

AGENDA

MINNETONKA CITY COUNCIL

REGULAR MEETING, MONDAY, AUGUST 23, 2004

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

1. CALL TO ORDER.
2. PLEDGE OF ALLEGIANCE.
3. ROLL CALL: Wiersum-Callison-Schneider-Thomas-Wagner-Ellingson-Anderson
4. APPROVAL OF AGENDA.
5. APPROVAL OF MINUTES: August 9, 2004 regular council meeting.
6. SPECIAL MATTERS:
 - A. Proclamation honoring "Celebrate Groveland . . . 150 Years of Learning."
7. REPORTS FROM CITY MANAGER & COUNCIL MEMBERS.
8. CITIZENS WISHING TO DISCUSS MATTERS NOT ON THE AGENDA.
9. BIDS AND PURCHASES: None.

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.

10. Items requiring a majority vote:
 - A. Claims for council authorization – August 23, 2004.
 - B. Request to remodel the old B-Dalton Book Store at 5101 County Road 101 into retail space and a coffee shop/restaurant for Redstag Properties, LLC.

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10. Items requiring a majority vote – continued:
- C. Items pertaining to CSAH 3 (Excelsior Boulevard) and CSAH 60 (Baker Road) intersection improvements:
 - 1) Resolution approving final plans and construction cooperative agreement with Hennepin County.
 - 2) Authorizing advertisement for bids.
 - D. Resolution approving final plans and construction cooperative agreement with Hennepin County and the City of Hopkins for the CSAH 73 (Hopkins Crossroad) and CSAH 5 (Minnetonka Boulevard) intersection improvements.
 - E. Resolution authorizing the issuance of a senior housing refunding revenue note (WestRidge Senior Housing Project).
 - F. Resolution ordering the abatement of nuisance conditions existing at 15709 Excelsior Blvd.
 - G. Resolutions ordering the abatement of nuisance conditions existing at 2504 Bantas Point Lane, 5651 Oakview Lane, and 13717 Inverness Road.
 - H. Request from William Otting, owner of Otting House Movers, to move a house located at 12790 Amy Lane to Silver Lake Minnesota.
 - I. Ordinances making changes to the floodplain, shoreland, drainage, and storm water ordinances and the ordinance and resolution regarding the water resources management plan.
 - J. Ordinance amending the wetland overlay district.
 - K. Request from Granite/McGrossan for a variance from the noise ordinance for certain nighttime construction work on I-494.
11. Items requiring Five Votes: None.
12. INTRODUCTION OF ORDINANCES:
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. Ordinance adopting a PID (Planned I-394 District) master development plan for an office building at the southwest corner of I-394 and County Road 73.
- RECOMMENDATION: Introduce the ordinance and refer it to the planning commission (4 VOTES).

12. INTRODUCTION OF ORDINANCES – continued:

- B. Ordinance amending City Code Section 300.29 regarding non-conforming uses.

RECOMMENDATION: Introduce the ordinance and refer it to the planning commission (4 VOTES).

13. PUBLIC HEARINGS:

- A. Public hearing to consider resolutions for the special assessment of 2003-2004 projects.

RECOMMENDATION: Adopt the resolutions (4 VOTES).

14. OTHER BUSINESS:

- A. Items concerning Minnehaha Creek Headwaters Park master plan and Gray's Bay area trail:
- 1) Phase II of the Headwaters Park master plan.
 - 2) Gray's Bay area trail alignment.
 - 3) Resolution approving a conditional use permit for a trail and bridge footings within floodplain and wetland buffer areas in the vicinity of the Minnehaha Creek headwaters for the City of Minnetonka.

RECOMMENDATION (4 VOTES):

- 1) Approve Phase II of the master plan.
- 2) Approve the trail alignment.
- 3) Adopt the resolution.

- B. Detachment and annexation agreement to build 28 townhomes at 3600 County Road 101 for Steven Scott Development.

RECOMMENDATION: Approve the annexation agreement and adopt the resolution (4 VOTES).

- C. Resolution supporting a countywide ordinance prohibiting smoking in public places.

RECOMMENDATION: Adopt the resolution (4 VOTES).

14. OTHER BUSINESS – continued:

D. Administrative hearings regarding the following liquor license holders:

- Don Pablo's Operating Corp. d/b/a Don Pablo's
- Dayton's Iron Horse Liquors, Inc. d/b/a Lakeshore Grill
- SID Minnetonka, LLC d/b/a Sidney's
- Target Corporation d/b/a Target store T-1356
- Big Bowl, Inc. d/b/a Big Bowl Café

RECOMMENDATION (4 VOTES):

- 1) Conduct the administrative hearings.
- 2) Decide whether a violation occurred.
- 3) Determine what, if any, penalty should be imposed.

15. APPOINTMENTS and REAPPOINTMENTS: None.

16. ADJOURNMENT.