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**WAYZATA CITY COUNCIL
MEETING MINUTES
February 7, 2018**

AGENDA ITEM 1. Call to Order.

Mayor Willcox 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, and Plechash. Council Members absent and excused: Mr. Tyacke. Also present: City Manager Dahl, City Engineer Mike Kelly, and City Attorney Schelzel.

Mayor Willcox recognized Linda Tyacke, wife of Council Member Steven Tyacke, who recently passed away.

AGENDA ITEM 4. Approve Agenda.

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

Mayor Willcox noted the Council met in Workshop prior to the meeting to receive an update from the Environmental Health Department and on the Strategic Plan.

AGENDA ITEM 5. Public Forum.

a. Introduction of New Motor Vehicle Department Employee Becky Ehlert

Motor Vehicle Manager Nick Heider introduced Becky Ehlert and thanked the Council for allowing him to hire another full-time employee.

Ms. Ehlert commented she has loved the transition and has felt very welcomed.

City Manager Dahl commented Mr. Heider's brother is the manager at the Ridgedale Service Center where Ms. Ehlert previously worked.

Mr. Heider stated they have been processing many passports. He also said their department has experienced additional work, had to hire an additional full-time employee, and has put in a lot of overtime as a result of the State's new MNLARS (Minnesota Licensing and Registration System) system. He said that under New Business on tonight's agenda, he is asking Council to consider a resolution asking the State to enact legislation to provide deputy registrars with proper compensation for the additional operating costs associated with the new State implemented MNLARS system.

Mrs. McCarthy requested information on what residents need to do regarding changes to REAL ID driver's licenses and if the State has shortened the time it takes to issue a title.

Mr. Heider responded that Wayzata provides limited service driver's license services and residents who wish to apply for the REAL ID will need to go to the Plymouth exam station or Ridgedale Service Center. However, a passport book or card will be sufficient for REAL ID. They have a brochure available for residents who would like more information. The title turnaround time recently went from 96 days down to 81 days, but it continues to be an issue. Regarding tabs, the State is collecting payment from people who renew them online or by mail but is not sending them their tabs. The Wayzata office must help residents send an intake form to the State with a copy of their proof of payment, and the State will then mail out their tabs.

Mayor Willcox inquired about passport fees.

1 Mr. Heider confirmed the processing fee for passports is increasing from \$25.00 to \$35.00,
2 but not the cost of passports themselves.

3 Mayor Willcox thanked him for the great service they provide and welcomed Ms. Ehlert.
4

5 **b. Comprehensive Plan Update – 2040 Sailing Ahead**

6 City Manager Dahl commented the City has partnered with Future iQ to lead the community
7 engagement process for the City's 2040 Comprehensive Plan Update.

8 Juliana Panetta from Future iQ reported on the Stakeholder Engagement Report, which
9 brings together the entire community's wishes and aspirations and serves as a launching pad for
10 the Comprehensive Plan vision. She highlighted the key issues they focused on during the
11 engagement process and stated the following themes represent what came from this process: 1)
12 City-wide connectivity, walkability, and pedestrian focus; 2) Charm; 3) Housing
13 availability/affordability; 4) Sustainability/nature; 5) Vibrant city spaces and parks; and, 6) Aging
14 population.

15 Ms. Panetta reported there have been high levels of agreement around most of the key
16 issues. Some common topics that came from the discussion are intentionality with having a
17 multigenerational City, energy around a revitalized Wayzata Boulevard, and a desire to connect the
18 City through a potential innovative way to get around. She noted the entire report will be posted
19 online at www.wayzata.org/wayzata2040.

20 Ms. Panetta stated there will be an Advisory Committee meeting on February 22 where
21 they will present the final Wayzata vision. After that, they will meet with City Council members in
22 a Workshop session on March 6, and then determine if any further revisions are needed.

23 Mr. Dahl stated the City is currently moving forward with its consultant relationships, so
24 it can proceed immediately once this report is completed and there will be a couple more open
25 houses to review the contents. They hope to send it out to neighboring communities for feedback
26 this fall and submit it to the Metropolitan Council by the end of the year.

27 Mayor Willcox inquired how the major themes will get communicated to those that are
28 working on the overall Comprehensive Plan.

29 Mr. Dahl responded the engagement process should reflect what the majority of the citizens
30 want. While there will be additional opportunities for engagement, the feedback indicates that most
31 people love the community and like the way it is going, and there probably will not be a major shift
32 in zoning regulations or other plans.

