

**DEEPHAVEN CITY COUNCIL MEETING
MONDAY, JUNE 15, 2015
MINUTES**

1. **CALL MEETING TO ORDER:** Mayor Paul Skrede called the meeting to order at 7:05 p.m.

PRESENT: Mayor Paul Skrede, Councilmembers Steve Erickson, Tony Jewett, Keith Kask and Darel Gustafson

STAFF: City Administrator Dana Young

2. **PLEDGE OF ALLEGIANCE**

The Council recited the Pledge of Allegiance.

3. **APPROVE JUNE 1, 2015 COUNCIL MINUTES**

Motion by Councilmember Kask to approve the June 1, 2015 City Council minutes. Seconded by Councilmember Erickson. Motion carried 5-0.

4. **MATTERS FROM THE FLOOR**

There were no Matters from the Floor this evening.

5. **NEW BUSINESS**

- A. **Review Appeals from June 1st Deadline Requirements**

Administrator Young stated that Section 900.07, Subd. 2 (b) of the Watercraft Space Ordinance requires all watercraft to be moored at their assigned space prior to June 1st. If the permit holder is not at their assigned space, the City may revoke the permit and issue a permit for that watercraft space to the next person on the waiting list. The permit holder has the option to appeal the revocation of their 2015 Boating Permit to the City Council within 10 days after the City's notice of revocation is mailed.

He stated that after considering the appeal, the Council will affirm or reverse staff's decision to revoke the permit. If the Council decides to reinstate the permit, the condition of reinstatement shall be a penalty payable to the City of Deephaven in an amount equal to 50% of the normal permit fee.

He stated the following list of permit holders were not at their assigned space prior to June 1st:

Name	Address	Mooring Space
Ryan & Emily Doyle	3835 Virginia Avenue	Canoe #2, St. Louis Bay
Dan & Angela Dewey	19075 Easton Road	Canoe #22, St. Louis Bay
Mike & Amy Chappelle	4282 Circle Drive	Canoe #1, Carson's Bay

He stated that letters of appeal have been received from the Doyle's and the Dewey's and the Chappelle's were moving out of town.

Motion by Councilmember Jewett to authorize the reinstatement of the 2015 Boating Permits to Ryan & Emily Doyle (3835 Virginia Avenue) and Dan & Angela Dewey (19075 Easton Road) for submitting letters of appeal subject to payment of an amount equal to 50% of their normal 2015 permit fee. Seconded by Councilmember Gustafson. Motion carried 5-0.

B. Review the Preliminary 2016 LMCD Budget

LMCD Liaison David Gross (20245 Lakeview Avenue) was present to provide a review of the 2016 LMCD Budget. He stated that although a 10.4% levy decrease is proposed, there will be a slight increase in expenditures in 2016. He stated that the 2016 levy decrease is owing to a transfer of \$17,000 from reserve funds and a \$20,000 reduction in office rent. He stated that the \$17,000 earmarked for the replacement of the milfoil harvester is unlikely to continue in 10-15 years with the gradual increase in chemical treatment and with the intention to provide more in-house maintenance of the harvester. He noted that there were no other significant changes in the proposed budget.

Mayor Skrede stated that the LMCD included \$40,000 for watercraft inspections in 2016 and asked if there was the possibility of obtaining more grant funds from the state.

David Gross stated that it was a possibility.

Councilmember Kask noted that the \$40,000 for watercraft inspections is in excess of the \$30,000 grant the LMCD will be receiving from the MN Department of Natural Resources (DNR). He stated that from what he has observed, the inspections appear to be somewhat haphazard and there needs to be a stronger effort on inspections. He stated that we really need to assess what we are getting for our dollars.

David Gross noted that the City of Mound has barred inspections at their public launches so there are major access points that are not manned.

Councilmember Kask stated that he is not convinced that watercraft inspections are a good expenditure of funds.

David Gross stated that it is not possible to provide 24/7 inspections.

Councilmember Erickson asked if we can even stop AIS from entering into Lake Minnetonka.

Councilmember Jewett asked if we could ever charge for inspections.

David Gross stated that the DNR would not support this.

