

**DEEPHAVEN CITY COUNCIL MEETING
MONDAY, MAY 15, 2017
MINUTES**

1. **CALL MEETING TO ORDER:** Mayor Paul Skrede called the meeting to order at 7:00 p.m.

PRESENT: Mayor Paul Skrede, Councilmember's Tony Jewett, Kent Carlson and Darel Gustafson

ABSENT: Councilmember Steve Erickson

STAFF: City Administrator Dana Young

2. **PLEDGE OF ALLEGIANCE**

The Council recited the Pledge of Allegiance.

3. **APPROVE CONSENT AGENDA**

Motion by Councilmember Gustafson to approve the Consent Agenda, consisting of the following items:

- A. Approve May 4, 2017 Special Council minutes & May 4, 2017 Regular Council Minutes
- B. Approve 2017-2018 City Assessor Agreement
- C. Approve Temporary Intoxicating Liquor License (Lake Minnetonka Sailing School)

Seconded by Councilmember Carlson. Motion carried 4-0.

4. **MATTERS FROM THE FLOOR**

There were no Matters from the Floor this evening.

5. **UNFINISHED BUSINESS**

- A. **Adopt Resolution No. 23-17, Approving 2017 Street Improvement Project Bid**

City Engineer Jeff Weyandt presented the following bids on the 2017 Street Improvement Project for Council review:

<u>Bidder</u>	<u>Total Bid Amount</u>
Wm. Mueller & Sons	\$209,448.10
Park Construction	\$209,818.10
Valley Paving	\$216,717.15

GMH Asphalt	\$217,091.20
Oman Brothers Paving Inc.	\$219,573.10
Hardrives	\$220,133.46
Bituminous Roadways	\$228,000.00
Northwest Asphalt	\$229,538.90
Buck Blacktop	\$247,125.00

Councilmember Carlson asked if there was a start date for the project.

Jeff Weyandt stated that we will know the start date at the preconstruction meeting. In any case, the contractor can't start until school is out and the project must be completed by August 31st.

Mayor Skrede stated that we want to leave the dates somewhat flexible for the contractors so that we can receive the best possible bids.

Councilmember Carlson stated that it benefits us and the residents to have a contractor who can finish the project as quickly as possible. He stated that safety with all the kids in that area is a big concern.

Jeff Weyandt stated that there were some major events at the Minnetonka Yacht Club that we have tried to work around. He noted that the specifications call from a flagger at both ends of the street.

Motion by Councilmember Gustafson to adopt Resolution No. 23-17, Approving the Bid and Awarding a Contract to Wm. Mueller & Sons in the amount of \$209,448.10 for the 2017 Street Improvement Project. Seconded by Councilmember Carlson. Motion carried 4-0.

B. Adopt Resolution No. 24-17, Approve 2017 Thorpe Park Rink Improvements

City Engineer Jeff Weyandt presented the following bids on the 2017 Thorpe Park Hockey Rink Improvement Project for Council review:

<u>Bidder</u>	<u>Bid Price</u>
Barber Construction	\$55,850.00
Omann Contracting Company	\$58,509.00
Buck Blacktop	\$58,856.00
Park Construction	\$67,070.00
Sunram Construction	\$72,790.00
Valley Paving	\$74,900.00
Hardrives	\$83,125.28
Allied Blacktop	\$92,185.00

Mayor Skrede noted that the hockey rinks boards will have to be taken down prior to the start of the project.

Jeff Weyandt stated that Barber Construction is anxious to get the boards down as quickly as possible.

Motion by Councilmember Gustafson to adopt Resolution No. 24-17, Approving the Bid and Awarding a Contract to Barber Construction in the amount of \$55,850.00 for the 2017 Thorpe Park Hockey Rink Improvement Project. Seconded by Councilmember Jewett. Motion carried 4-0.

C. Adopt Resolution No. 25-17, Approve 2017 Sewer Main Cleaning & Televising

City Engineer Jeff Weyandt presented the following bids on the 2017 Sewer Main Cleaning & Televising Project for Council review:

<u>Bidder</u>	<u>Total Bid Amount</u>
Pipe Services	\$ 36,250.25
Overline & Son	\$ 49,227.55
Hydro-Klean	\$ 51,643.59
American Environmental	\$111,410.00

Jeff Weyandt stated that this project would clean & televise approximately 21,000 L.F. of sewer main. He stated that Pipe Services has provided an excellent bid.

