

MINUTES
CITY COUNCIL
CITY OF WOODLAND



MONDAY, JANUARY 12, 2015

1. OATH OF OFFICE – John Massie and Elizabeth Weiner

Mayor Doak administered the Oath of Office to Mr. Massie and Ms. Weiner and they were then seated as members of the City Council.

2. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

3. ROLL CALL

Present: Mayor Doak, Council Members Carlson, Massie, and Weiner

Excused: Council Member Newberry

4. PRESENTATION

A. Adoption of a Resolution Recognizing Council Member Chris Rich for his years of service on the Woodland City Council

Doak moved, seconded by Massie to adopt the resolution recognizing Council Member Chris Rich for his years of service on the Woodland City Council.
Motion carried 4-0.

B. Presentation of a Resolution Recognizing Council Member Chris Rich

Mayor Doak presented the resolution to Mr. Rich and thanked him for his service to the City.

5. CONSENT AGENDA

- A. Minutes of the December 8, 2014 Regular City Council meeting
- B. Resolution No. 01-2015 regarding the City's Official Calendar for 2015
- C. Approval of a permit to keep multiple dogs for Bob Ripley at 2730 Breezy Heights Road
- D. Resolution No. 06-2015 approving variances and a conditional use permit for Boris Ninkovic for the property located at 2800 East Road

Carlson moved, seconded by Weiner to approve the consent agenda as submitted.
Motion carried 4-0.

6. PUBLIC COMMENT – NONE

7. PUBLIC HEARINGS

- A. Public Hearing and consideration of Resolution No. 09-2015 relating to a request from Lecy Brothers Homes and Remodeling for the property located at 2515 Cedar Point Drive for variances to encroach into the required front and west side yard setbacks in conjunction with the construction of the drain field for a new septic system.

Mayor Doak opened the public hearing.

Zoning Administrator Karpas presented an overview of the request. He noted that although the Minnesota Pollution Control Agency (MPCA) regulates the construction of septic systems, it allows the City to grant variances for placement of septic systems. Mr. Karpas stated the need for a variance was precipitated by the fact that the drain field can only be placed in the location that is noted on the submitted plan. He said that State Statutes require an alternative for placement of a system should the main system fail. Mr. Karpas explained that the City's ordinance allows for holding tanks for a backup system should the main system fail.

Mr. Karpas said he spoke to two adjacent property owners regarding the variance and they stated support. He noted that all of the materials would be below-grade and there would be no aesthetic implications to surrounding properties.

In response to a question from Council Member Carlson, the applicant stated the property owner has an option to add a back-up generator to power the sewer pumps.

The public hearing was closed.

Massie moved, seconded by Carlson to adopt Resolution No. 09-2015 relating to a request from Lecy Brothers Homes and Remodeling for the property located at 2515 Cedar Point Drive for variances to encroach into the required front and west side yard setbacks in conjunction with the construction of the drain field for a new septic system. Motion carried 4-0.

8. NEW BUSINESS

- A. Discussion relating to the City's Deer Management Program

Mayor Doak introduced the item and asked Mr. Karpas to present the staff report.

Mr. Karpas explained that the City has a permit through the Minnesota Department of Natural Resources (DNR) for the harvest of 12 deer. However, the DNR recently changed its permitting process for the taking of deer which made the current trapping system used by the City obsolete and cost-prohibitive. He

recommended that the City work with the United States Department of Agriculture (USDA) which has a deer control program that has been successful. The USDA baits property, monitors, and shoots the deer and is able to harvest an average of five deer per night.

Council Member Massie, who interviewed the USDA representatives, said he initially had concerns regarding discharging firearms in the City. However, he believed the positives outweigh the negatives in that the USDA staff indicated they shoot downward and use night vision instruments. In addition, the USDA program is not an on-going process because they are able to take more deer in one night rather than the on-going trapping of deer which took much more time and effort.

Council Member Weiner asked if the size of properties made a difference for the taking of deer. It was noted that the process that is used by the USDA does not require large tracts of land.

Mr. Karpas said that he would be contacting the City of Minnetonka regarding a joint project for a flyover count to validate the number of deer in the area.

The Council discussed the taking of coyotes by the USDA staff. It was decided that the program should focus on the deer harvest and coyotes should only be taken if they interfere with the deer harvest. Mayor Doak noted that coyotes tend to quickly re-populate areas after others are removed.

Doak moved, seconded by Carlson to authorize staff to develop and enter into an agreement for the harvesting of deer and explore the removal of coyotes if they interfere with the taking of deer. Motion carried 4-0.

- B. Resolution No. 03-2015 Designating Annual Appointments and Assignments for 2015.

Doak moved, seconded by Massie to adopt Resolution No. 03-2015 Designating Annual Appointments and Assignments for 2015. Motion carried 4-0.

