

AGENDA

MINNETONKA CITY COUNCIL

REGULAR MEETING, MONDAY, SEPTEMBER 15, 2003

**6:30 P.M.
COUNCIL CHAMBERS**

1. CALL TO ORDER.
2. PLEDGE OF ALLEGIANCE.
3. ROLL CALL: Tauer-Wiersum-Schneider-Thomas-Callison-Allendorf-Anderson
4. APPROVAL OF AGENDA.
5. **APPROVAL OF MINUTES:** August 25, 2003 Regular Meeting.
September 11, 2003 Special Meeting
6. **SPECIAL MATTERS:**
 - A. Proclamation declaring September 16, 2003 Opportunity Partners Day.
7. REPORTS FROM CITY MANAGER & COUNCIL MEMBERS.
8. CITIZENS WISHING TO DISCUSS MATTERS NOT ON THE AGENDA.
9. **BIDS AND PURCHASES (4 VOTES):**
 - A. Consideration of bids for the Park Renewal project at Meadow Park.

RECOMMENDATION: Award the bid to Odesa Construction, Inc., the lowest responsible bidder, in the amount of \$485,797.42.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will be an explanation but no separate discussion on these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately. Concerning motions before the Council, the Council has provided that all motions of the Council shall include staff and commission recommendations as set out in tabular form unless specifically stated otherwise.

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Replays of this meeting can be seen during the following days and times:
Mondays, 6:30 p.m., Wednesdays, 6:30 p.m.,
Fridays, 12:00 p.m., Saturdays, 12:00 p.m.
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10. Items Requiring a Majority Vote:

- A. Claims for council authorization.
- B. Final approval of the GROVELAND PLACE plat at 3111 and 3051 County Road 101 & 3030 Groveland School Road for Co-Par Development.
- C. Designation of voting and alternate voting delegates for the annual Congress of Cities Conference.
- D. Authorization of 2003-2004 worker's compensation coverage.
- E. Resolution adopting the Minnetonka City Council's meeting schedule for 2004.
- F. Review of Park Renewal Master Plan for Libbs Lake Beach.
- G. Review of Park Renewal Master Plan for McKenzie Park.
- H. Resolution stating the position of the City of Minnetonka regarding law enforcement responsibilities on Lake Minnetonka.
- I. Items pertaining to the Carlson Parkway/Cheshire Parkway Traffic Signal Project No. 4901 and the Cedar Lake Road/Hopkins North Junior High Traffic Signal Project no. 4899.
 - 1) Approval of cost sharing agreement with Carlson Real Estate Company
 - 2) Resolution accepting plans and specifications and authorizing the advertisement for bids for Project No. 4899.
 - 3) Approval of cost sharing agreement with Hopkins School District.
- J. Authorization to construct Plymouth Road/Dolittle Drive temporary drainage improvements.
- K. Temporary banner Minnetonka High School Boys and Girls Soccer programs at 18301 State Highway 7 (Minnetonka High School).

11. Items requiring Five Votes:

- A. Resolution approving a conditional use permit, with a sideyard setback variance from 17 to 12 feet, to remodel and expand an existing detached garage that would exceed 12 feet in height and 1,000 square feet at 3723 Farmington Road for Tim Greeley.

12. INTRODUCTION OF ORDINANCES (4 VOTES):

An ordinance must be considered by the City Council at two regular meetings before adoption. At the first meeting, the ordinance is introduced by the Council. The City Council may discuss and /or refer the ordinance to an advisory board for review and public comment. The ordinance will be placed on a second City Council meeting agenda for adoption

A. Introduction of an Ordinance Declaring Violations of Certain Zoning Ordinance Sections to be Public Nuisances.

RECOMMENDATION: Motion to introduce and refer to planning commission.

B. Introduction of an Ordinance Amending the Public Indecency Ordinance.

RECOMMENDATION: Motion to Introduce.

13. PUBLIC HEARINGS:**A. Items pertaining to the proposed Origami West restaurant at 12401 Wayzata Boulevard (Ridgedale Shopping Center):**

- 1) Resolution approving a conditional use permit for a restaurant with a variance from the requirement for a master plan amendment at 12401 Wayzata Blvd. (Ridgedale Shopping Center), for Kiminobu Ichikawa.
- 2) Public hearing to consider applications by Yonki Shoji, Inc., for on-sale and on-sale Sunday intoxicating liquor licenses for Origami West Restaurant, 12401 Wayzata Blvd. (Ridgedale Shopping Center).

RECOMMENDATION:

- 1) Adopt the resolution (4 votes)
- 2) Open the public hearing and continue to October 13, 2003 (4 votes).

14. OTHER BUSINESS:**A. A 23 Unit Townhouse project called the Sanctuary at 3230 and 3306 Groveland School Road and 3305 County Road 101 for Halley's Custom Homes, Incorporated:**

- 1) Resolution approving a comprehensive guide plan amendment from RL, low-density residential to RM, medium density residential.
- 2) Ordinance approving a rezoning from R-1 low density residential to PUD planned unit development, and approving a PUD master development plan, with final site and building plans.
- 3) Preliminary plat.

14. OTHER BUSINESS CONT.

RECOMMENDATION:

- 1) Approve the resolution (4 votes)
- 2) Approve the ordinance (4 votes)
- 3) Give preliminary approval to the plat subject to staff recommendations (4 votes)

B. Items concerning the Meadowwoods development at 18300 Ridgewood Road for Nedegaard Custom Homes, represented by Roger Humphrey, Agent:

- 1) Resolution changing the guide plan from open space to low-density residential;
- 2) Ordinance re-zoning from R-1, low density residential, to PUD planned unit development, and approving a master development plan, with final site and building plans, including variances for rear and wetland setbacks for all lots;
- 3) Ordinance changing the wetland overlay district boundaries;
- 4) Wetland alteration permit;
- 5) Wetland Conservation Act replacement plan; and a
- 6) Preliminary plat, with lot width at the setback variances for eight lots and lot area variances for further subdivision of Lot 6 Block 3.

RECOMMENDATION:

- 1) Adopt the resolution (5 votes).
- 2) Adopt the ordinance (4 votes).
- 3) Adopt the ordinance (4 votes).
- 4) Approve the permit (4 votes).
- 5) Approve the plan (4 votes).
- 6) Give preliminary approval to the plat, with variances (5 votes).

C. Items relating to the 2004 Budget:

- 1) Resolution setting a preliminary 2004 Tax Levy and budget for truth-in-taxation purposes.
- 2) Resolution setting a preliminary 2004 Tax Levy for the Bassett Creek Watershed management tax district.

RECOMMENDATION: Adopt the resolutions (4 votes).

15. APPOINTMENTS and REAPPOINTMENTS (4 VOTES):**A.** Appointment of John C. Riley and Michael C. Hupp, to the Police Advisory Committee.

RECOMMENDATION: Approve the appointment.

16. ADJOURNMENT.