesota municipal corporation, ("City"), and Gertrud Elisabeth Noelting ("Developer");

1. Conditional Use Permit. Subject to the terms and conditions set forth herein, the City hereby grants a conditional use permits for a Shoreland Impact Plan, for a restaurant use, and for a parking shortage for expansion of an existing development in order to facilitate the Developer in proceeding with the construction and completion of the following described project (the "Project").

The construction of a two story building addition and terrace enclosure on property defined by paragraph 2A below. The ground floor level will be devoted exclusively to a restaurant, not to exceed 192 permanent restaurant seats, 18 bar seats, and 40 temporary seasonal, outdoor seats, and a lobby/entrance area conforming to C-4 zoning district requirements. The second level of the building shall be utilized exclusively for commercial office space or other such use as allowed within and according to C-4 zoning district requirements. On separate property acquired from the Burlington Northern Railroad a one-way driveway entrance and minimum 25 space parking lot shall be constructed by the City. The driveway and parking lot are to be deeded to the City at no cost.

In recognition of ordinance provisions, the City hereby agrees to allow through conditional use permit, the Developer to proceed without providing for the parking space shortage for the exiting building and uses. Said shortages being defined by the Zoning Ordinance and calculated at a maximum of 61 spaces.

2. Property.

- A. The existing building is on property at 700 East Lake Street, Wayzata, Hennepin County, Minnesota, legally described as:

That part of Lots 12, 13 and 15, Block 2, Stephen's Second Addition to Wayzata and of Outlot 14, Wayzata, described as follows: Beginning at a point on the Northwesternly line of said Lot 15, distant 1 foot Southwesterly from the most Northerly corner thereof; thence Southwesterly along the Northwesternly line of said Lot 15, and the

extension thereof 72.50 feet; thence Southeasterly 150.64 feet, more or less, along a line which would intersect the Southwesterly extension of the Southeasterly line of said Lot 12, said point of intersection being 34.92 feet Southwesterly from the most Southerly corner of said Lot 12; thence Northeasterly along said extended line and along the Southeasterly line of said Lot 12, a distance of 87.39 feet, more or less, to a point 26 feet Southwesterly from the Northeasterly corner of said Lot 12; thence Northwesterly parallel with the Northeasterly line of Lots 12, 13 and 15, said Block 2, a distance of 150 feet to the point of beginning.

- B. The new building is on land generally defined in Exhibit "A" and within the parcel described in 2A above.
- C. The driveway and new parking lot are on land generally defined and legally described as shown upon Exhibit "A", excepting therefrom the land described in 2A above.

3. Conditions. The conditional use permit is issued upon and subject to the following stipulations:

- A. Building Development. The building and immediate site plans attached as Exhibit "C" and are herein incorporated into this Agreement and the project shall be constructed in accordance therewith. Construction shall be completed prior to December 31, 1988.
- B. Driveway and Parking Development. The driveway and parking lot plans attached as Exhibit "B" are herein incorporated into this Agreement shall be constructed by City in general accordance therewith. Construction is to be completed prior to December 31, 1988. At the Developer's option, Developer's share of the cost of construction, which is agreed to be no more than \$30,000.00, may be financed through a City assessment procedure over a period not exceeding two (2) years. The Developer shall be responsible only for the actual cost of construction and related expenses, not to exceed \$30,000.00.
- C. Parking Credit. In any future assessments undertaken by the City for the provision of parking spaces, the property described in

paragraph 2A shall be given credit for parking spaces actually constructed on the property described in paragraph 2C. In no event shall the credit be less than 25 spaces.

- D. Land Conveyance. The Developer shall prepare a new plat of land described at 2A and 2C above, and shall execute and deliver a Quit Claim Deed conveying ~~title~~ to the driveway and the new parking lot legally described in 2C above, to City, subject to the restriction that the property conveyed to the City must be used as a public parking lot and driveway, and in the event the property and driveway are no longer used for public parking purposes, title to the parking lot and driveway shall revert to Developer, her successors or assigns.

*Fee Simple
absolute title*

*and
Q & N.*

- E. Acknowledgement of Parking Shortage. The Developer acknowledges a required parking shortage based upon the building use as defined by the Zoning Ordinance and acknowledges financial responsibility for this shortage should the City undertake a parking expansion project as outlined in paragraph 4. Said responsibility shall be limited to a maximum of sixty-one (61) spaces.
- F. Driveway and Parking Lot Maintenance. For the land conveyed to the City for parking and driveway, maintenance and/or repair following transfer of ownership to the City may be assessed to the benefited properties.
- G. Shoreland Impact Improvements. The Developer shall submit a Shoreland Impact Plan as defined by the Zoning Ordinance to the Minnehaha Watershed District and shall make required site improvements as stipulated by the Minnehaha Watershed District. This Agreement shall be subject to and contingent upon Buyer's acceptance of the cost of any such improvements.
- H. Related Property Matters.
1. Developer shall exert reasonable efforts to clarify property boundaries between Developer's property and the property located immediately to the East of the existing structure which is defined in paragraph 2A. This task shall be completed no later than December 31, 1988.

2. The City shall obtain access easements as specified by the City and illustrated in Exhibit "B" between the Schmidt and Olson Buildings and between the Koenig, Robin and Lindquist, Vennum Buildings by ~~June 1, 1988~~ *Dec 1, 1988: mo 22N*

3. City and Developer shall agree that if either of them acquires the "railroad property" from Burlington Northern Railway or any other owner, which property lies Southerly of Developer's property described in paragraph 2A herein, and between the extension Southerly to the shore of Lake Minnetonka, of the Easterly and Westerly boundaries thereof, no structure, obstruction, tree or other vegetation will be erected or allowed to exist upon said property, which would obstruct the view of Lake Minnetonka from Developer's property.

I. Replat of Existing Property. The Developer shall be responsible for a replat of existing and new land parcels which comprise the future building site, parking lot and driveway. Said plat is to be subject to City approval and shall be completed by December 31, 1988.

J. Property Signing. The Developer agrees that signing on the building shall be in compliance with limits established by City ordinances. Said signing shall include the proposed clock(s) if constructed.

4. Future Special Assessments. Any future special assessments levied to fund the acquisition, construction and/or maintenance of one or more at-grade or ramp parking facilities which would be available for the use of employees, invitees and tenants of Developer, will be levied pursuant to Minnesota Statute Section 429.001 through 429.091, and as follows:

A. Definition of "Benefit",.. Such statutes provide that special assessments may be levied against a property only to the extent that such property "benefits" from improvements funded by special assessments, and the amount of such "benefit" equals the increase of the fair market value of the property resulting from the creation of such improvements. Acknowledging that it may be difficult to quantify or measure the increase in fair market value resulting from the provisions of public parking facilities in the vicinity of the project, the City and Developer agree that the

cost of providing public parking shall result in an increase in the fair market value of those properties benefitting from such parking in an amount identical to such costs, but in no event to exceed \$7,500.00 per parking space, and as further adjusted in the paragraphs of this Agreement to determine Developer's proportionate share. The \$7,500.00 per parking space limit is intended to apply, pursuant to this Agreement, only to the Developer and not necessarily to other property owners assessed.

B. Apportionment of Special Assessments. Pursuant to Minnesota Statute Section 459.14(7), the city may establish a different rate of assessment for properties benefited to a greater or lesser extent by such parking facility. Developer acknowledges and agrees that any apportionment of the costs of such parking facility which benefits the project and other properties may be apportioned based on the number of parking spaces which any one benefited property has failed to provide in accordance with pertinent city ordinances. For purpose of this apportionment, parties agree that Developer has a maximum 61 space parking deficit. For example, a property which failed to provide 50 parking spaces as required by the pertinent City ordinance, would pay twice as much in special assessments as Developer whose shortage is 25 parking spaces for such a parking facility benefiting both properties.

C. Assessment Area. Any parking facility within the following "assessment area" shall be deemed to be beneficial to the Project. The assessment area shall be those parcels of land bounded by Lake Minnetonka to the South, Walker Avenue to the West, Superior Boulevard to the East and Indian Mound Street or its extension to the North. When the City levies special assessments for such a parking facility it may elect to adjust such assessments on the basis of proximity to the parking facility. Developer shall benefit from such adjustment in like fashion to others assessed, but Developer agrees that special assessments for such parking facility may be apportioned among properties within the assessment area without adjustment based on the distance between the benefited property and the facility. The absence of such an adjustment is justified by the fact that to the extent that the users of properties closer than the project to a new public parking facility make use of such facility,

pre-existing public parking located closer to the project will then be freed up and available for users of the project. The City reserves the right to levy assessments with a smaller assessment area than the one described above.

- D. Area Parking Shortage. Developer's proportionate share of the assessment for such parking facility shall in no event exceed the cost of acquiring, constructing and maintaining that number of spaces (subject to the \$7,500.00 per space limit at paragraph 4A above) which Developer has failed to provide according to paragraph 3C above, in proportion to the then existing assessment area shortage of required parking spaces for all properties in the assessment areas. In determining Developer's proportionate share of any such new parking facility costs, Developer's percentage of the area shortage shall be multiplied times the total cost of the parking facility to determine the dollar amount payable to Developer, subject to the aforesaid \$7,500.00 limit and the other terms of this Agreement.
- E. Obligation to Specially Assess. In order to assess Developer under this Agreement for any new parking facility costs, the City must specially assess the cost of the parking facility to all properties in the area defined in paragraph 4C above.
- F. Maintenance Costs. Costs of maintaining any such parking facility may be assessed separately from the costs of acquisition and construction of same and shall not be subject to the \$7,500.00 per space limit provided at paragraph 3A above. Developer agrees that the project shall pay its proportionate share of maintenance costs.

5. Challenges to Assessments. The parties acknowledge that variances for parking deficiencies have previously been granted to the owners of other properties in downtown Wayzata, which owners have not signed a similar Development Agreement. In the event that assessments are imposed for a parking facility, such other owners may be able to successfully resist the imposition of such assessment on their properties in the absence of such Development Agreements. The Developer agrees that the City's inability to impose assessments on other property owners shall not constitute a valid basis for the Developer's refusal to pay such assessments, provided that such assessments are allocated so that appropriate share attributable to properties whose owners successfully resist

the imposition of assessments, or to properties which are not assessed for any other reason, is paid by the City, or, in any event, is not borne by the Developer.

