

**DEEPHAVEN CITY COUNCIL MEETING
MONDAY, MARCH 18, 2019
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 Steve Erickson, Kent Carlson, Melissa McNeill, and Tony Jewett

STAFF: City Administrator Dana Young

2. **PLEDGE OF ALLEGIANCE**

The Council recited the Pledge of Allegiance.

3. **APPROVE CONSENT AGENDA**

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

- A. March 4, 2019 City Council Minutes
- B. Approve Request for July 4th Contribution (\$2,000.00)
- C. Approve February 2019 Treasurer's Report

Seconded by Councilmember Jewett. Motion carried 5-0.

4. **MATTERS FROM THE FLOOR**

Dean Friezen, 4395 Cottonwood Lane, was present to request that the City Council consider allowing boat lifts on docks. He stated that this might require the City to revise its current dock policy to allow lifts and may also require other organizations to weigh in. He stated that the two most significant concerns to the City regarding boat slips would be the potential damage to the docks and someone may leave a boat slip for the City to remove. He suggested that the City could require a dock leaseholder who is interested in a boat lift to submit a deposit to the City.

He stated that the City of Excelsior has a boat slip policy that allows solar or battery-powered boat slips that sit underneath the water and can stay in year round. He also stated that the Minnetonka Yacht Club allows boat lifts to be pile driven into the ground for greater stability. He stated that he would like to have an open dialogue on this item.

Mayor Skrede asked Councilmember Carlson if he allows boat lifts at his marina. Councilmember Carlson stated that he doesn't.

Mayor Skrede stated that he would prefer the lifts to be electrically powered.

Councilmember Erickson suggested that they could be strapped onto the dock posts.

Councilmember Carlson thought this might be a good solution.

Councilmember Erickson stated that he would like to look into this issue, who buys the lifts, the potential extension of the City docks, and the permitted size of boats at a future work session.

Mayor Skrede thanked Dean Friezen for coming this evening and hoped that he would continue to work with the Council on this issue.

5. UNFINISHED BUSINESS

A. Review Audit of 2017 Financial Statements

Steve Wischmann, representing BerganKDV, was present to provide an overview of the audit of the 2018 Financial Statements for Council review.

Motion by Councilmember Carlson to accept the Audit of the 2018 Financial Statements as presented. Seconded by Councilmember McNeill. Motion carried 5-0.

B. Adopt Resolution No. 12-19, Committing General Fund Balance

Administrator Young stated that the Fund Balance Policy adopted in 2011 requires the City Council to formalize the commitment of the General Fund balance following the annual audit in order to fund:

- (1) Outstanding compensated absences of city employees (accrued sick leave & vacation), and
- (2) Other Postemployment Benefits (OPEB) to city employees.

He stated that this is done annually after the city audit to determine the audited amount of these committed funds. At December 31, 2018, the audit report established compensated absences of employees at \$119,140 and OPEB Liability at \$131,845. For Fiscal Year 2019, compensated absences of employees have been estimated at \$120,000 and the OPEB Liability at \$135,000.

Motion by Councilmember Carlson to adopt Resolution No. 12-19, a Resolution Committing General Fund Balances for Specific Purposes. Seconded by Councilmember Erickson. Motion carried 5-0.

C. Approve Thorpe Pavilion Rental Application

Administrator Young stated that the Deephaven Park Committee has worked on developing a rental policy and fee structure for the new Thorpe Park Pavilion over the course of their last two meetings. He stated that their first recommendation was in regards to the name of the facility. The Committee felt that the current name “Thorpe Park Multi-Use Facility” was too cumbersome and recommend calling the facility “Thorpe Park Pavilion”.

He stated that in regards to the rental fee, the Committee recommends a two-tiered fee structure. A fee of \$75.00 would be charged to use the Pavilion from Monday – Thursday and \$100.00 would be charged on Friday - Sunday. There would also be a refundable \$50.00 deposit to ensure the key is returned and that the Pavilion has been properly cleaned after its use.

He stated that in regards to the rules and regulations on the use of the facility, the Committee recommends the following:

1. Rental of the Thorpe Park Pavilion is permitted for Deephaven residents ONLY.
2. No alcoholic beverages are permitted in the pavilion or at Thorpe Park.
3. This application allows exclusive use of the pavilion. All other shelters, fields and facilities are available to other park patrons on a “first come, first serve” basis.
4. The key to the pavilion must be returned to Deephaven City Hall the next business day. City Hall hours are 8:00 a.m. to 4:30 p.m. Monday – Thursday and 8:00 a.m. to noon on Friday. Failure to return the key by the next business day will result in forfeiting your \$50.00 deposit fee.
5. The pavilion must be properly cleaned following your use of the building. Failure to clean up the building after your event will result in forfeiting your \$50.00 deposit fee.
6. You may decorate the pavilion for your event but all decorations must be removed from the building and immediate area after your event. Decorations that require nails, staples, tacks, or double-sided tape are not allowed.
7. No open flames are permitted in the pavilion.
8. Pavilion hours of operation: 8:00 a.m. – 10:00 p.m.
9. Pavilion capacity – 30 people
10. Only service animals are permitted in the pavilion.