33 Ms. Panetta noted the Advisory Committee that worked on this visioning process will be
34 the same people who work on the Comprehensive Plan.
35

36 Becky Pierson, Wayzata Chamber President, announced the Chilly Open will take place on Friday,
37 February 9, and Saturday, February 10. She highlighted some of the activities and encouraged
38 people to attend. More information can be found at wayzatachillyopen.com and on Facebook. She
39 noted the differences between the amateur and pro golf passes and explained the golf passes and
40 Saturday concert tickets need to be purchased. The Cinema and Skates, dogsled rides, and Snowga
41 are free and do not require a ticket

42 Mr. Koch inquired if they still need volunteers.

43 Ms. Pierson responded they are still in need of volunteers on Saturdays, and people can
44 sign up online.

45 Mayor Willcox inquired why they did not hold the Chilly Open on Super Bowl weekend.

46 Ms. Pierson stated it was considered, but as it drew closer, they realized how stretched the
47 vendors would be as well as how limited the available resources might be for them. The Chilly
48 Open only provides a glimpse of Wayzata and they did not want visitors to view it as a
49 representation of what Wayzata is all about.
50

51 **AGENDA ITEM 6. New Agenda Items.**

1 None.

2
3 **AGENDA ITEM 7. Consent Agenda.**

4 Mr. Plechash referred to item 7(b), Approval of the Check Register. Regarding the fee paid to the
5 Metropolitan Council, he requested more detail on what it pays for, how it is calculated, and what
6 the City receives in return for the large payment.

7 City Engineer Kelly commented this quarterly payment has to do with the inflow and
8 infiltration overcharges. In the past few years, they have lined some of the City's pipes in an effort
9 to minimize infiltration and reduce the overage fee. It is a required and budgeted payment, and an
10 incentive to the City to improve its system.

11 Mr. Plechash made a motion, seconded by Mrs. McCarthy, to approve the consent agenda:

- 12 a. Approval of City Council Workshop Meeting Minutes of January 16, 2018, and City
13 Council Regular Meeting Minutes of January 16, 2018
- 14 b. Approval of revised Check Register
- 15 c. Approval of Municipal Licenses
- 16 d. Approval of Engagement Letter with Malloy, Montague, Karnowski, and Radosevich
17 (MMKR) for 2017 Financial Audit
- 18 e. Approval of Second Reading of Ordinance No. 778 Amending the Official Zoning Map of
19 the City to Rezone Property at 350 Gardner Street East to PUD Planned Unit Development
20 District
- 21 f. Approval of Resolution No. 07-2018 Approving Conditional Use Permit for a Fence at 119
22 Benton Avenue North
- 23 g. Approval of Resolution No. 08-2018 Approving Variances for an Addition to the Home at
24 315 Park Street East
- 25 h. Approval of Proposed Expansion of Summit Park Cemetery
- 26 There was no further discussion. The motion carried 4/0.

27
28 **AGENDA ITEM 8. New Business.**

29 **a. Consider Approval of Resolution No. 06-2018 Supporting MN License and**
30 **Registration System Maintenance**

31 City Manager Dahl reported this resolution will help cover the cost of equipment, training,
32 additional staff and overtime incurred due to the unsuccessful rollout of MNLARS. The State also
33 shifted (uncompensated) work from the State to the City. This resolution will help increase
34 pressure on the State to add or shift revenue back to Motor Vehicle Departments and make
35 operations more financially solvent.

36 Mrs. McCarthy summarized MNLARS is costing the City more time and money and the
37 State is paying the City less for a system that is not working as it was intended. The City has hired
38 another employee and it affects the enterprise fund which offsets the property taxes that everyone
39 must pay. The State is putting a heavier burden on the taxpayers because there will be less money
40 to offset taxes at the end of the year.

41 Mr. Dahl clarified that the City is having to send back more money to the State than in the
42 past. The objective of the Motor Vehicle operations is not to make a profit even though we have
43 in the past thanks to our efficient operations. While we remain efficient, the new changes with
44 MNLARS could make the City lose money, which could have a negative impact on the taxpayers
45 of the community.

46 Mrs. McCarthy requested an analysis of exactly how much this has cost the City and
47 communicate what the City is doing to try and fix this. She expressed frustration that this has
48 negatively affected the taxpayer and that staff has had to be away from their families more to work
49 overtime.

50 Motor Vehicle Manager Nick Heider explained the resolution is trying to communicate
51 that they City needs to be reimbursed from the State. They currently have a lobbyist and legislators

1 on their side to figure out a way to pull from the revenue the State is making with this, bring it back
2 to the Motor Vehicle Department, and not put on the taxpayer.

3 Mrs. McCarthy explained if they do not have excess money at the end of the year because
4 they have had to pay additional overtime, hire more employees or receive less transaction revenue
5 from the State, it will cause a negative impact to the taxpayer. It is unfair that the City must pay
6 the burden because the State has dropped the ball.

7 Mr. Heider stated the main goal with the next session is to reallocate money back into the
8 fund and not make it an issue for the taxpayers. The next step will be to calculate how much this
9 has cost them.

10 Mr. Plechash explained this resolution is a voice and the same resolution is being carried
11 out in other cities across the State. If many are passed, it will affect the State Legislators and make
12 them want to pass legislation in the next session.