Mayor Skrede noted that the televised reports are reviewed to determine if any further infrastructure work or repairs are needed.

Motion by Councilmember Carlson to adopt Resolution No. 25-17, Approving the Bid and Awarding a Contract to Pipe Services in the amount of \$36,250.25 for the 2017 Sewer Main Cleaning & Televising Project. Seconded by Councilmember Jewett . Motion carried 4-0.

D. Discuss Cell Tower Lease Extension Request

Discussion was held on American Tower's reply to the City's request for an increased payment to offset attorney review fees and an increased escalator in exchange for a 30-year cell tower lease extension.

Administrator Young stated that American Tower was not agreeable to increasing the annual escalator because they claimed that they were losing money on the tower location.

Further discussion was held on the Perpetual Easement Agreement that was offered by American Tower in lieu of the current lease agreement, which would pay the City double the monthly lease payment for a period of ten years. Mayor Skrede noted that we have never entertained one of these buyout offers in the past and he didn't think we would be interested in this type of offer now.

Further discussion was held on potential benefits of locking in for an additional 30 years.

The Council recommended a further review of the proposed lease extension request at a later time.

E. Other

Administrator Young stated that the tennis courts are in worse shape than originally thought as the power washing of the courts by the contractor has uncovered layer after layer of loose paint surface, which really should be removed in order to get the new paint to adhere properly. He stated that he has negotiated a price of \$1,000 per court, or \$5,000 with Upper Midwest Athletic Construction to scrape each court down to the asphalt.

Motion by Councilmember Gustafson to authorize a \$5,000 change order to Upper Midwest Athletic Construction for the 2017 Tennis Court Improvement Project. Seconded by Councilmember Jewett. Motion carried 4-0.

6. NEW BUSINESS

A. Adopt Resolution No. 26-17, Approving Master Contract with MNDOT

Administrator Young stated that the Deephaven City Council approved a 2016 Master Contract with the Minnesota Department of Transportation last March in order to provide a mechanism for the sharing of resources between the City and the State and to allow for payment of services provided. He stated that the Master Contract proposes the use of a “Work Order” system to expedite work requests and to more easily facilitate payment to or from the State.

Motion by Councilmember Gustafson to adopt Resolution No. 26-17, A Resolution approving a Master Contract with the Minnesota Department of Transportation and authorizing Mayor Skrede and Administrator Young to execute the agreement. Seconded by Councilmember Carlson. Motion carried 4-0.

B. Other

There was no other New Business this evening.

7. REPORTS FROM STANDING COMMITTEES

A. Park Committee

Administrator Young presented a review of the Park Committee meeting held on May 2, 2017 on the following items:

- Reviewed the hockey light system provided by Musco & Westy’s Electric. It was recommended that the City hire an electric engineer to provide the necessary bid specifications.
- Briefly reviewed the Deephaven Comprehensive Plan relating to parks & beaches..

Further discussion was held on the progress of the Thorpe Park Project.

B. Public Works Committee

Administrator Young presented a review of the Public Works Committee meeting held on May 9, 2017 on the following items:

- Reviewed a request from residents to do some clearing of trees and vegetation along Hamilton Avenue at Cleveland Park. Since there was a difference of opinion among the residents on how many trees to remove, the Committee recommended that the residents mark which trees they would like to remove and those that they would like to keep for further Committee review.
- Discussed the new LED street lighting installed by Xcel Energy. Three residents have complained regarding the brightness of the lights and Administrator Young stated that he has put them in touch with Ed Biegging, Xcel LED Lighting Coordinator.
- Reviewed a request from Allan Haag, who had been asked by several neighbors to shoot nuisance turkeys. The Committee informed Mr. Haag that they could not recommend utilizing his services due to liability concerns and the Police Chief's preference to use the Department of Natural Resources for wildlife management.
- Discussed the Thorpe Park Landscaping Plan and recommended obtaining an estimate on the work and delaying the project until this fall or next year.
- Discussed the Restroom / Warming House project and developed a checklist of items to be considered by an architect during his or her design.

8. ADJOURNMENT

Motion to adjourn by Councilmember Gustafson, seconded by Councilmember Carlson. Motion carried 4-0. The meeting adjourned at 7:53 p.m.

Respectfully submitted,
Dana H. Young
City Administrator