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**WAYZATA CITY COUNCIL
MEETING MINUTES
January 2, 2018**

AGENDA ITEM 1. Call to Order.

Mayor Pro Tem Tyacke called the meeting to order at 7:00 p.m.

AGENDA ITEM 2. Pledge of Allegiance.

AGENDA ITEM 3. Roll Call.

Council Members present: Koch, McCarthy, Plechash and Tyacke. Council Member absent and excused: Mayor Willcox. Also present: City Manager Dahl, Director of Planning and Building Thomson, and City Attorney Schelzel.

AGENDA ITEM 4. Approve Agenda.

Mrs. McCarthy made a motion, seconded by Mr. Plechash to approve the agenda. There was no further discussion. The motion carried 4/0.

Mayor Pro Tem Tyacke noted the Council met in Workshop prior to the meeting to discuss 2018 organizational changes.

AGENDA ITEM 5. Public Forum.

None.

AGENDA ITEM 6. New Agenda Items.

None.

AGENDA ITEM 7. Consent Agenda.

Mayor Pro Tem Tyacke referred to the variance requests of items 7(e) and 7(f) and inquired if any of the neighbors had expressed opposition at the public hearing. Director of Planning and Building Thomson confirmed no one expressed opposition.

Mr. Plechash made a motion, seconded by Mr. Koch, to approve the consent agenda:

- a. Approval of City Council Workshop Meeting Minutes of December 19, 2017, and City Council Regular Meeting Minutes of December 19, 2017
 - b. Approval of Check Register
 - c. Approval of Municipal Licenses
 - d. Approval of 5:30 p.m. on April 17, 2018 as the Time and Date for our 2018 Local Board of Appeal and Equalization Meeting
 - e. Approval of Resolution No. 03-2018 Approving Setback Variances at 908 Shady Lane East
 - f. Approval of Resolution No. 04-2018 Approving Setback Variances at 126 Circle A Drive South
 - g. Approval of a 2018 Lease Agreement with the Wayzata Chamber of Commerce (for Wayzata Depot, 402 Lake Street East)
- There was no further discussion. The motion carried 4/0.

AGENDA ITEM 8. New Business.

- a. **Consider Approval of Resolution No. 01-2018 Designating Appointments and Assignments for 2018**

City Manager Dahl reported on the following 2018 Appointments and Assignments:

- Steven Tyacke – Mayor Pro Tem; 2) Johanna McCarthy; 3) Dan Koch; 4) Alex Plechash

- 1 • Daniel Baasen – LMCD Board of Directors
- 2 • Johanna McCarthy – Suburban Rate Authority Representative
- 3 • Best & Flanagan (David Schelzel) – City Attorney
- 4 • Jeffrey W. Lambert, PA – Prosecuting Attorney
- 5 • Hennepin County (City of Minnetonka) – Health Officer
- 6 • *Wayzata Sun Sailor* – Official Newspaper
- 7 • Kurt Klapprich – Assistant Weed Inspector
- 8 • Becky Malone – Responsible Authority
- 9 • Rolf Erickson with Southwest Assessing – Residential Property Assessor
- 10 • Hennepin County Assessor’s Office – Assessor for Commercial, Industrial, Utility &
- 11 Apartment, and the “Promenade of Wayzata” properties
- 12 • Mayor Ken Willcox, Steven Tyacke, and Jeffrey Dahl – City Representatives on Lake
- 13 Effect Team
- 14 • Jeff Thomson – Lake Effect Lead Staff Person
- 15 • Anchor Bank, UBS Financial Services, Morgan Stanley Smith Barney, League of
- 16 Minnesota Cities 4M Fund & 4M Plus, Wells Fargo Bank, N.A. – Official Depositories
- 17

18 Mr. Dahl stated they switch newspapers each year between the two primary official local
19 newspapers.

20 Mrs. McCarthy commented it had been an honor to serve as the Suburban Rate Authority
21 Representative for the past three years, and offered to let another Council Member serve in that
22 role. She also requested further discussion on the Health Officer Role with the City of Minnetonka
23 at a future Workshop. Mr. Dahl agreed to set this up.

24 Mr. Plechash offered to serve as the Suburban Rate Authority Representative. He also
25 inquired what benefit the designated newspaper receives.

26 Mr. Dahl responded the City pays the newspaper to publish all its public notices and
27 ordinance changes.

28 Mrs. McCarthy made a motion, seconded by Mr. Koch to adopt Resolution No. 01-2018
29 Designating the City Appointments and Assignments for 2018, as amended with Council Member
30 Plechash serving as the Suburban Rate Authority Representative.