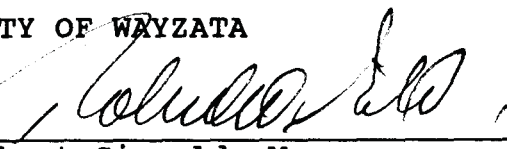
6. Duration of Consent to Assessment. If no special assessments have been levied by December 31, 1998, pursuant hereto, Developer's consent to and obligation for special assessments described herein shall terminate. Thereafter, the City may only assess Developer of this project pursuant to the terms of Minnesota Statutes Section 429 et seq.

7. Alternative Parking. Developer shall have the right to obtain for the project alternative parking spaces to replace some or all of the parking shortage identified in paragraph 1 above. Such alternative parking spaces must be within the assessment area defined in paragraph 4C and must satisfy all requirements of the City's ordinances (including the issuance of a conditional use permit, if so required).

8. Miscellaneous Terms and Conditions. Each party has carefully reviewed the terms and conditions of this Agreement and each agree that such terms and conditions are reasonable. In the event that any one or more terms of this Agreement shall be held to be void or unenforceable by any Court of competent jurisdiction for any reason, the balance of this Agreement shall be valid and in full force and effect so long as the effect thereof does not substantially alter the terms of the Agreement or any respective rights of the parties. This Agreement shall be governed by and be interpreted according to the laws of the State of Minnesota, and it shall be binding upon and inure to the benefit of the administrators, executors, heirs, assigns and successors of the respective parties hereto. This Agreement shall run with the land and shall be binding upon subsequent owners of the project.

IN WITNESS WHEREOF, the parties hereto have executed this Development Agreement and Conditional Use Permit as of the date first above written.

CITY OF WAYZATA

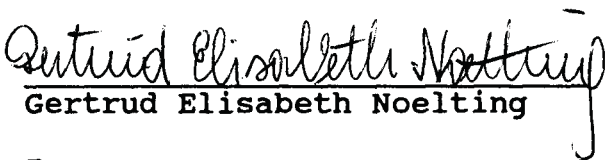
By: 

Robert Gisvold, Mayor

By: 

Allan Orsen, City Manager

DEVELOPER:


Gertrud Elisabeth Noelting

COFFIN & GRONBERG, INC.
SURVEYING, ENGINEERING AND LAND PLANNING
482-A TAMARACK AVENUE
LONG LAKE, MINN. 55358

473-4141

February 29, 1988

Legal Descriptions
for Gertrud Noelting
in Lots 12, 13, and 15, Block 2
"Stephens Second Addition to Wayzata"
and Outlot 14, Wayzata "revised"
Hennepin County, Minnesota

1. City Parcel

That part of the tract of land in the plat of Wayzata, designated as Outlot 14 on the plat of Wayzata "revised" Hennepin County, Minnesota, described as follows: Beginning at a point on the Southwesterly extension of the Northwestern line of Lot 15, Block 2, "Stephens Second Addition to Wayzata" distant 91.5 feet Southwesterly from the most Northerly corner of said Lot 15, as measured along the Northwestern line of said Lot 15 and its Southwesterly extension; said point of beginning also being the point of beginning of "Line A"; thence Southeasterly along said "Line A" to a point on the Southwesterly extension of the Southeasterly line of Lot 1 in said Block 2, distant 40 feet Southwesterly from the most Southerly corner of said Lot 1, and said "Line A" there ending; thence Northeasterly along the Southwesterly extension of the Southeasterly line of said Lot 1 a distance of 40 feet to the most Southerly corner of said Lot 1; thence Northwesterly to a point on the Southwesterly extension of the Southeasterly line of Lot 12 in said Block 2, distant 12.92 feet Southwesterly from the most Southerly corner of said Lot 12; thence Southwesterly along the Southwesterly extension of the Southeasterly line of said Lot 12 to a line 18.00 feet northwesterly of, measured at a right angle to and parallel with said "Line A"; thence Northwesterly along said parallel line to its intersection with the Southwesterly extension of the Northwestern line of said Lot 15; thence Southwesterly along the Southwesterly extension of the Northwestern line of said Lot 15 to the point of beginning.

2. Noelting Parcel

That part of Lots 12, 13 and 15, Block 2, "Stephens Second Addition to Wayzata" and of the tract of land in the plat of Wayzata, designated as Outlot 14 on the plat of Wayzata "revised" Hennepin County, Minnesota, described as follows: Beginning at a point on the Northwestern line of said Lot 15 distant one foot Southwesterly from the most Northerly corner of said Lot 15; thence Southwesterly along the Northwestern line of said Lot 15 and its Southwesterly extension a distance of 90.5 feet to "Point A"; thence Southeasterly along "Line A" to its intersection with the Southwesterly extension of the Southeasterly line of said Lot 12; , said "Line A" being described as beginning at said "Point A" and running Southeasterly to a point on the Southwesterly extension of the Southeasterly line of Lot 1 in said Block 2; distant 40 feet Southwesterly from the most Southerly corner of said Lot 1, and said "Line A" there ending; thence Northeasterly along the Southwesterly extension of

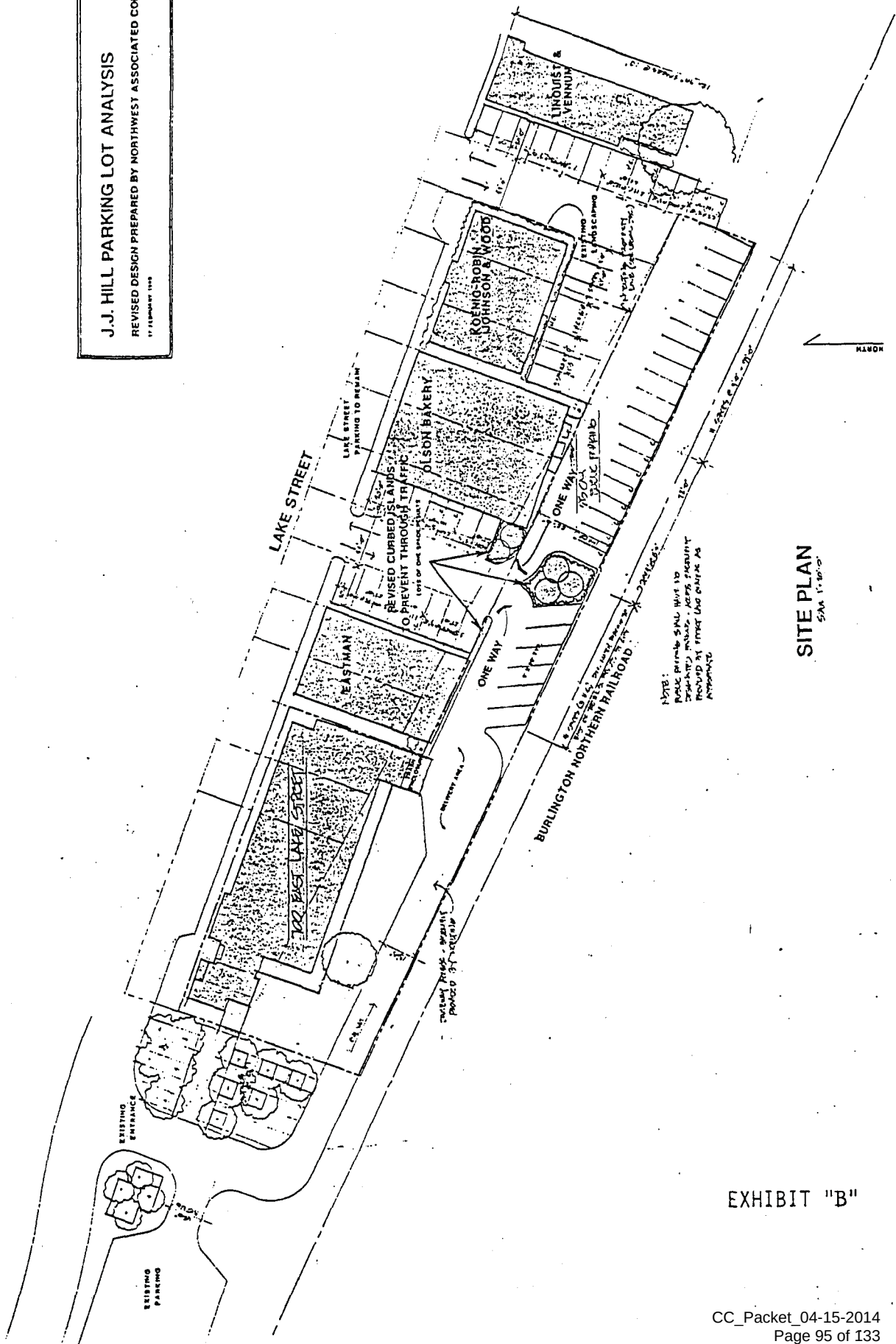
COFFIN & GRONBERG, INC.
SURVEYING, ENGINEERING AND LAND PLANNING
482-A TAMARACK AVENUE
LONG LAKE, MINN. 55356

473-4141

-2-

the Southeasterly line of said Lot 12 and the Southeasterly line of said Lot 12 to a point distant 26 feet Southwesterly from the Northeasterly corner of said Lot 12; thence Northwesterly parallel with the Northeasterly line of Lots 12, 13 and 14, said Block 2, a distance of 150 feet to the point of beginning, EXCEPT the Southwesterly 18.00 feet of the above described parcel.

