

WAYZATA CITY COUNCIL
MEETING MINUTES
November 5, 2014

AGENDA ITEM 1. Call to Order and Roll Call.

Mayor Willcox called the meeting to order at 7 p.m. Council Members present: Amdal, Anderson, Mullin, and Tanner. Also present: City Manager Nelson, City Planner Gadow, and City Engineer Kelly.

AGENDA ITEM 2. Approve Agenda.

Mr. Tanner made a motion, seconded by Mr. Amdal, to approve the agenda, as presented. The motion carried 5/0.

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

a. Presentation of Chamber Exceptional Service Award

Becky Pierson, Wayzata Chamber of Commerce, shared that Business and State Advisors had been recognizing small businesses since 2003. The Wayzata Chamber of Commerce was pleased to partner with Business and State Advisors in recognizing Bob's Shoe Repair, owned by Bob Fisher. Bob's Shoe Repair was started in 1972 and is now located in Colonial Square. Mr. Fisher raised \$10,000 for needy families by sleeping outside in the cold. Last year, Mr. Fisher partnered with Interfaith Outreach and Community Partners and raised over \$2 million. Ms. Pierson shared a story from a customer where Mr. Fisher had gone over and above in customer service.

Mayor Willcox congratulated and thanked Mr. Fisher for his exemplary service.

b. Telecom Site

Susan Hughes, 415 Gardner Street, communicated concern for the Telecom Ordinance. Ms. Hughes stated that the Council had sent it back to the Planning Commission because it was too strict. She asked if any further guidance had been provided.

Ms. Nelson reported that the Telecom issue would be coming before the Council at the November 18, 2014, City Council meeting and that a decision would need to be made about where the site would be before an Ordinance could be drafted.

Mr. Mullin suggested drafting an interim Ordinance and Ms. Nelson responded that was a possibility.

AGENDA ITEM 4. Consent Agenda.

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

- a. Approval of Workshop Minutes of October 21, 2014, and Minutes of October 21, 2014
- b. Approval of Check Register
- c. Approval of 2015 Liability Insurance Coverage Waiver Form

The motion carried 5/0.

AGENDA ITEM 5. Public Hearing.

a. Public Hearing on IOCP Tax Abatement Request - 110 Grand Avenue, Maggie Manor followed by Consideration of Resolution No. 27-2014 to Approve Tax Abatement Request

Mr. Gadow presented the request from Interfaith Outreach and Community Partners, Outreach Development Corporation, and Community Legacy Homes to utilize the City's Tax Abatement Program to receive back the local share of the property taxes for the property at 110 Grand Avenue. The tax abatement request is for the City's portion of the property taxes, which is \$986.66 for a duration of fifteen years or a total tax abatement of \$14,799.90. Minnesota State Statute 469.1813 provided local government with the authority to release their local share of

1 property tax back to a property for a period of up to fifteen years, provided that the use of the
 2 funds meet a public purpose. The applicant was requesting the funds to offset future maintenance
 3 costs of maintaining the building over the life of the building.

4 Chris Pierson, Outreach Development Corporation, discussed the tax abatement
 5 application that was submitted on July 15, 2014. Mr. Pierson added that the application was
 6 submitted prior to the Council adopting the Business Subsidy Criteria and Public Financing
 7 Policy on October 7, 2014. Because the application was submitted prior to the adoption of this
 8 policy, Mr. Pierson asked that the application be weighed against the previous policy, but
 9 believed it met the terms of the new policy as well. The funds, if approved, would be deposited
 10 into the capital reserve account and used for repairs such as repainting the exterior of the building
 11 and addressing the retaining wall.

12 The Council discussed the material used for siding because it was a deviation from design
 13 standards and the method used to arrive at the \$986.66 amount. Kim Voss, Outreach
 14 Development Corporation, answered the Council's question, concerning the amount requested by
 15 the Minnesota Housing Finance Agency to be kept in reserve, stating that he believed it was \$250
 16 per unit.

17 Mayor Willcox opened the public hearing at 7:53 p.m. There being no further input, Mr.
 18 Willcox closed the public hearing at 7:53 p.m.

19 Mr. Tanner explained that Wayzata had assisted in several other ways and that there were
 20 a lot of people in the community who would benefit from a tax rebate so he could not support the
 21 tax abatement at this time. Mr. Mullin shared that he voted against Maggie Manor because he
 22 believed that it did not meet the City's requirements for affordable housing; therefore, he could
 23 not support a tax abatement. Mrs. Anderson explained that she could not vote in favor of the tax
 24 abatement because the funds should be used for repairs or maintenance that were needed at the
 25 time of application instead of possibly in the future. Mayor Willcox shared that the Council
 26 considers tax abatement as a stimulus to fix a problem such as renovations to a property or
 27 improving a blighted property. Maggie Manor does not meet this requirement.

28 Mr. Amdal made a motion, seconded by Mrs. Anderson, to adopt Resolution No. 27-
 29 2014, approving \$14,799.90 Tax Abatement for "Maggie Manor" Project Located at 110 Grand
 30 Avenue South, as modified to change Boulevard Apartments Project to Maggie Manor Project in
 31 paragraph 7. The motion failed 1/4. (Anderson, Mullin, Tanner, Willcox)

32 33 **AGENDA ITEM 6. New Business.**

34 **a. Consider Approval of 2014-2016 AFSCME Union Contract**

35 Ms. Nelson reported that staff had successfully negotiated a multi-year contract (2014, 2015, and
 36 2016) with the American Federation of State, County, and Municipal Employees union for Public
 37 Works. The contract addressed the new organizational structure with the addition of regular Lead
 38 Worker positions and wage scale. The Lead Worker position starting pay has a 15% differential
 39 pay rate with a 3% step increase in years 2 and 3. The contract included COLA increases of 2%
 40 for January 1, 2014; 2% for January 1, 2015; and 3% for January 1, 2016. Other items in the
 41 agreement were health insurance contribution was consistent with all other City employees and
 42 re-opener for health insurance contribution for 2015 and 2016. Staff recommended approval of
 43 the 2014-2016 AFSCME union contract.

