

**DEEPHAVEN BOAT COMMITTEE
WEDNESDAY, SEPTEMBER 14, 2011
MINUTES**

Call Meeting to Order

Vice-Chairman Michael Kelly called the meeting to order at 7:00 p.m.

Members Present

Warren Nelson, Jim van Bergen, Tom Drummond, Michael Kelly, Roy Quaintance, David Irwin, David Matteson, City Administrator Dana Young

Members Absent

Susan Jerutis

June 8, 2011 Minutes

The Committee approved the June 8, 2011 minutes on a motion by Tom Drummond, seconded by Warren Nelson. Motion carried 7-0.

Matters from the Floor

Mark Gross, 18985 Azure Road, stated that he was in attendance tonight due to the fact that he submitted a Volunteer Application Form to serve on the Boat Committee. He stated that he has been an open critic of boating policies and stated that he thought he needed to back that up by submitting a Volunteer Membership Application to the Boat Committee.

Michael Kelly stated that the Committee would be discussing membership applications later in the meeting.

Final Carson's Bay Dock Plan

Dana Young stated that staff at the Lake Minnetonka Conservation District did not view our application for the Carson's Bay docks very favorably. He stated that their staff expressed a number of concerns regarding the current proposed dock plan:

1. **The proposed dock plan proposes to increase the number and total square footage of BSU's (Boat Storage Units) outside the 100' LMCD setback area.** He stated that our current nonconforming docks have 18 dock slips outside the 100' setback area and the proposed dock plan has 26 slips outside the setback area. According to LMCD staff, this would be in violation of LMCD Codes and they expressed strong concerns whether this increase would be approved by the LMCD Board.
2. **The proposed dock plan extends beyond our existing eastern dock.** He stated that this would be violation of LMCD Codes and their staff again expressed strong concerns whether this extension would be approved by the LMCD Board.
3. **The proposed dock plan would direct the majority of boat traffic to the west.** He stated that a total of 54 boats on slips and slides would now be directed to the west, which is an increase in the boat traffic of 29 boats. Although LMCD staff didn't think this was as significant an issue as the above two items, they did believe it would be discussed by the LMCD Board since it substantially changes the boat traffic.

He stated that staff's review of our application raised significant concerns whether our proposed dock plan for Carson's Bay would be approved. He stated that an additional concern was that the LMCD Board is seriously considering changing how Amenity Points are awarded to applicants that are requesting a Special Density License. He stated that the LMCD Board had previously granted the City 88 Amenity Points as part of our application for the new docks on St. Louis Bay. Under the Amenity Point System that is currently under consideration, the City is unlikely to obtain anywhere near the Amenity Points needed to reconstruct Carson's Bay dock. He stated that while he was assured by LMCD staff that this issue is still under discussion by the LMCD Board and staff felt that it would be highly unlikely that the City would not be able to reconstruct Carson's Bay dock with the same number of dock slips, there is a distinct likelihood that any additional dock slips over and above the current number of Boat Storage Units in Carson's Bay couldn't be guaranteed.

He stated that as a result, the City Council discarded the proposed dock plan for Carson's Bay since it appeared unlikely that it would be approved. He stated that, as an alternative, the Council approved the modified dock plan for Carson's Bay, which is based on our current dock configuration with more standard slip lengths and widths. He stated that the benefits of this plan are that the modified plan has less dock slips outside the 100' setback area than our current docks, the modified plan doesn't extend beyond our existing eastern dock, the boat traffic remains unchanged, and it offers two additional slips in exchange for eliminating two slide spaces.

In addition, He stated that the modified dock plan also does not change the overall number BSU's that have been approved for the City of Deephaven. With the number of BSU's unchanged, the City does not have to apply for a Special Density License, which also means that the City would not have to submit a list of Amenity Points to justify an increase in the number of BSU's.

Discussion was held on the potential impact of changing the Amenity Points and the impact that this change could have on current and future Boat Storage Units.

Further discussion was held on the ongoing role of the Boat Committee vis-à-vis its advisory capacity with the City Council. While recognizing that the City Council was the elected body in the City and the Boat Committee was an advisory committee to the Council, several members expressed frustration that the Council did not always follow the recommendations of the Committee or appear willing to review additional research on various boating issues such as additional boat storage in the back bay or revisions to the 10-year lease deadline.

The members discussed whether Boat Committee representatives should appear at an upcoming Council meeting to discuss the future role of the Boat Committee.

As an alternative, Tom Drummond recommended inviting a Council member to the next Boat Committee meeting to discuss the overall mission of the Boat Committee.

Dana Young stated that the next meeting of the Boat Committee would have to be rescheduled due to a conflict with the LMCD public hearing on the Carson's Bay dock plan.

Motion by Tom Drummond to hold a rescheduled Boat Committee meeting on Tuesday, October 11, 2011 to meet with Mayor Skrede or a Council representative to discuss the future direction of the Boat Committee. Seconded by David Irwin. Motion carried 7-0.

New Member

Dana Young stated that he has recently received four applications to replace the expired term of Marc Anderson. They include Doug Ruble, Jim Friedlander, Howard Weber and Marc Gross.

Motion by Tom Drummond to invite the applicants to the November Boat Committee meeting.
Seconded by Roy Quaintance. Motion carried 7-0.

The Committee further recommended inviting these potential applicants to their upcoming meeting on October 11th.

Future Discussion Items

Discussion was held on the following future discussion items:

- Establishing a charter for the Boat Committee.
- Review the Action Item list developed a couple of years ago.
- Reviewing slide guidelines.

It was suggested that future discussion items might emerge from the discussion with the Mayor or Council representative on October 11th.

Other

Marc Gross stated that he appreciated attending tonight's meeting and has come away very impressed with the Boat Committee.

Adjournment

Motion to adjourn by Tom Drummond, seconded by Warren Nelson. Motion carried 7-0. The meeting adjourned at 8:10 p.m. The next regularly scheduled meeting of the Boat Committee will be held on Tuesday, October 11, 2011.