J.J. HILL PARKING LOT ANALYSIS
 REVISED DESIGN PREPARED BY NORTHWEST ASSOCIATED CONSULTANTS
 17 FEBRUARY 1998

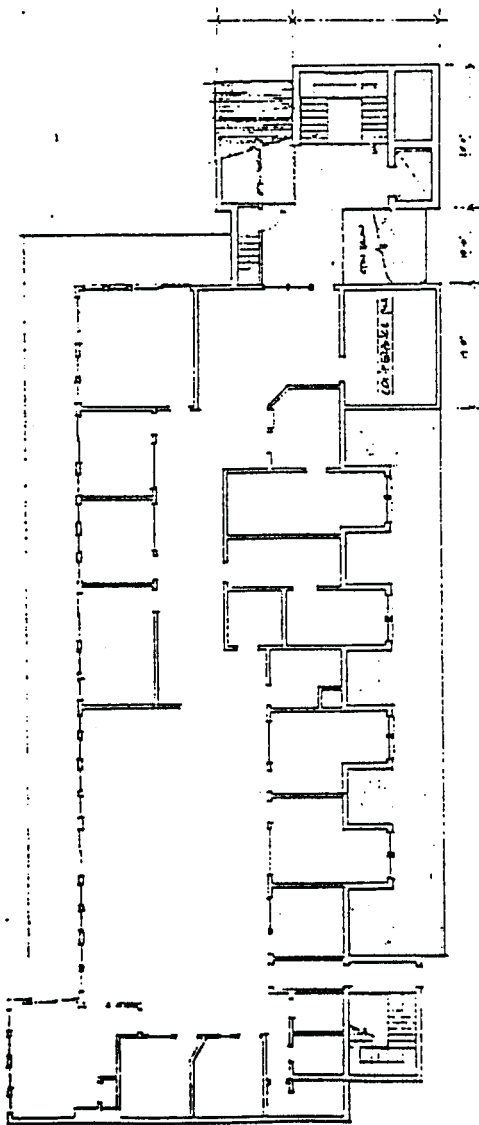


88-08
 REMODELING/ADDITION
 700 EAST LAKE ST.
 WAYZATA, MINNES
 110 1,000

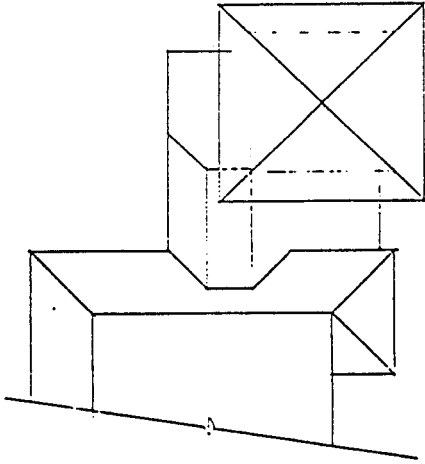
ROBERT SCHWARTZ
 25 Linden Road, Suite 100
 Wayzata, MN 55391

SITE PLAN
 5/8" = 1' - 0"

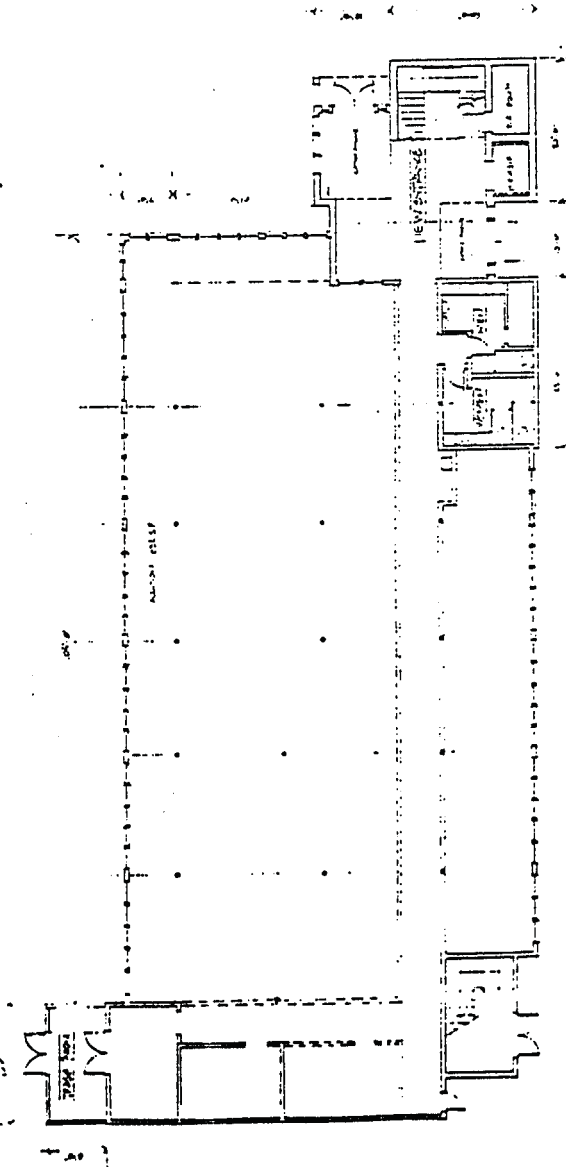
EXHIBIT "B"



SECOND FLOOR PLAN
18'-0"



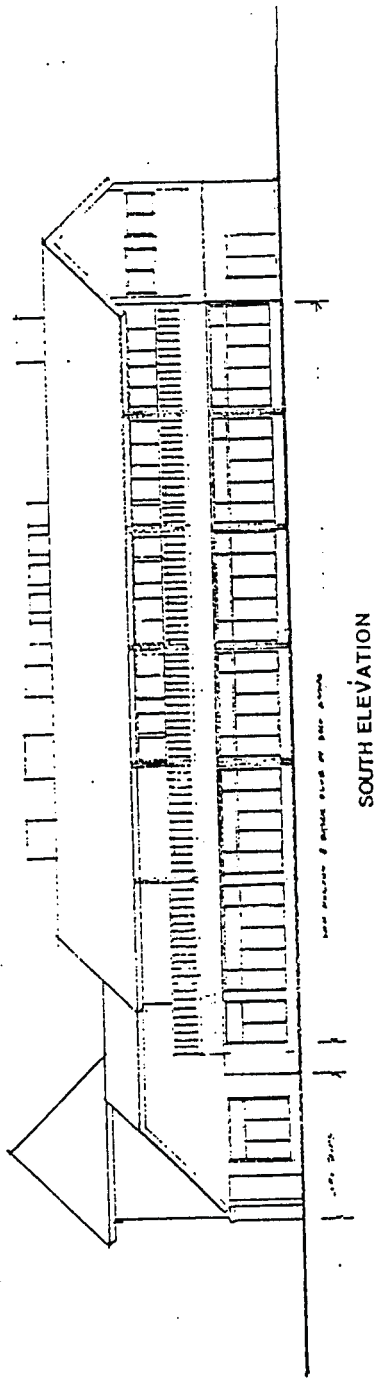
ROOF PLAN
18'-0"



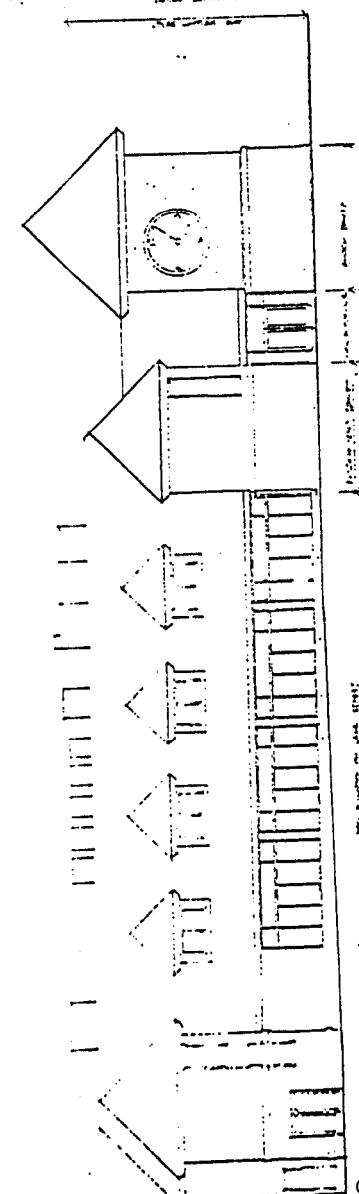
FIRST FLOOR PLAN
18'-0"

166 5475
88-08
REMODELING/ADDITION FOR
700 EAST LAKE STREET
WAYZATA, MINNESOTA
R. J. Weber
ARCHITECTS
11100 W. 15TH AVE. SUITE 100
MINNEAPOLIS, MN 55425

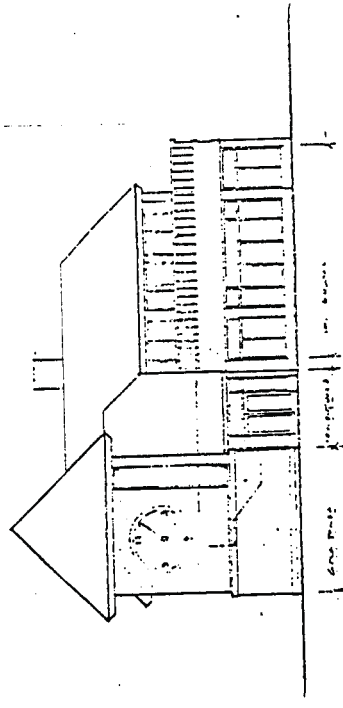
EXHIBIT "C_1"



SOUTH ELEVATION



NORTH ELEVATION



WEST ELEVATION

EXHIBIT "C-2"

88-08
REMODELING/ADDITION FOR
700 EAST LAKE STREET
WAYZATA, MINNESOTA
9/15/10 Schmitt/Neil Weber
3111 Excelsior Avenue, Suite 100, Wayzata, MN 55391

Sketch for Gertrud E. Noelting
 in Lots 12, 13, and 15, Block 2
 "Stephens Second Addition to Wayzata"
 and Outlot 14, Wayzata "revised"
 Hennepin County, Minnesota