On a separate matter, David Gross stated that the Carlson School of Management has prepared a report on the stakeholder's perception of the LMCD. He stated that the LMCD was never specifically authorized to do milfoil harvesting; it was mission creep that was never specifically permitted. He stated that the report states that the public believes that the LMCD's primary job is AIS management and that the LMCD has been totally ineffective with AIS enforcement. He stated that this has led the LMCD to hire a facilitator to review the mission statement of the organization.

David Gross stated that this has also lead to some real questions about the LMCD's role in AIS, since the LMCD lacks the expertise or the budget to effectively manage AIS. He stated that if AIS is a major concern, the LMCD is going to have to change as an organization. He stated that the member cities or the state should tell the LMCD what to do.

Councilmember Erickson asked about the role of the University of Minnesota's AIS Department.

David Gross stated that they may eventually play a role. He stated that he didn't know whether the lead agency should be the LMCD, the University of Minnesota or the state.

Councilmember Kask stated that while he is supportive of the LMCD and its 2016 Budget, he looks critically at the \$40,000 in AIS funding for 2016. He stated that the LMCD should go back to administering dock use issues and mowing milfoil. He added that he is disturbed to see this activity potentially curtailed but noted that it might be inevitable with the growth of chemical treatment.

David Gross also noted that a public hearing has been scheduled for June 24th to review LMCD Ordinance Amendment pertaining to Yacht Clubs & Sailing Schools.

Motion by Councilmember Kask to approve the 2016 LMCD Budget as presented. Seconded by Councilmember Erickson. Motion carried 5-0.

C. Review the Preliminary 2016 EFD Budget

Councilmember and EFD Liaison Steve Erickson provided an overview of the preliminary 2016 Excelsior Fire District Budget for Council review. He briefly discussed personnel changes, the impact of the upcoming sales tax exemption on 2016 expenditures, computer replacement schedules, building maintenance, future staffing requests, and the proposed Capital Equipment Plan.

He stated that the Capital Equipment Plan includes the replacement of Aerial 11 in 2018. He stated that he and Mayor Skrede met with officials from the Wayzata Fire Department to discuss their purchase of a used aerial truck and thought that the meeting was very informative. He stated that Fire Chief Gerber provided a memo on the proposed replacement of Aerial 11 that discussed a number of issues surrounding the potential replacement including cost savings

through purchasing through the Houston-Galveston Purchasing Cooperative, the potential sale of the existing truck estimated at \$80,000, and options on whether to refurbish the existing aerial truck, purchase a demo unit, or purchase a new unit.

He stated that he and Mayor Skrede have been researching these potential options and noted that Wayzata had bought a four year old demo, which had been scheduled for replacement in 16 years. He explained how Wayzata uses their aerial truck and noted that their Chief stated that he would never recommend the purchase of a used vehicle if it were the first vehicle out, which is how the Excelsior Fire District uses their aerial truck. He stated that making the best possible purchase of a new aerial truck through the Houston-Galveston Purchasing Cooperative would be the best decision although there will be continued discussion on the aerial truck replacement.

Councilmember Jewett asked why Wayzata does not have their aerial truck as the first vehicle out.

Councilmember Erickson stated that Wayzata got lucky with the purchase of the four year old aerial that cost only \$348,000. He stated that the truck was made by American LaFrance, which is no longer in business. He noted that this is an area of concern since the Excelsior Fire District's aerial was also made by American LaFrance. He added that the current aerial is valued at \$80,000 and that the former engine truck had so little value by the time it was replaced that it was given away to a training facility.

Mayor Skrede stated that he would like to think the sale of the current aerial truck could cover the equipment in the new truck or finance the lease cost. He stated that Wayzata does not have its aerial go out first because it hogs space. He stated that Wayzata doesn't send their aerial truck to any residential fires.

Councilmember Kask stated that the aerial truck is on a 20-year replacement schedule and asked if the current truck had any more life in it. He also asked if a 75' ladder would be appropriate.

Councilmember Erickson stated that Chief Gerber doesn't foresee the need for anything higher than a 75' ladder. He stated that mutual aid could bring aerials with 100' ladders if needed. He stated that a 75' ladder would be effective in 85% of the fire calls. He added that aerial trucks aren't necessarily about the height; they are also about the reach. He stated that you can't refurbish or update the ladder on the truck since the ladder and chassis are one unit.