44 Ms. Nelson answered questions from the Council, indicating that the contract was
 45 comparable to other cities. She also answered that the City had already felt the impacts of the
 46 Affordable Health Care Act mainly attributable to fees. The City is part of a health care group,
 47 Local Government Information Systems, and in a five-year contract with two years left. Staff is
 48 unsure where the numbers will come in at when it is time to rebid the contract.

49 Mr. Tanner made a motion, seconded by Mrs. Anderson, to approve the Labor
 50 Agreement between the City of Wayzata and The American Federation of State, County, and
 51 Municipal Employees for 2014, 2015, and 2016. The motion carried 5/0.

b. Consider East Corridor Landscaping Plan

Mr. Kelly reported that LHB presented a revised concept to the Council at a workshop on June 17, 2014, where the Council was given an overview and some choices for possible projects. Two phases were decided on including proposed landscaping at the roundabout and basic landscaping for Eastman Lane. LHB has been working to refine the concepts and prepare a preliminary design.

Lydia Major, LHB, presented the preliminary design including a variety of plants and trees being considered for landscaping and an artist rendering for the roundabout that included the following: three hardy trees, a space for a feature such as an art element, and a monochromatic color choice for the lower plantings. Ms. Major shared that she was present tonight to get thoughts from the Council on the developments made.

The Council asked if there would be a diverse range of color in the Fall and if any of the trees were fruit bearing. Ms. Major answered that there was a mix of yellows as well as a bit of red and the only fruit-bearing tree was a crab apple that was a clean version. The Council noted the buckthorn in the Northwest quadrant of the roundabout that was affecting site lines for vehicles to be able to see pedestrians. Mr. Kelly suggested the buckthorn be removed now and added to the Presbyterian Homes management plan. The Council took a straw poll on whether or not to have trees inside the roundabout and the majority was in favor of trees.

Mr. Kelly answered a question from the Council concerning funding source, indicating that there was not a specific pool where the funds were coming from, but staff, along with LHB, was looking into all possible sources including grant money.

Ms. Major presented the plans for the cut through path at the Presbyterian Homes site stating that steps would be built and a deep mulch path installed across to Circle A Drive. The Council expressed concern over the amount of water that would come across the path and suggested some type of boardwalk or subtle wood structure.

Mr. Kelly reported on the status of the cottonwood at Circle A Drive. Part of the stem had to be removed last year due to safety concerns and the remaining stem appeared to be separating from the stump. Manual Jordan, consultant arborist, inspected the tree and recommended removal of the tree. The structural failure of the tree could result in damage to equipment on the Presbyterian Homes site and damage to several healthy trees. Ms. Major shared that Michael Schroeder suggested removal of the tree, but saving as much of the trunk as possible to use as an organic part of the cut through path to Circle A Drive.

AGENDA ITEM 7. City Manager's Report and Discussion Items.

a. Update on Election

Ms. Nelson reported that on Friday, November 7, 2014, the election would be canvassed and immediately following there would be a workshop for downtown parking. Ms. Nelson shared that there were 2,836 registered voters and 149 registered the day of the election. There were 458 absentee ballots and 1,561 election day ballots for a total of 2,019 voters, which represented a 67.64% turn out. Ms. Nelson complimented Becky Malone for pulling off another great election season.

The Council offered their compliments to all four candidates.

b. Update on Metropolitan Council Project

Mr. Kelly reported that the Metropolitan Council project at the West end of Grove Lane had successfully made connection to the temporary bypass of the force main pipe and were ready to move onto the next phase of replacing that force main. There would be temporary traffic modifications.

1 **c. Update on Bushaway Road**

2 Mr. Kelly reported that progress was being made with the water main on Eastman Lane and
3 Bushaway Road. The contractors were hoping to have McGinty Road paved in the next couple of
4 weeks, but concrete shortages were causing delays.

5 The Council requested that staff take photographs of progress because only residents
6 were allowed to drive in the area and this would provide a visual for everyone else.

7
8 **d. Announcements**

9 Mrs. Anderson shared that the Parks and Trails Board completed a Fall bulb planting at the post
10 office.

11 Ms. Nelson shared that the Light Up the Lake Festival would be on Friday, November 28,
12 2014, where the annual tree lighting would take place.

13 Mayor Willcox shared that on Veterans Day on Tuesday, November 11, 2014, there
14 would be flag planting to commemorate veterans.

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16 **AGENDA ITEM 8. Public Forum Continued (if necessary).**

17 There were no comments.

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19 **AGENDA ITEM 9. Adjournment.**

20 Mr. Tanner made a motion, seconded by Mr. Amdal to adjourn. There being no further business,
21 Mr. Willcox adjourned the meeting at 9:28 p.m.

22
23 Respectfully submitted,

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26
27 Becky Malone
28 Deputy City Clerk

29
30 Drafted by Sarah Peterson
31 *TimeSaver Off Site Secretarial, Inc.*