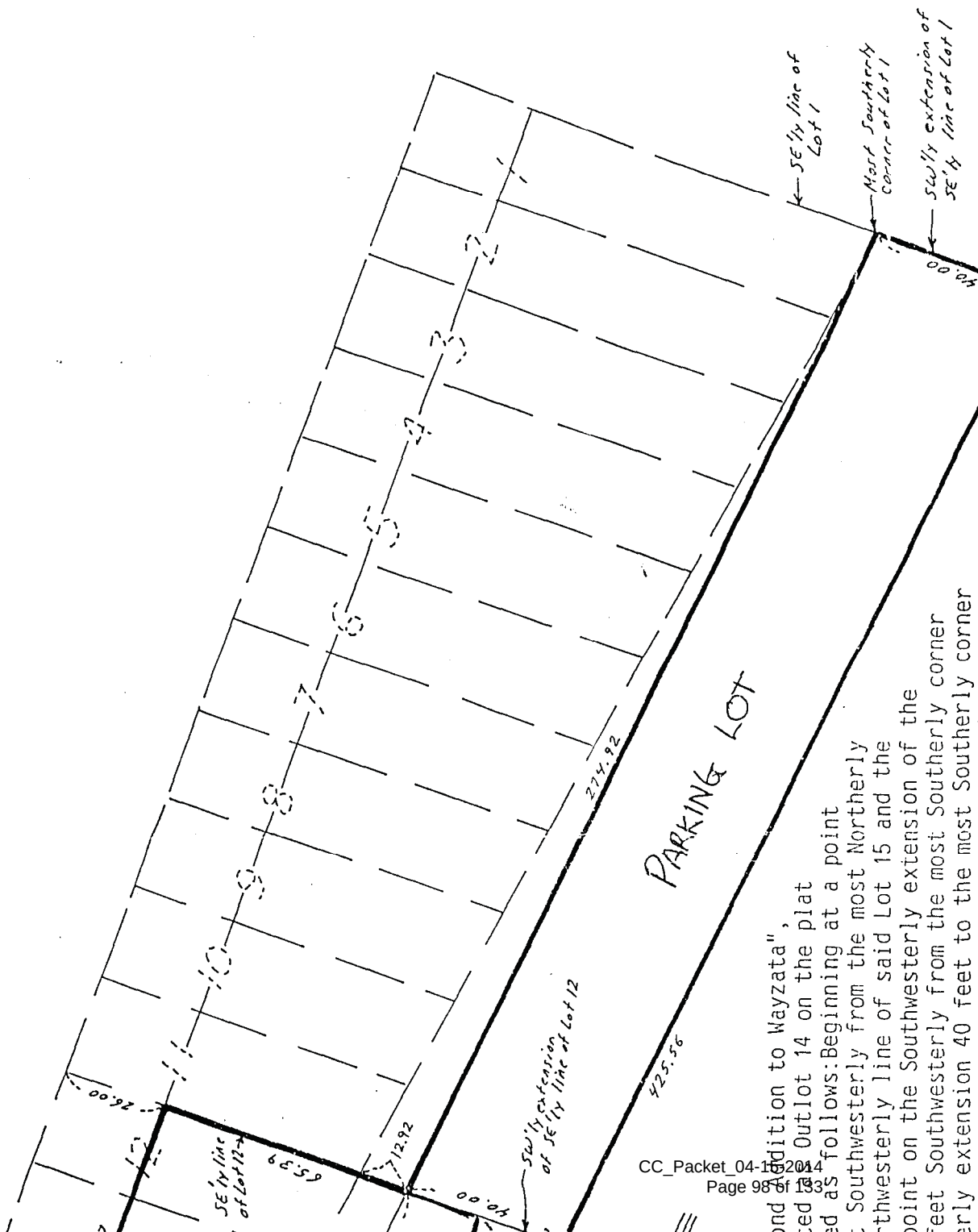


Exhibit B
Property Legal Description

Lot 001, Block 001, The Clocktower Addition

Exhibit C
Modified Site Plan for Cru Restaurant

CITY OF WAYZATA



PLANNING DEPARTMENT

MEMORANDUM

To: City Council
From: Bryan Gadow, City Planner
Date: April 9, 2014
Re: Update on Scenic Byway Concept and Draft Feasibility Authorization Resolution

Project Background

In 2010, the City amended its Comprehensive Plan to create a local scenic byway designation for Bushaway Road, Lake Street, Shoreline Drive, and Eastman Lane within the City boundaries. Since that time, the City has had informal discussions with its neighboring communities about the interest and feasibility of creating a wider Lake Minnetonka Scenic Byways concept. To initiate a larger conversation, the Mayor and staff invited representatives from the fourteen (14) lakeshore communities to attend a meeting on February 24th to discuss the concept further and hear from representatives from the MnDOT's Scenic Byway office. Also included in this discussion were representatives from the Three Rivers Park District, Hennepin County, and the Minnehaha Creek Watershed District.

At the conclusion of the meeting, those representatives in attendance (not all communities sent representatives) agreed to confer with their local City Councils about their interest in studying the concept further. The representatives agreed to present a draft resolution to their Councils for consideration, which would authorize additional study of the concept. At this time, the communities are not being asked to formally commit to the concept or any byway routes, but rather whether they want to continue to study the concept further. Those communities interested would continue to work with MnDOT to analyze potential costs and benefits of pursuing a state level Scenic Byway designation. The deadline for the city representatives to respond with the sense of their Council is the end of May. The representatives from the interested communities would continue to review the feasibility of a regional scenic byway and report back to all communities at a later date with their findings.

The Wayzata City Council should review the attached draft Resolution and determine whether there is interest in pursuing the concept further. Also attached to this memo is a copy of reference materials, the PowerPoint presentation from Feb. 24th, and Ron Anderson's original report.

CITY OF WAYZATA

RESOLUTION NO. 11-2014

A RESOLUTION AUTHORIZING A FEASIBILITY STUDY FOR A LAKE MINNETONKA SCENIC BYWAY CONCEPT

WHEREAS, the State of Minnesota has a scenic byway system with twenty one (21) designated state scenic byways, but none of the roads around Lake Minnetonka are included in a state scenic byway; and

WHEREAS, the designation of a state scenic byway route imposes no financial or legal requirements on the participating jurisdictions, except the individual marketing and branding efforts determined by each jurisdiction, and that no new billboards are allowed along the route; and

WHEREAS, participating communities within a designed scenic byway may apply for funding through the Federal Transportation Alternatives Program (TAP) for eligible activities such as on-road and off-road trail facilities, historic preservation and rehabilitation efforts, and environmental mitigation, with a local match of twenty percent (20%); and

WHEREAS, there are fourteen (14) Lake Minnetonka area communities (City of Minnetonka Beach, City of Woodland, City of Deephaven, City of Tonka Bay, City of Minnetrista, City of Excelsior, City of Mound, City of Greenwood, City of Victoria, City of Spring Park, City of Minnetonka, City of Shorewood, City of Wayzata, and City of Orono; and

WHEREAS, representatives from some of the fourteen (14) Lake Minnetonka area communities, Minnesota Department of Transportation's (MNDOT) Office of Scenic Byway Programs, Three Rivers Park District, Hennepin County, and the Minnehaha Creek Watershed District (MCWD) met on February 24, 2014 to initiate a discussion and a fact finding effort on the potential of a Lake Minnetonka area state scenic byway; and

WHEREAS, at the conclusion of the February 24, 2014 meeting, the attendees agreed to bring forward a discussion of the Lake Minnetonka area scenic byway concept to their respective cities and jurisdictions to determine if there was support for pursuing the initiative further; and

WHEREAS, the attendees agreed to provide a response from their jurisdiction by June 1, 2014 on whether or not their jurisdiction was interested in further study of the feasibility of the Lake Minnetonka area state scenic byway; and

WHEREAS, this response on further studying the feasibility of the state level scenic byway concept does not formally commit a jurisdiction to a potential state-level scenic byway application at this time; and

NOW, THEREFORE, BE IT RESOLVED, that the Wayzata City Council supports the further study of the feasibility of the Lake Minnetonka area state scenic byway concept; and

BE IT FINALLY RESOLVED, that the Wayzata City Council recommends that a stewardship group of interested members from the above listed jurisdictions be created to further study the

feasibility of the Lake Minnetonka area state scenic byway, and report back to all interested jurisdictions periodically with their findings.

Adopted by the Wayzata City Council this _____ day of _____, 2014.

Mayor

ATTEST:

City Manager/Administration

ACTION ON THIS RESOLUTION:

Motion for adoption:

Seconded by:

Voted in favor of:

Voted against:

Abstained:

Absent:

Resolution Adopted.

I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the City Council of the City of _____, Minnesota, at a duly authorized meeting held on _____, 2014.

City Clerk

SEAL

Scenic Byway Reference Materials

1) From MnDOT Scenic Byway Program

The link I have provided below has been of help for other byways that were in the beginning stages of a byway. This tool was developed by the FHWA for training purposes.

<http://www.byways101.org/byways101/>

BYWAY GROUPS

Over the course of the history of the Program, it has become clear that the success of many byways is a function of the amount of activity and level of management within the local byway groups. Therefore the quality of individual byway experiences and the quality of the collection as a whole is related to the success of local byway groups. A strong byway group may include, citizens, CVB's, Local Units of Governments etc.

OPTIONAL FRAMEWORK

The oversight of the byway is provided by the strong leadership within your byway group. The time commitment is entirely up to the group as to how frequent they would like to meet. In regards to cost-this is a grassroots group. However, if Local Units of Government or CVB's etc. wish to participate in the byway group, it would be up to them if it is paid or unpaid.

INTRINSIC VALUES

The presentation that was left for your use in presenting to the communities, explains the intrinsic qualities. You need only one to be considered for state byway designation.

STATE DESIGNATION

I sent Bryan Gadow the "King of Trails Scenic Byway" application. The application shows the information needed to become a state scenic byway. The Scenic Byway Commission will review your submitted application. The applicant will be officially informed by letter of the Scenic Byway Commissions decision to designate. I will also let you know verbally, prior to receiving the official letter. I may call to request further information or clarification if needed.

Solicitations for National designation are not an option at this time. The Federal Highway Administration will notify the Scenic Byway Coordinators when they have a solicitation for national designation.

STATE AID STANDARDS

The State Aid Standards apply if the byway is on a CSAH. Lynnette Roshell, from our Office of State Aid will answer those questions if needed.

ALTERNATIVE FUNDING SOURCES

Legacy funding, Explore MN, are a couple of suggestions. The Minnetonka Byway group is free to brainstorm on any other funding sources they may be able to obtain.

ANNUAL ACTIVITY REPORT

Annually, I will ask the byways to provide me with an “Annual Activity Report.” You can provide this to me in a simple letter format.

Attached is the Memorandum of Understanding for the Scenic Byway Commission as requested by Debra.

I hope I answered all your questions. Contact me at any time.

Holly M. Slagle
Scenic Byway Program Coordinator
Office of Environmental Stewardship
651-366-3623

2) Scenic Byway benefits – From WI DOT Scenic Byway Program

Benefits of Scenic Byway designation include:

- Supports tourism and economic development in communities all along a designated byway.
- Unique signs, markers, brochures and ongoing promotional efforts can enhance a community’s “marketability.”
- State Scenic Byways can potentially be designated a National Scenic Byway or All-American Road. Such byways are marketed to national and international travelers, bringing additional recognition and potential economic benefits to area communities.
- Both state or nationally-designated scenic byways may be eligible for grants or funding
- Promotes partnerships between local governments, businesses, civic groups and community leaders.
- Strengthens civic pride, and makes communities an even more attractive place to live and work.
- Serves to promote an area’s scenic, historical and recreational qualities.