- C. Resolution No. 05-2015 Relating to the to the City of Woodland representation on the Lake Minnetonka Conservation District (LMCD) Board for 2015.

Massie moved, seconded by Weiner to adopt Resolution No. 05-2015 Relating to the to the City of Woodland representation on the Lake Minnetonka Conservation District (LMCD) Board for 2015. Motion carried 4-0.

- D. Resolution No. 02-2015 regarding the establishment of the Administrative Fee Schedule

Weiner moved, seconded by Carlson to adopt Resolution No. 02-2015 regarding the establishment of the Administrative Fee Schedule. Motion carried 4-0.

- E. First Reading of an Ordinance No. 01-2015 pertaining to the 2015 Municipal Fee Schedule amending Chapter 3 of the City of Woodland Code of Ordinances

Massie moved, seconded by Carlson to hold the First Reading, waive the Second Reading and adopt Ordinance No. 01-2015 pertaining to the 2015 Municipal Fee Schedule amending Chapter 3 of the City of Woodland Code of Ordinances. Motion carried 4-0.

- F. Resolution No. 08-2015 relating to Council Policy No. 5-2 – Authorized Persons to Water Shut off/Reconnect in the Groveland Homeowners Association

Council Member Carlson indicated that she called other cities in the area and those cities do not allow anyone but staff to handle the water equipment. Mayor Doak clarified that the new policy was an accommodation to residents who desired a more cost-effective option for turning their water off/on. He noted that the policy outlines the fact that homeowners are responsible for damage to curb stops and related damage to their property if they opt to turn the water off/on themselves. Mayor Doak explained that preparing a house for winter is complicated and the City would not be held liable for any damage to homes unless its staff is found to be negligent..

Carlson moved, seconded by Weiner to adopt Resolution No. 08-2015 relating to Council Policy No. 5-2 Authorized Persons to Water Shut off/Reconnect in the Groveland Homeowners Association. Motion carried 4-0.

9. OLD BUSINESS - NONE

10. MAYOR'S REPORT

Recycling

Mayor Doak reported that the recycling tonnage declined in 2014; however, the number of residents who recycled in 2014 increased from 88% to 90%.

Metropolitan Council

Mayor Doak referenced a Metropolitan Council newsletter article relating to a Housing Policy Plan. He said the plan includes the review of local comprehensive plans for a housing element and housing implementation program that is required by state law and for minimum and maximum densities. Mayor Doak noted that the plan also includes the Metropolitan Council working with local governments to define their share of the metropolitan area need for low and moderate income housing. He said the goal of the Metropolitan Council plan is to build stronger housing elements and implementation and identify additional low income opportunities to place in local comprehensive plans. Mayor Doak stated that practical economics and environmental concerns precluded high density, moderate income housing in the City of Woodland.

11. COUNCIL REPORTS

- A. Carlson – Enterprise Finance and Operations, Intergovernmental Relations, and MCWD

Meeting with State Representative John Applebaum

Council Member Carlson reported that she and Mayor Doak met with the City's new State Representative, John Applebaum. She provided Mr. Applebaum with the legislative summary list she developed for the City Council, and he was very responsive. Council Member Carlson said Mr. Applebaum was open to ideas, was reasonable, and was committed to helping the City.

Minnehaha Creek Watershed District

Council Member Carlson said the Minnehaha Creek Watershed District interviewed candidates for the District Administrator position.

Council Member Carlson indicated that two District Board members will be appointed by Hennepin County in February and there are several good new candidates to fill the two positions.

- B. Massie – Road Right-of-way Maintenance, Trees, Deer Management

Mayor Doak indicated that City Engineer Dave Martini is working on a master plan for the Breezy Point Road project and he will be meeting with Councilor Massie and Mr. Martini in the near future to discuss the plan.

- C. Newberry – Ordinances, Septic Ordinance, and Inspections – NONE

- D. Weiner – Public Safety, Police and Fire, General Finance

Council Member Weiner reported that she met with the City's Police Chief and will be meeting with the Fire Chief and the area Emergency Management Team Leader, Scott Gruber. Ms. Weiner also noted that she will be meeting with City staff to review the City's finances.

12. ACCOUNTS PAYABLE

Carlson moved, seconded by Weiner to approve the Accounts Payable as submitted.
Motion carried 4-0.

13. TREASURER'S REPORT

Massie moved, seconded by Carlson to approve the Treasurer's Report as submitted.
Motion carried 4-0.

14. ADJOURNMENT

Carlson moved to adjourn the regular meeting of January 12, 2015 of the Woodland City Council. Motion carried by consensus. The meeting adjourned at 9:00 p.m.

ATTEST:

Kathryne A. McCullum, City Clerk

James S. Doak, Mayor