31 Mr. Plechash noted Kurt Klapprich is appointed as the Assistant Weed Inspector, and
32 inquired who the Weed Inspector is.

33 Mr. Dahl responded Mayor Willcox is the Weed Inspector.

34 There was no further discussion. The motion carried 4/0.

35
36 **b. Consider Approval of Resolution 02-2018 Authorizing the Issuance of Special Permits**
37 **for Extended On-Sale Liquor Sales Hours for the Super Bowl**

38 City Manager Dahl reported the Minnesota Legislature passed a special session law allowing
39 service of alcohol through extended hours for the 2018 Super Bowl. Other cities have passed
40 similar resolutions and it would require businesses to fill out an application and submit it with a
41 \$250 fee. He stated Chief Risvold had indicated that he did not see any major concerns as long as
42 the permitting process was completed. The Hotel Landing and a few other restaurants have
43 requested the later closing hours.

44 Mrs. McCarthy inquired about the current hours businesses are allowed to serve, if a review
45 of previous issues will be taken into consideration before issuing the permit, and if this permit only
46 allows for indoor service.

47 Mr. Dahl stated currently the State Statute allows businesses to stay open until 2:00 a.m.,
48 but Wayzata businesses are only allowed to be open until 1:00 a.m., per City regulations. This
49 permit would allow for a three-hour extension. When an application is submitted, it will be
50 reviewed by himself, City staff, and the police department. They will determine if there are reasons

1 not to approve it or attach conditions, if needed. Outdoor service could take place if the special
2 event permit allowed for it.

3 Mrs. McCarthy expressed concern with having outdoor service until 4:00 a.m., as it could
4 potentially disrupt the community.

5 City Attorney Schelzel explained this special permit for extended hours would only be for
6 establishments that already hold a license, and would be for their current licensed premises. If their
7 current license allows outdoor service, this would allow them to extend their hours outdoors as
8 well. If their current license does not allow outdoor service, they would have to go through a
9 separate permitting process for it.

10 Mr. Dahl noted the City does not allow for outdoor patios on city right-of-way in the winter
11 and so applicants would have to go through the special event permitting process in order to allow
12 for an exception to that rule.

13 Mayor Pro Tem inquired if more enforcement resources would be needed during the
14 extended hours.

15 Mr. Dahl stated Chief Risvold indicated he did not see the need for additional enforcement.
16 However, it may be determined through the permitting process that an establishment may require
17 additional security.

18 Kim Nevins, with The Hotel Landing, requested the Council consider approval of this
19 resolution. She stated the hotel has booked over \$250,000 in guest rooms and food and beverage
20 revenue over these four days. They have international guests staying in Wayzata that include
21 executives and customers with LG, Delta Airlines and MetLife.

22 Mr. Dahl inquired if they are planning any type of outdoor activity.

23 Ms. Nevins confirmed they were not.

24 Terri Huml, 293 Grace Pointe Court, owner of Giannis Restaurant, stated the Hotel
25 Landing is completely sold out to the top tier business people in the country. She wants to be able
26 to give guests the same world class opportunity, treatment, and availability for hospitality they
27 could get other places in the country, and supports this resolution.

28 Mr. Plechash made a motion, seconded by Mr. Koch to adopt Resolution No. 02-2018
29 Authorizing the Issuance of Special Permits for Extended Hours of On-Sale Liquor Sales during
30 the 2018 Super Bowl. There was no further discussion. The motion carried 4/0.

31 32 **AGENDA ITEM 9. City Manager's Report and Discussion Items.**

33 **a. Upcoming Events/Announcements**

- 34 • The electric car charging stations are open in the parking ramp. They plan to keep the
35 service free for now, determine how much energy is being used and consider if a fee should
36 be proposed in the future.
- 37 • Staff is working on the City's annual report and will present it in the near future.
- 38 • The Public Works department will begin collecting Christmas trees on January 8.

39 40 **b. Council Member Updates/Announcements**

41 Mayor Pro Tem Tyacke announced the Fire Department is seeking candidates for paid on-call
42 positions.

43 44 **AGENDA ITEM 10. Public Forum Continued (if necessary).**

45 There were no comments.

46 47 **AGENDA ITEM 11. Adjournment.**

48 Mrs. McCarthy made a motion, seconded by Mr. Koch to adjourn. There being no further business,
49 Mayor Pro Tem Tyacke adjourned the meeting at 7:34 p.m.

1 Respectfully submitted,

2

3 *Becky Malone 01-16-2018*

4

5 Becky Malone

6 City Clerk

7

8 Drafted by Shannon Schmidt

9 *TimeSaver Off Site Secretarial, Inc.*