Lake Minnetonka Regional Scenic Byway Concept Discussion

February 24, 2014

Agenda

- Welcome and Introductions
- Introduction to Scenic Byway Idea
- Presentations from MnDOT
 - What is a Scenic Byway
 - Example Byway: Great River Road
 - Transportation Alternatives Program
- Question and Answer with MnDOT Representatives
- Discussion
- Wrap up and Next Steps
- Adjournment

Potential Partners

- City of Minnetonka Beach
- City of Woodland
- City of Tonka Bay
- City of Minnetrista
- City of Excelsior
- City of Mound
- City of Greenwood
- City of Victoria
- City of Spring Park
- City of Minnetonka
- City of Shorewood
- City of Orono
- City of Wayzata
- Hennepin County
- MnDOT
- Three Rivers Park District
- Minnehaha Creek Watershed District

Background – Seeds of a Concept

1. Past Meeting of Lake Minnetonka Mayors
2. Former Excelsior Mayor Ruehl and Lake Chautauqua Presentation
 - a. Cities working together to stage events
3. Bushaway Road/CR 101 a local scenic byway in Wayzata – as a message
4. Wayzata sent representatives to National Scenic Byway Conference to learn more about concept

Background – Seeds of a Concept

5. Scenic Byway as a modest version of Mayor Ruehl's vision
6. Each Lake community has unique features, amenities, and attractions to highlight
7. Aggregate Impact

MnDOT Presentations

- What is a Scenic Byway?
- Example Byway: Great River Road
- Transportation Alternatives Program

Discussion of Byway Program

- Pros/Benefits to Partner Cities
- Cons/Concerns of Partner Cities

Scenic Byway Definition

- A SCENIC BYWAY IS A TRANSPORTATION CORRIDOR RECOGNIZED FOR ONE OR MORE ARCHEOLOGICAL, CULTURAL, HISTORIC, NATURAL, RECREATIONAL, AND SCENIC QUALITIES. IT CAN BE DESIGNATED AS SUCH NATIONALLY, BY A STATE, OR BY A LOCAL UNIT OF GOVERNMENT.

Next Steps

- Educate City Councils, Chambers, and Commissions
- Decide if it makes local and regional sense
 - If Yes, then would need Resolutions of support from each community.
- Coordinate community responses within 3 months (End of May 2014) to determine if there is support to move forward with initiative
- MnDOT is hosting a Scenic Byways Workshop in Duluth on March 25th and 26th

Proposal for a Lake Minnetonka Scenic Byway

(Prepared by Ron Anderson, Wayzata)

Why create a Lake Minnetonka Scenic Byway?

To Protect Resources: An official byway makes it easier to argue for preserving natural, scenic and historical resources.

To Enhance Community Recognition: State and National byways increase the visibility of a road corridor, the communities connected, and the resources available.

To Enhance Community Pride and Vision: Byways connect communities and promote the importance of historical sites, and the richness of natural, scenic and recreation resources.

To Encourage Partnering: Not only do byways bring communities together, but also they suggest reasons for cooperative activities involving businesses, nonprofit organizations, and voluntary groups. A sense of common good may emerge and help to guide improvements in the lives of all residents in the byway corridor.

To Boost Economic Development: Perhaps the most tangible benefit from byway designation comes from economic development. This results from both tourism and increased use of business services by residents within the byway corridor. This can result in more community pride and vitality.

Slight increases in traffic are a small price to pay for improving the image of the Lake as a whole and appreciation of its resources. For example, have you been to Gale Woods or the Excelsior Museum or the Burwell House? Read down the list in Table 1, which contains about 140 "attractions" around the lake to see how many of these places you have not experienced. Think also about the future. If we do not do more now to preserve natural and historical resources, they may be lost to future generations.

What is a scenic byway?

A "scenic byway" is a transportation corridor recognized for one or more archeological, cultural, historic, natural, recreational and scenic qualities. It can be designated as such nationally, by a State, or by a local unit of government. We seek official recognition of a Lake Minnetonka Scenic Byway by the State of Minnesota.

[Minnesota's Scenic Byways Program](#) has so far approved 22 scenic byways in the State. Funds can be awarded by the state or national scenic byway programs for planning, conservation, preservation and marketing activities of potential byways.

The [National Scenic Byways Program](#) administered by the U.S. Department of Transportation is a grass-roots collaborative effort established to help preserve and

enhance selected roads throughout the United States. The National Scenic Byways Program has funded 2,926 projects for state and nationally designated byway routes.

What is Proposed for a Lake Minnetonka Scenic Byway?

The Lake area has been divided into four scenic routes in the two maps below. The first map shows the Eastern portion of the Lake as the main scenic byway with a side or auxiliary route from Wayzata to Minnetonka Mills, which in the early days before the Gray's Bay Dam was part of Lake Minnetonka. On the first map, the main scenic byway route is shown in pink and the Minnetonka Mills side route is marked in green. The starting point of each route is marked as mile 0 (zero) and the other numbers along the route are the distances in miles from the starting points.

The second map (Map 2), gives the western end of the lake including not only the Upper Lake but also the headwaters area to St. Bonifacius. This Western route is marked in blue. A side or auxiliary route along North Shore Drive is marked in purple.

Each of the two main routes adds up to about 20 miles in length for a total of 41 miles. The side (auxiliary) routes add an additional 11 miles. The scenic byway plan as now conceived involves the following 14 communities:

Excelsior	Orono
Deephaven	Shorewood
Greenwood	Spring Park
Minnetonka	St. Bonifacius
Minnetonka Beach	Tonka Bay
Minnetrista	Wayzata
Mound	Woodland

However, there are only four principal Chambers of Commerce and six Historical Societies. (See Table 2 for a list.) Thus, the organization work will be less demanding than it might seem.

Among the many pieces of this project that remain to be completed is a complete listing of the key historical sites around the lake. A preliminary list of about 50 historical sites is embedded in both Tables 1 and 2. However, this list is not complete. Note that no current residences are included in the list of historical sites because of privacy considerations. The current list of sites is not yet completed, as most of the existing historical commercial buildings in Excelsior and Wayzata are not yet included. The historical societies will be solicited for help in making a complete list.

The workshop on June 21, led by Bill Neuman, will begin to clarify the remaining work to be done and how best to organize to get all of the cities and organizations around the lake to work together.

[illegible]

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Minnetrista

Key:

- Wide blue line = Western Scenic Byway Route (C)
- Wide purple line = North Shore Drive Auxiliary Route (D)
- Black dotted double lines = Hennepin Co. Trails (HCRRA)
- Numbers on routes are miles from start of each route. All routes proceed clockwise.
- In blue triangles, C = city hall and L = library;

The map shows the following features:

- Roads:** Highway 19, Highway 110, Highway 92, Highway 44, Highway 117, Highway 135, Highway 151, Highway 125, Highway 11, Highway 7, Highway 33, Highway 35, Highway 37, Highway 39, Highway 41, Highway 43, Highway 45, Highway 47, Highway 49, Highway 51, Highway 53, Highway 55, Highway 57, Highway 59, Highway 61, Highway 63, Highway 65, Highway 67, Highway 69, Highway 71, Highway 73, Highway 75, Highway 77, Highway 79, Highway 81, Highway 83, Highway 85, Highway 87, Highway 89, Highway 91, Highway 93, Highway 95, Highway 97, Highway 99, Highway 101, Highway 103, Highway 105, Highway 107, Highway 109, Highway 111, Highway 113, Highway 115, Highway 117, Highway 119, Highway 121, Highway 123, Highway 125, Highway 127, Highway 129, Highway 131, Highway 133, Highway 135, Highway 137, Highway 139, Highway 141, Highway 143, Highway 145, Highway 147, Highway 149, Highway 151, Highway 153, Highway 155, Highway 157, Highway 159, Highway 161, Highway 163, Highway 165, Highway 167, Highway 169, Highway 171, Highway 173, Highway 175, Highway 177, Highway 179, Highway 181, Highway 183, Highway 185, Highway 187, Highway 189, Highway 191, Highway 193, Highway 195, Highway 197, Highway 199, Highway 201, Highway 203, Highway 205, Highway 207, Highway 209, Highway 211, Highway 213, Highway 215, Highway 217, Highway 219, Highway 221, Highway 223, Highway 225, Highway 227, Highway 229, Highway 231, Highway 233, Highway 235, Highway 237, Highway 239, Highway 241, Highway 243, Highway 245, Highway 247, Highway 249, Highway 251, Highway 253, Highway 255, Highway 257, Highway 259, Highway 261, Highway 263, Highway 265, Highway 267, Highway 269, Highway 271, Highway 273, Highway 275, Highway 277, Highway 279, Highway 281, Highway 283, Highway 285, Highway 287, Highway 289, Highway 291, Highway 293, Highway 295, Highway 297, Highway 299, Highway 301, Highway 303, Highway 305, Highway 307, Highway 309, Highway 311, Highway 313, Highway 315, Highway 317, Highway 319, Highway 321, Highway 323, Highway 325, Highway 327, Highway 329, Highway 331, Highway 333, Highway 335, Highway 337, Highway 339, Highway 341, Highway 343, Highway 345, Highway 347, Highway 349, Highway 351, Highway 353, Highway 355, Highway 357, Highway 359, Highway 361, Highway 363, Highway 365, Highway 367, Highway 369, Highway 371, Highway 373, Highway 375, Highway 377, Highway 379, Highway 381, Highway 383, Highway 385, Highway 387, Highway 389, Highway 391, Highway 393, Highway 395, Highway 397, Highway 399, Highway 401, Highway 403, Highway 405, Highway 407, Highway 409, Highway 411, Highway 413, Highway 415, Highway 417, Highway 419, Highway 421, Highway 423, Highway 425, Highway 427, Highway 429, Highway 431, Highway 433, Highway 435, Highway 437, Highway 439, Highway 441, Highway 443, Highway 445, Highway 447, Highway 449, Highway 451, Highway 453, Highway 455, Highway 457, Highway 459, Highway 461, Highway 463, Highway 465, Highway 467, Highway 469, Highway 471, Highway 473, Highway 475, Highway 477, Highway 479, Highway 481, Highway 483, Highway 485, Highway 487, Highway 489, Highway 491, Highway 493, Highway 495, Highway 497, Highway 499, Highway 501, Highway 503, Highway 505, Highway 507, Highway 509, Highway 511, Highway 513, Highway 515, Highway 517, Highway 519, Highway 521, Highway 523, Highway 525, Highway 527, Highway 529, Highway 531, Highway 533, Highway 535, Highway 537, Highway 539, Highway 541, Highway 543, Highway 545, Highway 547, Highway 549, Highway 551, Highway 553, Highway 555, Highway 557, Highway 559, Highway 561, Highway 563, Highway 565, Highway 567, Highway 569, Highway 571, Highway 573, Highway 575, Highway 577, Highway 579, Highway 581, Highway 583, Highway 585, Highway 587, Highway 589, Highway 591, Highway 593, Highway 595, Highway 597, Highway 599, Highway 601, Highway 603, Highway 605, Highway 607, Highway 609, Highway 611, Highway 613, Highway 615, Highway 617, Highway 619, Highway 621, Highway 623, Highway 625, Highway 627, Highway 629, Highway 631, Highway 633, Highway 635, Highway 637, Highway 639, Highway 641, Highway 643, Highway 645, Highway 647, Highway 649, Highway 651, Highway 653, Highway 655, Highway 657, Highway 659, Highway 661, Highway 663, Highway 665, Highway 667, Highway 669, Highway 671, Highway 673, Highway 675, Highway 677, Highway 679, Highway 681, Highway 683, Highway 685, Highway 687, Highway 689, Highway 691, Highway 693, Highway 695, Highway 697, Highway 699, Highway 701, Highway 703, Highway 705, Highway 707, Highway 709, Highway 711, Highway 713, Highway 715, Highway 717, Highway 719, Highway 721, Highway 723, Highway 725, Highway 727, Highway 729, Highway 731, Highway 733, Highway 735, Highway 737, Highway 739, Highway 741, Highway 743, Highway 745, Highway 747, Highway 749, Highway 751, Highway 753, Highway 755, Highway 757, Highway 759, Highway 761, Highway 763, Highway 765, Highway 767, Highway 769, Highway 771, Highway 773, Highway 775, Highway 777, Highway 779, Highway 781, Highway 783, Highway 785, Highway 787, Highway 789, Highway 791, Highway 793, Highway 795, Highway 797, Highway 799, Highway 801, Highway 803, Highway 805, Highway 807, Highway 809, Highway 811, Highway 813, Highway 815, Highway 817, Highway 819, Highway 821, Highway 823, Highway 825, Highway 827, Highway 829, Highway 831, Highway 833, Highway 835, Highway 837, Highway 839, Highway 841, Highway 843, Highway 845, Highway 847, Highway 849, Highway 851, Highway 853, Highway 855, Highway 857, Highway 859, Highway 861, Highway 863, Highway 865, Highway 867, Highway 869, Highway 871, Highway 873, Highway 875, Highway 877, Highway 879, Highway 881, Highway 883, Highway 885, Highway 887, Highway 889, Highway 891, Highway 893, Highway 895, Highway 897, Highway 899, Highway 901, Highway 903, Highway 905, Highway 907, Highway 909, Highway 911, Highway 913, Highway 915, Highway 917, Highway 919, Highway 921, Highway 923, Highway 925, Highway 927, Highway 929, Highway 931, Highway 933, Highway 935, Highway 937, Highway 939, Highway 941, Highway 943, Highway 945, Highway 947, Highway 949, Highway 951, Highway 953, Highway 955, Highway 957, Highway 959, Highway 961, Highway 963, Highway 965, Highway 967, Highway 969, Highway 971, Highway 973, Highway 975, Highway 977, Highway 979, Highway 981, Highway 983, Highway 985, Highway 987, Highway 989, Highway 991, Highway 993, Highway 995, Highway 997, Highway 999, Highway 1001, Highway 1003, Highway 1005, Highway 1007, Highway 1009, Highway 1011, Highway 1013, Highway 1015, Highway 1017, Highway 1019, Highway 1021, Highway 1023, Highway 1025, Highway 1027, Highway 1029, Highway 1031, Highway 1033, Highway 1035, Highway 1037, Highway 1039, Highway 1041, Highway 1043, Highway 1045, Highway 1047, Highway 1049, Highway 1051, Highway 1053, Highway 1055, Highway 1057, Highway 1059, Highway 1061, Highway 1063, Highway 1065, Highway 1067, Highway 1069, Highway 1071, Highway 1073, Highway 1075, Highway 1077, Highway 1079, Highway 1081, Highway 1083, Highway 1085, Highway 1087, Highway 1089, Highway 1091, Highway 1093, Highway 1095, Highway 1097, Highway 1099, Highway 1101, Highway 1103, Highway 1105, Highway 1107, Highway 1109, Highway 1111, Highway 1113, Highway 1115, Highway 1117, Highway 1119, Highway 1121, Highway 1123, Highway 1125, Highway 1127, Highway 1129, Highway 1131, Highway 1133, Highway 1135, Highway 1137, Highway 1139, Highway 1141, Highway 1143, Highway 1145, Highway 1147, Highway 1149, Highway 1151, Highway 1153, Highway 1155, Highway 1157, Highway 1159, Highway 1161, Highway 1163, Highway 1165, Highway 1167, Highway 1169, Highway 1171, Highway 1173, Highway 1175, Highway 1177, Highway 1179, Highway 1181, Highway 1183, Highway 1185, Highway 1187, Highway 1189, Highway 1191, Highway 1193, Highway 1195, Highway 1197, Highway 1199, Highway 1201, Highway 1203, Highway 1205, Highway 1207, Highway 1209, Highway 1211, Highway 1213, Highway 1215, Highway 1217, Highway 1219, Highway 1221, Highway 1223, Highway 1225, Highway 1227, Highway 1229, Highway 1231, Highway 1233, Highway 1235, Highway 1237, Highway 1239, Highway 1241, Highway 1243, Highway 1245, Highway 1247, Highway 1249, Highway 1251, Highway 1253, Highway 1255, Highway 1257, Highway 1259, Highway 1261, Highway 1263, Highway 1265, Highway 1267, Highway 1269, Highway 1271, Highway 1273, Highway 1275, Highway 1277, Highway 127

Note: this is a draft proposal for discussion purposes. Map is based on a segment of Henn. Co. Public Works Map.

Table 1

Lake Minnetonka Scenic Byway (Proposed Routes with Attractions and Places)		
Route	Mile	Attraction or Place
A		<u>A. Main Scenic Byway Route (Upper Lake)</u>
A	0	Wayzata Blvd at Freeway Exit for Co. Rd. 101 South.
A	0.5	Bushaway (Co. Rd. 101) and McGinty (Co. Rd 16) Intersection
A	0.7	Locust Hills Trail and Old Sweatts Barn
A	1.3	Bushaway Causeway Between Gray's Bay and Wayzata Bay
A	1.5	Gray's Bay Bridge
A	1.6	Gray's Bay Public Access & Marina
A	1.8	Stone Arch on McKenzie Rd off Breezy Pt. Rd
A	2.4	Groveland Community on Minnetonka Blvd at 101 (Ty Abel's Corner)
A	2.6	Deephaven City Line
A	2.9	Minnetonka Blvd continues on Maplewood Rd Going South
A	3.5	Thorpe Park
A	4.3	Minnetonka Blvd continues right on Carson's Bay Boulevard
A	4.6	Deephaven Public Access
A	4.7	Minnetonka Yacht Club and Carson's Bay Bridge
A	5	Deephaven City Hall
A	5	Cottagewood Rd to Cottagewood General Store (0.3 mile)
A	5	Crossing of Lake Minnetonka Regional LRT Trail with Parking
A	5.7	Greenwood City Limits
A	6.6	Old Log Theatre
A	6.7	Greenwood Marina
A	6.8	St. Albans Bay Bridge
A	7	Excel Marina
A	7.1	End of Trolley Line
A	7.5	Port of Excelsior and Excelsior Commons/Park/Beach
A	7.6	Dock Cinema and various other historical sites in Excelsior
A	7.6	South Lake-Excelsior Chamber of Commerce, 202 Water St.
A	7.7	Excelsior Old public School at 260 School Rd & Excelsior High School
A	7.7	Excelsior History Society and Museum and Excelsior Trolley Line begins
A	7.7	Crossing of Lake Minnetonka Regional LRT Trail with Parking
A	8.2	Highway 19 intersection with Water St.
A	9.1	Shorewood City Hall
A	9.2	Mall at Smithtown Rd
A	9.7	Manitou Park
A	10.2	Old Orchard Park (on West side of road)
A	10.3	Tonka Bay City Hall
A	10.7	Tonka Bay Rd. to Tonka Bay Marina and Caribbean Marina
A	10.9	Old Channel Bay
A	11.3	Narrows Bridge
A	12	Navarre City Line
A	12.1	Gray Freshwater Laboratory
A	12.2	Co. Rd. 15 (Shoreline Dr.) Intersection with Co. Rd. 19
A	12.5	Minnetonka Beach City Hall

