



# City of Medicine Lake

10609 South Shore Drive • Medicine Lake, Minnesota 55441 • (763) 542-9701 • (763) 746-0142 fax

November 7, 2016

## City of Medicine Lake Council Minutes

**Present:** Mayor Gary Holter; Councilors Jack Garberg, Scott Marks, Ron Tomczik and Connie Shaffer; Treasurer Craig Kile; Clerk Nancy Pauly; Fire Chief Mike Helman; Public Works & Parks Commissioner Chris Klar; Planning Commission Jon Pettengill; Bassett Creek Watershed Commissioner Clint Carlson; City Planner Brad Scheib.

**Absent:** no one.

**Miscellaneous attendees:** Hennepin County Sheriff Lieutenant Kevin Schwartz, Chris Heim, Susan Wiese, Mary Anne Young.

Mayor Holter called the meeting to order at 6:00 p.m. The Pledge of Allegiance was recited.

### Minutes and Agenda

- **Motion to approve the agenda as presented forwarded by Councilmember Shaffer and seconded by Councilmember Marks. With all in favor, the motion carried.**
- **Motion to approve the October 3rd, 2016 minutes forwarded by Councilmember Shaffer and seconded by Councilmember Garberg. With all in favor, the motion carried.**

### Open Forum

- None.

### Fire Department Report – Mike Helman

- Reported seven calls for the year.
- Reported two calls since last City Council meeting. One house fire and one medical.
- Reported completed annual pump and driving training.
- Reported Boat 11 is out of service for the year.

### Public Works Report – Chris Klar

- Reported the televising of the sewer will start Thursday.
- Reported the culvert work is planned for the spring.

### Parks Report – Chris Klar

- Reported the park is shut down for the winter.

### Bassett Creek Watershed Management Commission Report – Clint Carlson

- Ms. Wiese reported we are invited to a Met Council sponsored meeting the first week in December to learn how to write a surface water management plan.

### Planning Commission Report – Jon Pettengill

- Reported the Planning Commission met on October 27<sup>th</sup> and revisited the request for variances for 161 Peninsula Road. Mr. Scheib reported that the Planning Commission kept the condition of removing the detached garage. He said the condition must be directly related to and bear a rough proportionality of the impact created by the variance. Councilmember Marks said he's not opposed to

leaving the garage. Councilmember Tomczik said we are setting a precedent if we allow the garage to remain. Councilmember Shaffer said if we don't have a defensible position then we can't require it but we can request it. Mayor Holter said the biggest issue is the side setback. Furthermore, he said it would be nice if the garage were removed. Councilmember Marks said it's too tenuous to require the teardown of the garage, but we can request it. Councilmember Garberg agreed with Councilmember Mark's comments. Mr. Scheib said the deck on the house does not meet zoning code and will need to be modified.

- **Motion to approve resolution 16-7 a resolution approving a variance from section 3100.5 of the zoning code to increase the degree of non-conformity of a non-conforming principal building into the lake yard and side yard at 161 Peninsula Road striking condition 2 the removal of the exiting non-conforming garage forwarded by Councilmember Marks and seconded by Councilmember Shaffer. Councilmembers Marks, Garberg, and Shaffer in favor. Mayor Holter and Councilmember Tomczik opposed. Motion passed.**
- Mr. Scheib said he will communicate to the property owner that it is very desirable to remove the garage structure.
- Councilmember Tomczik asked about enforcing water skiers to stay away from docks.

#### Treasurer's Report-Craig Kile

- Receipts in reporting period: \$12,137
- Receipts year to date: \$219,512
- Disbursements in reporting period: \$46,800
- Disbursements year to date: \$278,388
- **Motion to approve the summary spending, receipts and cash balances through November 6, 2016 forwarded by Councilmember Shaffer and seconded by Councilmember Marks. With all in favor, the motion carried.**
- Mr. Kile expressed his difficulty in aligning Metro West's inspections with invoices. He said we have not filed quarterly reports with the State in almost two years because he doesn't have the necessary information. Mr. Scheib suggested talking with the city of Greenfield.
- Mr. Kile reported the League of Minnesota Cities wants a change in oversight of banking activities so that we can preserve higher limits on the fiduciary bond. They will limit it to \$50,000 unless we make some changes otherwise it will be \$500,000. Specifically, they want additional reviews of bank statements and cleared checks by persons other than those who have signing authority and control of the accounting system. Councilmember Tomczik was recommended.

#### Officer Reports:

##### Councilmember Garberg

- Reported he needs to find out whether the Hennepin County Sheriff signed the contract.

##### Councilmember Shaffer

- Reported there is one rental with an outstanding rental property inspection to do item.
- Reported notices will go out in this month's Laker for rental licenses renewals.

##### Councilmember Tomczik

- Reported on Randy's Sanitation third quarter tonnage report. Our organics are holding their own. Randy's is impressed.
- Reported Randy's Sanitation sent out a 2017 pickup schedule. It will be posted in the Laker.
- Reported several mailboxes were knocked over.

##### Councilmember Marks

- Reported the Comprehensive Plan survey has been deployed in Survey Monkey:

- <https://www.surveymonkey.com/r/H3RBL3F>
- <https://www.surveymonkey.com/r/HBLDMHT>
- Reported the sewer inspection will take place.

Mayor Holter

- Reported nothing new to report.

Unfinished Business

- None.

New Business

- **Motion to approve ordinance 120 an ordinance amending ordinance no. 21 regulating parking within public rights-of-way within the City of Medicine Lake, MN forwarded by Councilmember Marks and seconded by Councilmember Garberg. With all in favor, the motion carried.**
- **Motion to approve resolution 16-8 a resolution accepting a monetary gift of \$212 from Stephen and Virginia Husted to benefit the City of Medicine Lake Fire Department forwarded by Councilmember Garberg and seconded by Councilmember Marks. With all in favor, the motion carried.**
- **Motion to approve resolution 16-9 to accept a donation of an AED unit from Plymouth Lions forwarded by Councilmember Shaffer and seconded by Council Garberg. With all in favor, the motion carried.**
- Councilmember Shaffer reported that the new Medicine Lake Community Club met last night. They will start collecting information for the new directory.
- Mr. Klar asked about a new sewer hookup at 211 Peninsula Road. Mr. Scheib said he has not heard anything.

**Motion to adjourn forwarded by Councilmember Shaffer and seconded by Councilmember Marks. With all in favor, the motion carried at 7:48 p.m.**

Respectfully submitted,

Nancy Pauly  
City Clerk

Approved on December 5, 2016