

## **AGENDA**

### **MINNETONKA CITY COUNCIL**

**REGULAR MEETING, MONDAY, SEPTEMBER 13, 2004**

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

1. CALL TO ORDER.
2. PLEDGE OF ALLEGIANCE.
3. ROLL CALL: Callison-Schneider-Thomas-Wagner-Ellingson-Wiersum-Anderson
4. APPROVAL OF AGENDA.
5. APPROVAL OF MINUTES: August 23, 2004 regular council meeting.
6. SPECIAL MATTERS: None.
7. REPORTS FROM CITY MANAGER & COUNCIL MEMBERS.
8. CITIZENS WISHING TO DISCUSS MATTERS NOT ON THE AGENDA.
9. BIDS AND PURCHASES:
  - A. Consideration of bids for the purchase of a street flusher truck tank and appurtenances.

RECOMMENDATION: Award bid to lowest responsible bidder (4 VOTES).

- B. Consideration of bids for the CSAH 3 (Excelsior Boulevard/CSAH 60 (Baker Road) intersection improvements.

RECOMMENDATION: Award bid to lowest responsible bidder (4 VOTES).

### **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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10. Items requiring a majority vote:
  - A. Claims for council authorization – September 13, 2004.
  - B. Proposed orders for tobacco license stipulations.
  - C. Items concerning Knollway Park for Brauer & Associates:
    - 1) Resolution approving a conditional use permit for an impervious trail in a required wetland buffer.
    - 2) Site and building plan review.
  - D. Resolution creating a Minnehaha Creek partnership.
  - E. Certificate of Correction for Bebeaus Deerwood Trails at 15509 Excelsior Boulevard for Ken Holmbeck, Survey Specialists.
  - F. Resolution establishing findings of fact for not preparing an Environmental Impact Statement for the Woodgate Pond portion of the Nine Mile Creek Watershed District water quality improvement projects.
  - G. Resolutions pertaining to tax-forfeited land within the City of Minnetonka:
    - 1) Approving the classification of non-conservation tax-forfeited land.
    - 2) Approving the auction to adjacent owners of certain tax-forfeited land.
  - H. Agreement for prosecution services with the cities of Minnetrista and St. Bonifacius.
  - I. Execution of deeds and temporary permits for the CSAH 101 street improvement project.
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 amending City Code Section 300.30 regarding outdoor advertising signs.

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

## 12. INTRODUCTION OF ORDINANCES – continued:

- B. Items pertaining to conveyance of fee title and permanent and temporary easements to the State of Minnesota for the I-494 improvement project:
- 1) Ordinance authorizing conveyance.
  - 2) Resolution authorizing execution of necessary documents for conveyance of fee title and permanent and temporary easements.

## RECOMMENDATION (4 VOTES):

- 1) Introduce the ordinance.
- 2) Adopt the resolution.

## 13. PUBLIC HEARINGS:

- A. Public hearing to consider a master development plan, with variances, for an office building at the southwest corner of I-394 and County Road 73.

RECOMMENDATION: Hold the public hearing and adopt the ordinance (5 VOTES).

## 14. OTHER BUSINESS:

- A. Preliminary plat, with variance, for a three-lot subdivision at 3634 Rainbow Drive for Capestone Builders Corporation.

RECOMMENDATION: Approve the preliminary plat with variance (5 VOTES).

- B. Items concerning the CROSBY COVE plat at 2511, 2531, and 2545 Crosby Road for Paragon Designers and Builders:

- 1) Approval of the final plat.
- 2) Approval of a supplemental agreement.

RECOMMENDATION: Approve the final plat and supplemental agreement (4 VOTES).

- C. Resolutions adopting the preliminary tax levy:

- 1) Resolution setting a preliminary 2005 tax levy and budget for Truth-in-Taxation purposes.
- 2) Resolution setting a preliminary 2005 tax levy for the Bassett Creek Watershed Management Tax District.

RECOMMENDATION: Adopt the resolutions (4 VOTES).

## 15. APPOINTMENTS and REAPPOINTMENTS:

- A. Minnehaha Creek Watershed District Public Advisory Committee appointments.

RECOMMENDATION: Approve the appointments.

16. ADJOURNMENT.