A	13	St. Martins Church and Westwood Rd. to historic Lafayette Bay Country Club
A	13.6	Minnetonka Beach City Park
A	13.8	Orono City line
A	13	Arcola Bridge
A	14.1	Smith's Bay
A	14.6	Highway 51 (N. Shore Dr.) Intersection with Co. R. 15 (Shoreline Dr.)
A	14.8	Sailors World Marina
A	15.3	Brackets Point
A	15.5	Tanager Lake
A	15.7	Browns Bay Marina and N. Shore Marina East
A	16	Orono Orchard Road
A	16.5	Ferndale Marsh
A	16.7	Shoreline Dr. (Co. Rd. 15) exits toward Wayzata
A	17.1	Woodhill Country Club
A	17.5	Blake School
A	17.8	Ferndale Road South and Grove Lane East
A	18	Wayzata Beach and Regional Trail Parking
A	18.1	Wayzata Boat Works and Wayzata Marine
A	18.2	Wayzata Train Depot, Historical Society & Chamber of Commerce
A	18.5	Wayzata Waterfront (Lake Street) and various historical sites
A	18.7	Wayzata New Muni (Lake St & Superior Blvd)
A	18.8	Promenade of Wayzata (Old Wayzata Bay Center)
A	19.2	Colonial Mall (Wayzata Blvd & Central)
A	19.7	Bushaway Rd (Co. Rd 101) and Wayzata Blvd (Co. Rd. 15)
B		<u>B. Minnetonka Mills Aux. Scenic Byway Route</u>
B	0	Wayzata New Muni (Lake St & Superior Blvd)
B	0.2	Wayzata Bay Shops and Wayzata Bay Center
B	0.5	Wayzata Public Access (continuing on McGinty West (Co. Rd. 16)
B	0.5	Wayzata Yacht Club
B	0.9	Bushaway (Co. Rd. 101) Intersection with McGinty West (Co. Rd. 16)
B	2	Rufus Rand House (now Cargill Headquarters)
B	3.5	End of McGinty West at Minnetonka Blvd (Co. Rd. 5)
B	3.6	494 Overpass over Minnetonka Blvd
B	4.1	Intersection with Plymouth Rd (Co. Rd. 61)
B	4.2	Historic Burwell House and Burwell Park, 13209 McGinty Rd East
B	4.2	Mill Cottage and Mill Office/Workshop, 13209 McGinty Rd East
B	4.2	Walking Tour of Old Minnetonka Mills, 13209 McGinty Rd East
B	4.3	Heading West on Minnetonka Rd (Co. Rd. 5)
B	5.9	Minnetonka Government and Community Center and Ice Arena
B	6.9	Fairchild Ave and Grays Bay Blvd to Gray's Bay Dam
B	7.4	"Gro Tonka" Park
B	7.5	Groveland Cemetery and Groveland School
B	7.9	Intersection of Minnetonka Blvd with Co. Rd. 101 (Ty Abel's Corner)
C		<u>C. Western Scenic Byway Route (Upper Lake and Gale Woods)</u>
C	0	Smithtown Rd Intersection with Manitou Rd (Co. Rd. 19)
C	0.1	Minnetonka Country Club
C	0.8	Smithtown Way and Crossing of Lake Mtkka LRT Trail

C	2	Howards Point Road to Howard Point & Marina
C	2	Peter Gideon Farmhouse, 24590 Glen Rd (off Howard Point Rd)
C	3.2	Lake Virginia Public Boat Access
C	3.5	Hwy 7 turn west
C	4.7	Lake Zumbra
C	4.8	Minnetrista City Line
C	5.2	Co. Rd. 44 North Intersection
C	5.2	Lake Minnetonka Regional Park and Beach (0.2 miles north on Co. Rd. 44)
C	5.2	Crane Island Historic District (.3 miles off Regional Park)
C	9.2	Carver Park Access
C	10.8	Six Mile Marsh
C	10.9	St. Bonifacius
C	11.2	Dakota Trail Crossing HCRRA
C	11.5	Main St (Co. R. 92) Going North
C	11.5	St. Bonifacius Public Library
C	12.6	Bartlett Blvd (Co. Rd. 110) Going East
C	14.6	Entrance to Gale Woods and Crossing Dakota Trail
C	14.6	Entrance to Westonka Recreational Park
C	14.8	Halstead Drive to public access to Halsted Bay
C	17.3	Cook's Bay Park with public access
C	17.9	Lake Minnetonka Area Chamber of Commerce (2323 Commerce Blvd, Mound)
C	18.1	Intersection of Co. Rd. 110 with Shoreline Blvd (Co. Rd. 15)
C	18.2	Mound business district and Mound City Hall
C	18.3	Lost Lake and Marsh
C	18.5	Old Tonka Toys factory
C	19.2	Seton Bridge and Spring Park City Line
C	20.2	Old Tonka Toys Headquarters
C	20.2	County Sheriff Water Patrol
C	20.3	Sunset Drive (Co. Rd. 51)
C	20.3	Spring Park City Hall (Spring Park Elementary School, 4349 Warren Ave
C	20.3	Westonka Yacht Club
C	20.3	Public boat access and restroom
C	20.8	Casco Point Circle Park
C	21.1	end of scenic loop (Intersection of Co. Rd. 15 with Co. Rd. 19)
D		D. North Shore Dr. Aux. Scenic Byway Route
D	0	Co. Rd. 15 (Shoreline Dr.) Intersection with Co. Rd. 19
D	0.4	Coffee Bridge and Lord Fletcher's Old Lake Lodge
D	1.1	Hendrickson's Bridge
D	1.2	Public Beach Access and restrooms
D	1.3	Wayzata Marine
D	1.8	North Shore Marina
D	2.1	Noerenberg's Bridge
D	2.3	Noerenberg Memorial Park
D	3.1	Minnetonka Art School
D	3.2	Crossing of Dakota Rail Trail
D	3.4	End of N. Shore Dr. (Co. Rd. 51) at Co. Rd. 15

Table 2

**Additional Resources of Proposed Lake Minnetonka Proposed Scenic Byways
Including Historical Attractions by City, Historical Society, Chambers of
Commerce, Parks and Preserves, and Trails**

Historical Attractions by City

- Excelsior
 - Excelsior Historical Society & Museum, 305 Water St
 - Old Excelsior Public School Bldg., 261 School Ave (1899)
 - Excelsior High school (1916)
 - Trinity Episcopal Church Chapel, 300 Second St (1863) in National Register
 - Dock Cinema, 26 Water St
 - Oak Hill Cemetery, Excelsior Blvd
 - Excelsior streetcar line (1906)
 - Minnehaha Steamboat at Bayside Marine
- Deephaven
 - Minnetonka Yacht Club
 - Cottagewood General Store, Cottagewood (1893)
- Greenwood
 - Greenwood Marina
 - The Old Log Theater
- Minnetonka
 - Burwell House, 13209 McGinty Rd E. (1883)
 - Mill Cottage, 13209 McGinty Rd E. (1894 moved)
 - Mill Office/Workshop, 13209 McGinty Rd E. (1894 moved)
- Minnetonka Beach
 - Camp Memorial Chapel (1888) now St Martin's on the Lake Chapel
 - Lafayette Country Club (1899)
 - Minnetonka Beach City Hall
- Minnetrista
 - Crane Island Historic District
- Mound
 - Mound Baptist Assembly Grounds (1900) now Highland Park
 - Bridge to Halstead's Bay (1890)
 - Former Tonka Toy factory (1967)
- Orono
 - Noerenberg Estate (now Memorial Gardens) (1903)
 - Woodhill Country Club (1917)
- Shorewood
 - Crane Island Historic District
 - Peter Gideon Farmhouse 24590 Glen Rd, (1854) site of horticultural experiments
 - Howard's Point – the last area Indian Settlement (1911)
- Spring Park

- Tonka Toys Headquarter Bldg. and Tower
 - Henn. Co. Water Patrol
 - Casco Point Commons
 - Spring Park Elementary School, 4349 Warren Ave (1906) now City Hall
- St. Bonifacius
 - St. Bonifacius Public Library
- Tonka Beach
 - The Narrows Channel (1883)
 - The Narrows Bridge (1910)
- Wayzata
 - Wayzata Train Depot (Great Northern), 402 Lake St E
 - Wayzata Post Office, 229 Minnetonka Ave S. (1941)
 - Wayzata Congregational Church, 605 Rice St (1916) now the Unitarian church
 - Meyer Bros. Dairy, 105 Lake St E. (1941)
 - Old Drug Store, 275 Lake St E. (1920)
 - Wayzata State Bank Bldg., 305 Lake St E. (1922)
 - Kallestad Building, 401 Lake St E. (1875)
 - Wayzata Country Club
 - Locust Hills Barn, 500 Bushaway Rd
- Woodland
 - Gillette Stone Arch on Stone Arch Rd off 101 & Breezy Point Rd (1912)
 - Groveland Methodist Assembly Grounds (1909)
 - Breezy Point, formerly Spirit Knob, a Dakota Indian Sacred Site
- **Historical Societies**
 - Carver County Historical Society
 - Excelsior
 - Lake Minnetonka
 - Minnetonka, 14600 Mtka Blvd
 - Wayzata
 - Westonka
- **Chambers of Commerce**
 - Excelsior
 - Lake Minnetonka Area (2323 Commerce Blvd, Mound)
 - Wayzata
- **Parks and Preserves**
 - Baker Park Reserve
 - Carver Park Reserve
 - Lowry Nature Center
 - Gale Woods
 - Noerenberg Memorial Park
 - Minnesota Landscape Arboretum

- Island Preserves
 - Big Island
 - Crane Island (National Historical Places)
 - Wawatasso Island
 - Wild Goose Chase Island
- **Trails**
 - Luce Line Trail
 - Dakota Trail (also called Hennepin Co. Regional Rail Authority (HCRRA))
 - Lake Minnetonka LRT Regional Trail (also called Hennepin Co. Regional Rail Authority (HCRRA))

Memorandum

SRF No. 0148445

To: Mike Kelly, PE
City of Wayzata

From: George Stuenkel, PE, PTOE *GMS*
Scott Poska, PE, PTOE *AP*

Date: April 10, 2014

Subject: Wayzata Boulevard at Superior Boulevard Interim Improvements

As part of construction on the Walgreen's site, Elm Lane, a connection from CSAH 101 to the residential neighborhood immediately west of CSAH 101 and north of Wayzata Boulevard, has been removed. This leaves the subject neighborhood with only one access to the roadway system: the Benton Avenue/Wayzata Boulevard intersection. Given the close proximity of this intersection to the signalized intersection of Wayzata Boulevard and Superior Boulevard, City engineering staff have expressed concerns about the ability of drivers leaving the neighborhood to safely negotiate this intersection. At some future time, it is likely that the Wayzata/Superior intersection will be reconstructed as part of roadway system improvements to accommodate the redevelopment of the Wayzata Bay Center site. At that time, geometric improvements can be advanced to help neighborhood residents to access Wayzata Boulevard. SRF was retained by the City to evaluate whether interim improvements can be made to the existing traffic signal to help neighborhood residents without unduly harming traffic operations in the area.

