

# **AGENDA**

## **MINNETONKA CITY COUNCIL**

**REGULAR MEETING, MONDAY, SEPTEMBER 29, 2003**

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

1. CALL TO ORDER.
2. PLEDGE OF ALLEGIANCE.
3. ROLL CALL: Wiersum-Schneider-Thomas-Callison-Allendorf-Tauer-Anderson
4. APPROVAL OF AGENDA.
5. **APPROVAL OF MINUTES: NONE**
6. **SPECIAL MATTERS:**
  - A. Presentation of Center Point Energy Community Partnership Grant to the Police Department.
  - B. Proclamation: "City Wide Open House" on October 7, 2003.
7. REPORTS FROM CITY MANAGER & COUNCIL MEMBERS.
8. CITIZENS WISHING TO DISCUSS MATTERS NOT ON THE AGENDA.
9. **BIDS AND PURCHASES (4 VOTES):**
  - A. Items pertaining to the Sunrise Farms Sewer/Water Project No. 5126:
    - 1) Resolution accepting plans and specifications.
    - 2) Consideration of quotes.

RECOMMENDATION: Adopt the resolution and award to lowest responsible contractor.

### **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.

<p>Minnetonka City Council Meetings are broadcast live on channel 16. 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. For more information, please call 952.939.8200 or visit <a href="http://eminnetonka.com">eminnetonka.com</a></p>
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**10. Items Requiring a Majority Vote:**

- A.** Claims for council authorization.
- B.** Approval of a supplemental agreement for Minnehaha Creek Headwaters site improvement Project No. 4748.
- C.** Adoption of an ordinance amending the public indecency ordinance.
- D.** Approval of an agreement with N.A.R.S.
- E.** Authorization of \$10,000 for Advantage Center outreach programs at Crown Ridge Apartments.
- F.** Resolution appointing election judges for the General Election on November 4, 2003.
- G.** Resolution approving a conditional use permit for a detached garage taller than 12 feet and larger than 1,000 square feet at 16108 Birch Lane for Victor and Dianne Carlson.
- H.** Final approval of the SUNRISE FARMS plat at 4821 and 4813 Williston Road for John and Linda Paulson.
- I.** Temporary banners for the Minnetonka Community Theater for their fall production at Minnetonka High School, 18301 State Highway 7.
- J.** Resolutions ordering the abatement of nuisance conditions existing at:
  - 1) 5537 County Rd. 101
  - 2) 14016 Knollway Drive N.
  - 3) 3512 Hopkins Crossroads
  - 4) 2504 Bantas Point Road
  - 5) 12790 Amy Lane
  - 6) 3919 Haven Road
- K.** Amendment to the City Manager's agreement.
- L.** Strategic Framework.
- M.** Temporary banner for the Minnetonka High School football program, 18301 State Highway 7.

**11. Items requiring Five Votes:**

- A.** Appeal of the planning commission's denial of a side yard setback variance for a two-car garage at 4923 Clear Spring Road for Tim O'Conner.

RECOMMENDATION: Approve a six-foot variance for the revised plans.

**12. INTRODUCTION OF ORDINANCES (4 VOTES): NONE**

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

**13. PUBLIC HEARINGS:**

- A.** Public hearing to consider a resolution to vacate a public right-of-way over 5707 and 5715 Kipling Avenue for John and Jill VeLure.

RECOMMENDATION: Hold the public hearing and adopt the resolution, subject to staff recommendation (5 VOTES).

- B.** Public hearing to consider an appeal of the planning commission's decisions concerning a temporary sports dome at the Minnetonka High School stadium at 18301 Highway 7 and 18325 Delton Avenue for Minnetonka Independent School District 276:

- 1) Denied the petition for an Environmental Assessment Worksheet (EAW).
- 2) Approved the site and building plan, with a height variance from 35 feet to 58 feet.

RECOMMENDATION: Hold the public hearing and uphold the planning commission's decisions (4 VOTES to uphold; 4 VOTES to overturn EAW appeal; 5 VOTES to overturn site and building plan review).

**14. OTHER BUSINESS:**

- A.** Consideration of an agreement to accept the Shady Oak Lake Cemetery.

RECOMMENDATION: Approve the agreement (4 VOTES).

**15. APPOINTMENTS and REAPPOINTMENTS (4 VOTES): NONE****16. ADJOURNMENT.**