

**WAYZATA CITY COUNCIL
MEETING MINUTES
March 21, 2017**

AGENDA ITEM 1. Call to Order.

Mayor Willcox called the meeting to order at 7:00 p.m.

AGENDA ITEM 2. Pledge of Allegiance.

AGENDA ITEM 3. Roll Call.

Council Members present: Koch, McCarthy, Tyacke, and Plechash. Also present: City Manager Dahl, City Attorney Schelzel, and City Engineer Kelly.

AGENDA ITEM 4. Approve Agenda.

Mayor Willcox requested agenda item Nos. 5(b) and (c) be moved ahead of item No. 5(a). The Council agreed.

The agenda was approved by consensus.

Mayor Willcox advised Council met in workshop prior to the meeting to discuss the Mill Street Parking Ramp, Strategic Planning, and the Wayzata/Superior Reconstruction Project.

AGENDA ITEM 5. Public Forum.

b. Recognition of Bill Meyer's Retirement from Fire Department

Kevin Klapprich, Wayzata Fire Chief, stated Bill Meyer became Wayzata's first 18-year-old fireman on December 2, 1974, and recently retired from the department on December 1, 2016. He recognized Mr. Meyer for his 42 years of service, and presented Mr. and Mrs. Meyer with a plaque and gift.

Mr. Meyer thanked the City and his family for their support.

Mayor Willcox thanked Mr. Meyer for his dedication and skill, and the way he has represented the City.

c. Introduction of New Firefighters Travis Bunch and Zev Oman

Kevin Klapprich, Wayzata Fire Chief, introduced Wayzata's two newest firefighters Travis Bunch and Zev Oman.

a. Volunteer Committee Update

Lynn McCarthy, Volunteer Coordinator, reported that 350 volunteers gave over 4,000 hours of service to the City last year, saving Wayzata \$85,000. Projects included Emerald Ash Borer tree inspections, circular entrance landscaping at 394, monthly senior activities, assembling mailings for the Chamber of Commerce, providing office time for the Public Works Department, and the Adopt a Garden program. She announced the Bushaway Road planting on April 22, Dig It Day on May 20, and the Buckthorn Pull and Garlic Mustard Pull dates will be announced soon. Volunteers can sign up online at www.volunteers@wayzata.org.

Mayor Willcox thanked Ms. McCarthy for her leadership and the volunteers of Wayzata for their work in the community.

Mr. Plechash inquired if there has been any advertising in local publications to solicit volunteers. Ms. McCarthy responded they have a page in the *Wayzata Life* magazine that highlights all the upcoming events.

d. Mill Street Parking Ramp Update

1 Nate Pearson, TEGRA Group, reported the elevated deck will be poured tomorrow and the
 2 retaining wall structure is in place. They do have a quality assurance tester on site and the ramp
 3 has passed all tests. They are on schedule to open the top deck in early July and the remaining ramp
 4 in mid-August.

5 Mrs. McCarthy thanked Mr. Pearson for the tour of the ramp the Council went on earlier.
 6 It is an accomplishment to be ahead of schedule and under budget, there have been no injuries, and
 7 the contractors have been respectful to the residents of Wayzata.

8 Mr. Pearson stated they put out vibration monitors near the homes above the retaining wall
 9 and there has been no disruption due to construction.

10
 11 Pat Broyles, 212 Benton Avenue, commented she attended workshop prior to the meeting and
 12 strongly supports option No. 1. The people that live closest to Wayzata Boulevard hear a lot of the
 13 noise on Wayzata Boulevard and this will affect their home values.

14 **AGENDA ITEM 6. New Agenda Items.**

15 None.

16 **AGENDA ITEM 7. Consent Agenda.**

17
 18 City Manager Dahl referred to item No. 7(h), and stated this ordinance removes the maximum age
 19 for employees, and the City will rely more on agility and performance tests.

20 Mr. Koch referred to item No. 7(f), and inquired if quarterly financial statements are
 21 sufficient. Mr. Dahl stated monthly reports from AEM are doable, but could be costly. Staff can
 22 provide monthly reports to accomplish what is being requested and staff will provide the Council
 23 with additional information. The quarterly reports are on the website, and staff will make sure they
 24 are easily accessible.