Councilmember Gustafson asked why there is a need for an additional 10' ladder and felt that the rationale that we had to purchase a new truck because the cost of the new vehicle was increasing at 4% per year was a fictitious argument. He stated that there is a value in the current aerial truck and it should be used until it gets scrapped. He stated that we shouldn't be buying something simply because it is scheduled for replacement in a capital plan, it should actually be needed.

Councilmember Erickson stated that all the fire vehicles in the District respond to a fire. He stated that trucks have to be certified each year and this can become a hindrance if there is a problem with the vehicle. He stated that this is why there is a 20-year rotation on these vehicles.

Mayor Skrede stated that with the advent of cooperative purchasing organizations like the Houston-Galveston Purchasing Cooperative, the Excelsior Fire District doesn't need a truck committee anymore. He stated that it wasn't uncommon for a truck committee to work 1 ½ years just developing the vehicle specifications.

Councilmember Jewett stated that in going from an aerial truck that has a 65' ladder to a 75' ladder, we would also be reducing the size of the water tank on the truck from 600 gallons to 300-500 gallons. He stated that he would rather have the water storage.

Mayor Skrede stated that these were all good questions and further discussion on the aerial truck would continue.

D. Adopt Resolution. No. 36-15, Approving the 2016 Woodland Contract

Mayor Skrede stated that he met with Woodland Mayor Jim Doak and both agreed that the terms of the 2016 contract with Woodland were acceptable.

Administrator Young stated that the Woodland City Council approved the 2016 Contract for Services with the City of Deephaven on June 8, 2015. He stated that a summary and comparison of the 2016 contract with the 2013 - 2015 contracts is as follows:

Service	2013	2014	2015	2016
Clerical Services	\$48,257	\$49,664	\$43,739	\$44,766
Police Services	\$104,278	\$106,363	\$109,554	\$111,754
Zoning Coordinator Services	\$34.88	\$35.58	\$36.54	\$30.82
Building Inspection Services: 1 st \$10,000 in fees 60% of Balance 40% of Balance	Deephaven Woodland Deephaven	Deephaven Woodland Deephaven	Deephaven Woodland Deephaven	Deephaven Woodland Deephaven

- The 2016 Clerical Service fee increases 2.35% due to the gradual increase in salary & benefits for the current Woodland City Clerk Kathyne McCullum.
- The 2016 Police Service Fee increases 2% due to a projected 2% employee salary increase in 2016.
- The 2016 Zoning Coordinator Fee decreases 15.7% due to the difference in salaries and benefits between the former Zoning Coordinator (Gus Karpas) and current Zoning Coordinator Dale Cooney.
- And finally, no change is proposed in the calculation of the Building Inspection Services formula.

Motion by Councilmember Erickson to adopt Resolution No. 36-15, a Resolution Approving the 2016 Contract for Services with Woodland. Seconded by Councilmember Gustafson. Motion carried 5-0.

Mayor Skrede noted that it was a privilege working with Mayor Doak and the City of Woodland.

E. Other

There was no other New Business this evening.

6. UNFINISHED BUSINESS

A. Other

Discussion was held regarding an Eagle Scout project proposed by Patrick Rile to install a small library box near the back entrance to City Hall. The Council expressed their support of this project.

7. REPORTS FROM STANDING COMMITTEES

A. Park Committee

Administrator Young provided a brief review of the Park Committee meeting held on June 2, 2015 regarding a discussion with Terry Minarik of Confluence on a general overview of the proposed Park & Recreation Strategic Plan.

Councilmember Gustafson stated that he would like staff to find a way to control gas usage at the platform courts and to prohibit the use of the platform lighting past midnight.

He stated that the weeds at Deephaven Beach are extensive and would like staff to consider ways to eliminate the weeds either chemically or manually.

B. Boat Committee

Administrator Young presented a review of the Boat Committee meeting held on June 11, 2015 on the Ten Year Rule / Waiting List.

C. EFD Update

Councilmember Erickson provided an update on the May 27th EFD Board meeting.

8. ADJOURNMENT

Motion to adjourn by Councilmember Erickson, seconded by Councilmember Jewett. Motion carried 5-0. The meeting adjourned at 8:54 p.m.

Respectfully submitted,
Dana H. Young, City Administrator