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**WAYZATA CITY COUNCIL
MEETING MINUTES
March 16, 2021**

AGENDA ITEM 1. Call to Order.

Mayor Mouton called the meeting to order at 7:00 p.m. Pursuant to Minnesota Statute Sec. 13D.015 and because of the COVID-19 pandemic, the City Council Meeting was being held remotely by electronic means using the audio and video conferencing platform, Zoom. Mayor Mouton shared the multiple options for members of the public to submit comments or questions.

AGENDA ITEM 2. Pledge of Allegiance.

AGENDA ITEM 3. Roll Call.

Council Members present: Buchanan, Iverson, MacDonald, and Plechash. Also present: City Manager Dahl, Community Development Director Goellner, Assistant Planner Nick Kieser, Public Works Director/City Engineer Kelly, and City Attorney Schelzel.

Mayor Mouton explained that earlier this evening, the Council held a work session where the topics of discussion were: Discussion of Fire Department Updates to Policies and Procedures; Discussion of Draft Neighborhood Notification Policy.

AGENDA ITEM 4. Approve Agenda.

Mr. Buchanan made a motion, seconded by Mr. Plechash, to approve the agenda, as presented. Upon roll call vote, the motion carried 5/0.

Council Member Iverson asked if she would make a statement to the Council before the meeting proceeded.

Mayor Mouton suggested that the Council hold the public forum first and then Council Member Iverson could have a chance to speak.

AGENDA ITEM 5. Public Forum.

a. Proclamation Declaring March 31 as Police Chief Michael Risvold Day

Mayor Mouton read a proclamation declaring March 31 as Police Chief Michael Risvold Day.

City Manager Dahl and Deputy Police Chief Schultz presented Police Chief Risvold with a shadowbox that contained his badge, a Wayzata patch, and plaque that memorializes his service to the community. He expressed his appreciation to Police Chief Risvold for his life of service in the community and wished him well in his retirement.

Police Chief Risvold expressed his appreciation to the community, residents, staff, and City Council for the support they have shown to both him and the entire Police Department over his seventeen years in the City. He thanked his children and Ellen for their support throughout the years and noted how proud he was of all of them. He noted how much he has appreciated his staff and the entire department for their contributions to his success. He thanked the City for placing its trust in him for the past seventeen years and stated that it had been an honor of a lifetime.

1 **b. Presentation of Pedicab Proposal by John Lura**

2 John Lura, 255 Bushaway Road, presented the proposal for a pedicab business in
3 downtown Wayzata, which is basically like a bike taxi. He stated that he envisioned it
4 running along Lake Street from the beach to the new hotel. He noted that the pedicab will
5 have headlights, turn lights, and a brake signal. He explained that he was not planning to
6 pick up or drop off passengers on the main street, but would instead pull off in various
7 areas so there would not be a safety issues due to traffic. He noted that he had not decided
8 on his desired hours of operations, but in general was thinking after 5:00 p.m. on weekdays
9 and all day on the weekends.

10 Mr. Plechash stated that he thinks this is a fascinating idea. He asked if there are
11 other cities in Minnesota that have pedicabs.

12 Mr. Lura stated that he has not seen any smaller cities, but there are some in both
13 Minneapolis and St. Paul.

14 Council Member Iverson congratulated Mr. Lura for his entrepreneurial idea and
15 asked how fast the bike would go.

16 Mr. Lura answered that the bike will go up to 15 mph.

17 Mr. Buchanan stated that he loves this idea and applauds Mr. Lura's
18 entrepreneurship. He noted that he has used them in Minneapolis and feels that it fits with
19 the charming aspect of Lake Street.

20 Mayor Mouton asked staff what type of permit this business would fall under and
21 asked if there would be any requirements related to age, such as a driver's license or a
22 commercial type license requirement. She stated that she feels that if the safety aspects
23 can be taken care of, and assurance that the flow of traffic will not be adversely affected,
24 she feels that trying this for a year would be reasonable. After that time period, the Council
25 could take a look at what worked, what did not, what would need to be fine-tuned and
26 tweaked, and determine if it something that they would like to see continue long term.