13 Mr. Dahl noted many City Councils and County Boards are seeing a similar resolution.

14 Mr. Heider commented Legislators are not happy with what has happened and are putting
15 a lot of pressure on the State. He confirmed the State brought in a new contractor to work to resolve
16 this issue for \$43,000,000. The State has outlined the things that need to be fixed and these will
17 take place over the next few years.

18 Mayor Willcox stated this is similar to traffic tickets, where the State and County get a
19 huge chunk of the fee, and the City does all the work but only gets about 15 percent.

20 Mr. Koch made a motion, seconded by Mr. Plechash to adopt Resolution No. 06-2018
21 Supporting MN License and Registration System Maintenance. There was no further discussion.
22 The motion carried 4/0.

23
24 **b. Consider Approval of Resolution No. 09-2018 Determining Completeness and**
25 **Authorizing the Distribution of the EAW for the Lake Effect Project**

26 City Manager Dahl reported on the background on this item. He stated the City is ready to move
27 forward with sending the Environmental Assessment Worksheet (EAW) to neighboring
28 jurisdictions and agencies. The EAW includes the Lake Effect project which extends from the Eco
29 Park to the Boatworks building. It is required by the State, helps to eliminate last minute surprises,
30 and makes sure all entities involved are communicating with each other. It will identify the
31 environmental impacts, outline ways to avoid or minimize environmental effects, be used to inform
32 the detailed design of the project and provide detail to agencies regarding permitting and approval
33 requirements that will be needed to construction permits.

34 Mr. Dahl stated the EAW includes stormwater improvements around the beach and
35 Boatworks building, a parcel on Bushaway Road, outlines the technical benefits of the project, and
36 highlights construction options with the shoreline restoration, marsh and boardwalk. If approved
37 by the Council tonight, there will be a 30-day public comment period followed by an open house
38 on March 13. Meanwhile a design consultant will be selected, the design of the entire project will
39 begin, and the Lake Effect Conservancy will continue fundraising. In the spring of 2019,
40 construction of Lake Street and the Plaza will begin.

41 Mayor Willcox pointed out that the approval tonight confirms that the EAW is complete,
42 but not in its final form. Mr. Dahl agreed.

43 Mr. Plechash commented the EAW is for the City to know where it could stumble. He
44 suggested that future EAWs show where the City can enhance the environment.

45 Mrs. McCarthy commented it has been a long road and this is a huge milestone. She
46 inquired what a pugnose shiner was and what they must be wary of with this type of project.

47 Mr. Dahl noted the species in the EAW are the same ones mentioned in all the EAWs in
48 this region.

49 City Engineer Kelly commented a pugnose shiner is a minnow that was found a long time
50 ago and now all the lakes have to be aware it could be there. It is included because it was
51 documented at one point in history.

1 Mrs. McCarthy inquired if there is anything they need to do to not harm the listed creatures.
2 City Engineer Kelly explained it would be the same as with any other project. They create
3 this list to provide awareness of every species and understand how to manage them.

4 Mr. Dahl noted the EAW points out that there will be impacts to the environment, but upon
5 completion it will benefit and improve the ecological system.

6 Mayor Willcox inquired if bubbling with the boardwalk has an environmental impact and
7 how it will be addressed.

8 Mr. Dahl stated it will be part of the design process.

9 Mr. Kelly commented it is also part of the permitting process with the Lake Minnetonka
10 Conservation District (LMCD). The design of the footings for the future boardwalk will determine
11 if deicing and permitting is necessary.

12 Mr. Koch stated he was impressed with the amount of detail that went into the report and
13 thanked everyone involved with it.

14 Mrs. McCarthy made a motion, seconded by Mr. Plechash to adopt Resolution No. 09-
15 2018 Determining Completeness and Authorizing the Distribution of an Environmental
16 Assessment Worksheet (EAW) for the Lake Effect Project. There was no further discussion. The
17 motion carried 4/0.

18
19 **AGENDA ITEM 9. City Manager's Report and Discussion Items.**

20 City Manager Dahl noted he had nothing to report.

21
22 Mrs. McCarthy commented the death of Linda Tyacke is a huge loss and has hit the community
23 hard. She wished Mr. Tyacke and his family peace and noted they are loved and supported during
24 this difficult time. The Council agreed.

25
26 **AGENDA ITEM 10. Public Forum Continued (if necessary).**

27 There were no comments.

28
29 **AGENDA ITEM 11. Adjournment.**

30 Mrs. McCarthy made a motion, seconded by Mr. Koch to adjourn. There being no further business,
31 Mayor Willcox adjourned the meeting at 8:17 p.m.

32
33 Respectfully submitted,

34
35 *Becky Malone 02-20-2018*

36
37 Becky Malone
38 City Clerk

39
40 Drafted by Shannon Schmidt

41 *TimeSaver Off Site Secretarial, Inc.*