SRF developed a scheme whereby a detector would be placed on Benton Avenue that would place a delayed call in to the traffic signal controller at the Wayzata/Superior intersection. If the vehicle was still present after the delay period, the traffic signal would cycle to a phase that would clear the queue on eastbound Wayzata Boulevard while preventing the westbound-to-westbound Wayzata Boulevard shallow angle right turns from being made. This would hopefully provide adequate gaps to allow vehicles to make a left turn from Benton Avenue onto eastbound Wayzata Boulevard.

We performed a traffic operations analysis of this configuration. The analysis suggested that the queue of westbound-to-westbound right turners would increase slightly, by approximately one car length on average. However, the modeling demonstrated that this queue should not typically have adverse impacts to the operation of the Central Avenue/Wayzata Boulevard intersection to the east.

City engineering staff and SRF met with Hennepin County traffic engineering staff on Monday, April 7 to present these findings and get the County's feedback. It should be noted that Hennepin County operates the Wayzata/Superior signal as part of a coordinated signal system with Central/Wayzata via an agreement with the City. Hennepin County staff were receptive to the proposed traffic signal operation modifications, and offered their support if the City was to hire a contractor to perform the improvements. They did suggest that the signal cabinet is in need of

replacement. There have been many problems with detection, and hence signal operation, at this intersection recently. County signal technicians have made numerous visits to the intersection to address these issues. Hennepin County attributes those problems to the age of the signal cabinet and control equipment.

Interim traffic signal revisions that are necessary to implement the proposed interim operational changes include:

- Addition of a detector on Benton Avenue. This could be a video detector or a loop detector placed in the pavement.
- Changing the signal phasing so that westbound-to-westbound right-turning vehicles do not receive a right turn arrow for a period of time when a left-turner is present on Benton Avenue.
- Replacement of the existing traffic signal cabinet at the Wayzata/Superior intersection.

Estimated Construction Costs

- Mobilization: \$ 5,000
- Addition of Benton Avenue Detector:
 - Loop detector option: \$ 2,000
 - Video detector option: \$10,000
- Internal cabinet wiring and controller reprogramming: \$ 2,000
- Replace controller and cabinet: \$30,000

GS/gjd

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City of Wayzata
600 Rice Street
Wayzata, MN 55391-1734

Mayor:
Ken Willcox
City Council:
Jack Amdal
Bridget Anderson
Andrew Mullin
Tom Tanner
City Manager:
Heidi Nelson

MEMORANDUM

TO: Mayor Willcox and City Councilmembers
FROM: Heidi A. Nelson, City Manager
DATE: April 10, 2014
RE: Consider Compensation and Classification Study for Non-Union, Regular City Hall Positions

Staff has solicited proposals from Springsted and Abdo, Eick and Meyers for a Compensation and Classification Study for non-union, regular city hall positions. The purpose of the study will be to establish a market-based compensation system for these positions; historically positions have been assigned a pay rate without any steps or salary range. The absence of a compensation system with steps or a range is an issue for retention/recruitment in the market place. Additionally, it has been a significant period of time since a market analysis has been completed for non-union, regular city hall positions. This also becomes an issue of retention/recruitment, particularly as we look to the departure of key staff in the near term due to retirements. As a part of the consultants work, Council will be asked to provide input regarding establishing pay philosophy for the City.

Staff is recommending moving forward with the proposal from Springsted (attached), with funding being allocated from the Administration consulting budget. With the completion of a Compensation/Classification Study, there will be impacts with implementation. The goal would be to implement market adjustments and step system changes over time, such that financial impacts can be accommodated and planned in the budget process.

Staff does have one immediate concern with regard to retention of the Building Inspector. Based upon market research for similar positions, the city is below market by approximately \$2.00 - \$3.00 per hour. There are frequent recruitments for building inspection positions, as the building market has returned in most communities around the metro. The level and complexity of building activity we are experiencing currently in Wayzata, and will be for some time, necessitates that we retain quality staff. Staff is recommending that latitude be provided in advance of completion of the study to address the below market condition of the Building Inspector position to address retention.



Springsted Incorporated
380 Jackson Street, Suite 300
Saint Paul, MN 55101-2887

Tel: 651-223-3000
Fax: 651-223-3002
www.springsted.com

LETTER OF TRANSMITTAL

April 8, 2014

Ms. Heidi Nelson
City Administrator
City of Wayzata
600 Rice Street East
Wayzata, Minnesota 55391

Re: Proposal to Conduction a Compensation Study

Dear Ms. Nelson:

Springsted Incorporated is pleased to submit our work plan to review the job evaluation points of City positions or develop a new job evaluation system for City positions, conduct a market survey and make recommendations, as necessary, for updates to the City's compensation plan.

Our firm has assisted numerous jurisdictions in the Upper-Midwest and throughout the United States in addressing their classification, compensation and human resources issues, and in performing specialized management studies. We have created an extensive management consulting services practice that provides in-depth study and analysis on a variety of topics. Springsted has the staff, facilities and expertise to furnish the services required for this work. Our vast experience in the areas of human resources administration will be an advantage to your organization.

We look forward to working with the City of Wayzata and its employees on this important project.

Respectfully submitted,

Ann S. Antonsen

Ann S. Antonsen, Vice President
Consultant

Work Plan

The City currently utilizes the State Job Match system for establishing job evaluation points for the City's positions for compliance with the Local Government Pay Equity Act. Springsted will assist the City in reviewing the current job evaluation points for all positions to ensure positions are assigned the appropriate points based on position requirements.

To evaluate positions utilizing the State Job Match, Springsted would review the current job descriptions for all positions and gather additional information as necessary to clarify position requirements.

Springsted can complete this work for the City for a not-to-exceed fee of \$1,250.

Wage and Benefit Survey and Analysis

Springsted can conduct a comprehensive salary and benefits survey to compare City positions with analogous positions in other comparable public agencies in the area labor market. External market comparisons for positions will be based on similar organizational structure, population, geographic location, job responsibilities, scope of authority, financial, socio-economic, growth, and other relevant factors. The study team will consult with City management and designated staff in identifying the appropriate sources of survey data. Springsted will develop the salary survey in conjunction with the City.

The analysis of wage, benefit and total compensation in comparison to the City shall be conducted for a not-to-exceed fee of \$3,520.00

Development of Compensation System and Implementation Options

Based on the wage and benefits data analysis and the job evaluation points, Springsted will recommend revisions to the current plan or develop a new compensation plan. Recommendations will be developed in accordance with information from the City regarding its pay philosophy, as well as goals and objectives established for its compensation program, which may include the option for a performance based component. Springsted will review options with the City on the spread of pay ranges, open range vs. a step system, relationship between wages and benefits, etc.

Springsted will propose a plan(s) for implementation of the compensation plan that coincide with the financial and budgetary requirements of the City and the needs of employees. An estimate of the cost(s) of implementation will be provided. These options may include phasing in of compensation levels over time

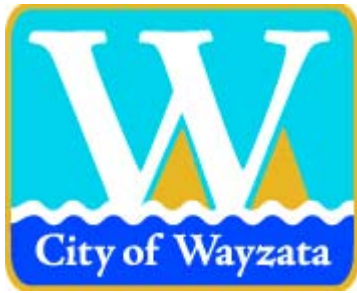
Springsted will ensure that the proposed plan is in compliance with the State of Minnesota Local Government Pay Equity Act.

Springsted will develop compensation and benefits recommendations and implementation options for a not-to-exceed fee of \$1,950.00.

In addition to the professional fees, Springsted would bill the City for out-of-pocket expenses such as travel, copying etc. in an amount not to exceed \$750.

The above fees include 22 positions and utilizing the City's current job descriptions.

Please let me know if you have any questions or require further information.



City of Wayzata
600 Rice Street
Wayzata, MN 55391-1734

Mayor:
Ken Willcox

City Council:
Jack Amdal
Bridget Anderson
Andrew Mullin
Tom Tanner

City Manager:
Heidi Nelson

MEMORANDUM

TO: Mayor Willcox and Councilmembers

FROM: Heidi A. Nelson, City Manager

DATE: April 10, 2014

RE: Follow-up on 4/1/14 Workshop regarding next steps Lake Effect

As a follow-up to the April 1 workshop regarding next steps Lake Effect, staff has documented the discussion points and council direction as follows:

Stewardship/Implementation Structure:

- Staff will conduct additional research on other area models for organizing structure, including reaching out to the Mpls Park Board/Foundation for perspective on their model.
- Staff will begin work on potential "job descriptions" for committee members
- Item would be brought back for future City Council discussion.

Interim Transient Docks:

- Staff will continue research on potential public/private sector partnerships

Speaker Opportunities:

- Staff will further pursue speaker opportunity for May 6th with Gil Penalosa
- Staff will research additional future speaker/expert opportunities, including Jeff Speck

Bonding Item:

- Staff will reach out to Senator Osmek staff to begin bonding bill discussion, ahead of Senator Osmek attending the April 15th City Council meeting.

Staff will provide an update to the items detailed above during the City Manager's Report of the April 15 agenda. Staff has drafted a Lake Effect Stewardship Committee Mission, Structure and Job Description for Council discussion (attached to this memo).

DRAFT

LAKE EFFECT STEWARDSHIP COMMITTEE MISSION, STRUCTURE AND JOB DESCRIPTION

Mission of the Stewardship Committee:

The Stewardship Committee will serve as the champions of the Lake Effect Design Framework by stewarding the plan forward, including:

- recommend priority projects to the city council for consideration
- recommend the design process for projects to city council for consideration
- continue community engagement efforts
- add capacity to staff resources
- consider private fundraising efforts via a not for profit entity - 501c3

Structure of the Committee:

10-15 member committee appointed by City Council following a community recruitment process

Membership:

- One city council member
- One Planning Commission representative
- One Housing and Redevelopment Authority representative
- One Park and Trail Board representative
- One Heritage Preservation Board representative
- Three resident representatives
- Three business community representatives

Members will be appointed for an initial 2 year term

Job description for Stewardship Committee Members:

Stewardship Committee Members shall be true champions of the lakefront plan that will approach the work with enthusiasm and creativity. Committee members should bring a commitment to attend monthly meetings of the committee at a time to be determined by the majority of the committee. Stewardship Committee members should possess the ability to demonstrate expertise to implement the mission of the Committee, which includes:

- recommend priority projects to the city council for consideration
- recommend the design process for projects to city council for consideration
- continue community engagement efforts
- add capacity to staff resources
- consider private fundraising efforts via a not for profit entity - 501c3