25 Mrs. McCarty made a motion, seconded by Mr. Tyacke, to approve the following Consent
 26 Agenda:

- 27 a. Approval of City Council Workshop Minutes of March 7, 2017 and City Council Regular
- 28 Meeting Minutes of March 7, 2017
- 29 b. Approval of Check Register
- 30 c. Approval of Municipal Licenses
- 31 d. Police Activity Report
- 32 e. Building Activity Report
- 33 f. Approval of Contract with Abdo, Eick, and Meyers Financial Solutions for Financial
- 34 Services
- 35 g. Approval of Second Reading of Ordinance #768 Vacating City Right of Way and Public
- 36 Utility Easements Adjacent to 1430 and 1350 LaSalle Street
- 37 h. Approval of First Reading of Ordinance 770 Amending Chapter 202 (Police Department)
- 38 and Chapter 203 (Fire Department) of the City Code Regarding Retirement Age
- 39 The motion carried 5/0.
- 40
- 41

42 **AGENDA ITEM 8. New Business.**

43 **a. Consider Sunday Liquor Sales at Wayzata Wine and Spirits**

44 City Manager Dahl reported in response to the recent bill passed legalizing off-sale intoxicating
 45 liquor on Sunday, they do not believe any amendments are needed for Sunday operation. The
 46 Council will need to consider if Wayzata Wine and Spirits (WWS) should be open on Sunday.
 47 After review of the pros and cons, they anticipate liquor sales and expenses to be open would both
 48 increase and not provide much of a difference in overall net profit.

49 Kevin Castellano, Wayzata Wine and Spirits manager, commented being open on Sunday
 50 from 11:00 a.m. to 5:00 p.m. is best for the store. It will require minimal staffing and sales may go
 51 up during the summer and holidays.

1 Mrs. McCarthy inquired if any analysis had been taken for sales from Monday through
 2 Thursday that could be applied to Sundays. She suggested they remain open until 6:00 p.m. since
 3 that is a prime hour for the Wayzata Bar and Grill. Mr. Castellano stated they could stay open until
 4 6:00 p.m. They did do some analysis on weekday sales and decided to remain open until 9:00 p.m.
 5 Monday through Thursday. The delivery service would not be offered on Sundays. Some of the
 6 staff are excited about working on Sundays, scheduling has been easy, and additional staffing is
 7 not needed since some employees would like more hours.

8 Mr. Plechash inquired if there will be any additional revenue. Mr. Castellano stated it is
 9 hard to know, but if sales increase on Sunday, they may decrease on Friday and allow him to
 10 decrease his staffing on that day. While they may not gain a lot of profit, they could potentially lose
 11 sales and customers if they do not open on Sundays since their competitors will be. In his opinion,
 12 he would like to remain closed on Sundays, but that may not be what is best for the store.

13 Mr. Plechash commented establishments are closed on a Sunday to give workers a day of
 14 rest.

15 Mayor Willcox inquired if there will be a loosening of liquor laws. Mr. Castellano stated
 16 he believes opening on Sunday is a precursor to Sunday grocery wine and beer sales.

17 City Manager Dahl stated they have been following the 2014 business plan to stay more
 18 competitive, run more efficiently, and focus on marketing. Sales have increased 9.6 percent the last
 19 couple of years.

20 Mrs. McCarthy suggested they have the Sunday profit go to a specific initiative to
 21 encourage more people to purchase at WWS.

22 Mr. Plechash inquired if a profit could still be made if grocery wine sales were allowed.
 23 Mr. Castellano stated due to their location, he does not think WWS sales would be affected. City
 24 Manager Dahl pointed out the City would still be able to restrict grocery sales within Wayzata.

25 Mr. Plechash stated if they allowed liquor sales at WWS, they would have to allow them
 26 other places as well in the City. However, if they restricted them, they would be able to restrict
 27 them other places within the City as well.