The Council requested some revisions to the Thorpe Park Rental Application regarding the definition of the pavilion vs. shelter and on including Fridays under the fee structure.

Mayor Skrede requested installing door handles to make access into the building easier.

Motion by Councilmember Erickson to approve the Thorpe Park Pavilion Rental Application as amended. Seconded by Councilmember McNeill. Motion carried 5-0.

D. Minnetonka Blvd Resurfacing Project Update

Councilmember Carlson provided an update of the meeting held last week with the design team of Bolton & Menk and Toole Design to review the proposed material for the open house and to review the geotechnical report prepared by Braun Intertec on the subsurface condition of Minnetonka Blvd. He stated that the geotechnical report states that we have inadequate base and a mill and overlay would only last 7-10 years with extensive annual maintenance required. He stated that the report recommends a reclamation of Minnetonka Blvd.

Mayor Skrede noted that the report states that there is base ranging in depth from 8” to 12” and asked how that would be addressed in a reclamation.

Councilmember Carlson stated that the reclamation machine is able to vary the depth of the material it is grinding up. He added that the exhibits for the open house were reviewed and discussion was held on the plans for community notification, particularly the link on the City’s webpage. He stated that there is another meeting planned with the design team on March 26th.

Councilmember Erickson stated that he has implored the City Engineer to get his link up and running on our webpage. He stated that he plans to put up some graphic maps to show the work in progress.

Mayor Skrede stated that it is important for residents to be updated on a Friday on how they are suppose to get around over the weekend.

Councilmember Carlson stated that he is hoping for daily updates on the webpage.

Mayor Skrede stated that he would prefer that as well but as a pragmatic approach would be content with an update on Mondays and Thursdays.

Councilmember Erickson agreed that we are likely to only get updates twice per week.

Councilmember McNeill asked if there would be a separate link for the other street projects that are planned this year.

Councilmember Erickson stated that the City has never done this before and there are a lot of moving parts to make this work. He stated that, hopefully, this will set the standard on how we communicate street projects in the future.

Mayor Skrede stated that he would like our webpage to be able to allow residents to report potholes. He stated that he talked with the City Engineer this morning and discussed 11' drive lanes with 5' bike paths. He stated that we need to focus on those areas along Minnetonka Blvd where we might not have the full 32' of bituminous roadway. He stated that he isn't as excited about having 5' bikeways as he is to ensure that we have decent sightlines in certain areas of Minnetonka Blvd, which might require some tree removal.

Councilmember Carlson stated that with the uniformity of 12' driving lanes on Vine Hill Road and the southern portion of Minnetonka Blvd, he would like to see if we could maintain 12' driving lanes and a 5' bikeway for a total bituminous width of 34'.

Mayor Skrede stated that he is not interested in painting bike symbols along the bike path. He stated that the pathway will also be used for pedestrians and doesn't want the symbols to deter pedestrians from using the pathway. He stated that he is also concerned that state law requires traffic to be three feet from bicycles and is concerned that the symbols may transfer liability to the City.

Councilmember Erickson stated that the important part is that we will still be building a wider road.

Councilmember McNeill asked if there is anywhere along Minnetonka Blvd where we will have to acquire property for this project.

Councilmember Carlson stated that we have ample right-of-way.

Mayor Skrede stated that he hopes that we will have a ton of good information for the April 4th open house.

E. Other

There was no other Unfinished Business this evening.

6. NEW BUSINESS

A. Other

Mayor Skrede stated that the Public Works Committee may look into contracting some of the patching work this year to assist the crew.

7. REPORTS FROM STANDING COMMITTEES

A. Park Committee

Administrator Young presented a review of the Park Committee meeting held on March 5, 2019 on the following items:

- Clearing of ice rinks over the weekend
- Reviewed the concept designs for the proposed bikeway on Minnetonka Blvd
- Reviewed the Thorpe Pavilion Rental Agreement
- Discussed Shuck Park Improvements
- Reviewed candidates for Park Committee membership

8. ADJOURNMENT

Motion to adjourn by Councilmember Erickson, seconded by Councilmember Jewett. Motion carried 5-0. The meeting adjourned at 8:35 p.m.

Respectfully submitted,

Dana H. Young
City Administrator