28 Mr. Koch commented the service and selection that WWS offers cannot be found at grocery
 29 stores.

30 Mr. Tyacke commented it is important they remain competitive in the market and
 31 convenient. They can assess the profits gained at the end of the year and see if it is worth being
 32 open.

33 Mr. Dahl advised staff will proceed with WWS being open on Sundays and will discuss
 34 whether they should be open until 5:00 or 6:00 p.m.

35 Mr. Plechash commented he does not like WWS being open on Sundays. However, since
 36 it was passed statewide, they must do it.

37
 38 **b. Consider First Reading of Ordinance 769 Amending Chapter 502 (Intoxicating**
 39 **Liquor) of the City Code for On-Sale Intoxicating Liquor Licenses for Hotels**

40 City Manager Dahl reported in anticipation of the opening of The Landing, staff determined that
 41 the City's liquor law did not allow for a hotel to have a liquor license. Staff recommends adoption
 42 of the draft ordinance that allows hotels to receive on-sale liquor licenses.

43 City Attorney Schelzel stated they looked at the different areas of the hotel where liquor
 44 could be served outside of a restaurant and this amendment allows it to be as broad as the State law
 45 will allow. This could include mini bars in the rooms to a possible banquet facility and would apply
 46 to any hotel that would come into the City. This ordinance does not affect the opening of The
 47 Landing.

48 Mayor Willcox inquired if the allowance of mini bars would affect City liquor sales. Mr.
 49 Dahl stated mini bars would be viewed as off-sale and The Landing's proposal does not include
 50 them.

Mr. Tyacke made a motion, seconded by Mrs. McCarthy to adopt the first reading of draft Ordinance No. 769, Amending Chapter 502 (Intoxicating Liquor) of the City Code for On-Sale Intoxicating Liquor Licenses for Hotels.

Mr. Tyacke inquired if The Landing will need to apply for a liquor license. Mr. Dahl stated this will allow them to apply once the ordinance is adopted and published.

The motion carried 5/0.

Steve Bohl, BohLand Development, provided an update on The Landing. They plan to be open in early June, most upper level management is hired, and they will have a career day on March 23 to hire the remaining staff. They plan have a soft opening June 8-10 for friends and family, and the restaurant will officially open on June 12 offering breakfast and dinner. On June 16, the hotel will officially open with a ribbon-cutting, the spa will open a month later, and they already have weddings booked with rooms blocked for those events. There will be a grand opening celebration in November.

Mr. Tyacke inquired if there have been any marketing efforts with the retail space. Mr. Bohl stated with the anticipated hotels guests and the completion of the Promenade development, they are looking at more aggressive and creative ways to bring in tenants. He suspects the development will be ripe for tenants in 2018.

Mr. Koch inquired if the general public can reserve rooms now for after the hotel opens on June 16. Mr. Bohl stated they already have over 600 reservations and the public can make reservations online.

AGENDA ITEM 9. City Manager's Report and Discussion.

a. Miscellaneous

- Mr. Dahl advised in order to people to participate in Minnetonka Community Education, they need to go to www.minnetonkacommunity.org/wayzata to register.
- Mr. Dahl announced Baja Haus plans to open on March 29.
- Mr. Dahl stated the Metropolitan Council sewer project will begin on April 17. They will send out mailings and post on the website the actual closings and preferred detour routes.
- Mr. Dahl stated Legislative Day will be held on Thursday, and he, along with Mayor Willcox and Mr. Plechash will be at the Capitol to hear about legislative changes and meet with Representative Herta. Mayor Willcox stated two items before the legislature related to Wayzata are the Widsten TIF District and funding for the safety of railroad crossings in Wayzata and other communities.

AGENDA ITEM 10. Public Forum (as necessary).

None.

AGENDA ITEM 11. Adjournment.

Mr. Plechash made a motion, seconded by Mr. Tyacke to adjourn. There being no further business, Mayor Willcox adjourned the meeting at 8:18 p.m.

Respectfully submitted,

Becky Malone 4-4-2017

Becky Malone
Deputy City Clerk

Drafted by Shannon Schmidt
TimeSaver Off Site Secretarial, Inc.