27 Mr. Lura stated that he is open to working with staff and noted that Minneapolis
28 requires the drivers to be eighteen and have a driver's license. He stated that he is nineteen
29 and does have a driver's license.

30 Mayor Mouton asked when Mr. Lura would like to start this business.

31 Mr. Lura stated that school will end May 15, 2021, so he would like to start the
32 following week.

33 Mayor Mouton stated that the majority of the Council is in favor of pursuing a way
34 to allow this happen if Mr. Lura, City staff, and the City Attorney can come up with a
35 structure that will keep everyone safe and traffic moving. She noted that Mr. Lura may be
36 able to provide some insight to the City through his endeavors.

37 Mr. Dahl stated that staff will work on creating some kind of licensing and will
38 bring it back to the Council, if necessary.

39 Mayor Mouton asked if Mr. Lura intended to advertise on the back of the pedicab
40 and if so, would he be willing to work with staff in terms of what it may look like in terms
41 of size.

42 Mr. Lura explained that he would like to have advertisement on the pedicab but is
43 willing to work with staff to ensure it is the proper size.

44 Mary Dolan, 540 Indian Mound, stated that Mr. Lura's idea dovetails into what she
45 would like to speak to the Council about, which is the increased noise in the City, especially
46 along Lake Street. She stated that a pedicab won't make any noise and is a wonderful idea.

1 She stated that she noticed last fall that one of the sources of noise is the after-market
2 mufflers on cars, motorcycles, and trucks. She stated that she feels there may have been
3 some drag racing going on last summer and fall. She reiterated that it is very loud and
4 disconcerting. She stated that she believes Excelsior has signs posted saying that they
5 enforce their noise ordinance and asked if the City could also do that. She stated that she
6 also wondered if they could be a bit heavy handed at the beginning in order to get the word
7 out to the general population that Wayzata enforces the ordinance and suggested that may
8 involve one or two community service officers working on the weekends. She stated that
9 she feels the City needs to nip this in the bud because she has seen a real increase over the
10 last few years. She stated that many times she thinks the cars are just cruising. She asked
11 if citizens would take a photograph of a license plate of a noisy car whether it does any
12 good or not. She stated that she would also think that if word got out on social media that
13 Wayzata enforces their noise ordinance that may also discourage the noisy vehicles. She
14 stated that Ben and Jerry's gets very noisy. She noted that she has raised six children and
15 knows that teenagers like to make a lot of noise at night. She stated that may be a good
16 place for a community officer to stroll through and tell the kids to keep it down every now
17 and then. She stated that she has heard that COV would like to put in an outdoor bar and
18 stated that she thinks that this intersection is already so saturated, that putting in an outdoor
19 bar there would have a negative effect on Grocer's Table or McCormick's for their
20 customers who want to eat outside. She stated that all of these places have outdoor music,
21 which is another thing she wishes did not exist, and reiterated that she feels an outdoor bar
22 in this location would be unfortunate for all the other restaurants. She stated that she likes
23 the new Panoway project but thinks the City needs to find a way to nip much of the noise
24 in the bud. She stated that she was walking in front of Gianni's and there were six young
25 guys on roller blades with a hockey stick and a puck and the rest of the people on the
26 sidewalk had to step into the street just to get out of the way. She noted that there have
27 also been skateboarders that ride around after midnight. She noted that she does not know
28 who to call in this type of situation because it doesn't seem like a police situation which is
29 why she wondered about the use of a community officer.

30 Mayor Mouton stated that the Council has had conversations about vehicle noise in
31 the past. She stated that she agrees that there has been a trend over the last few years to
32 have after-market alterations to vehicles. She stated that the City does have a noise
33 ordinance in place and asked City Manager Dahl if the Council could speak to the Police
34 Department about what their enforcement efforts may look like going forward or if there
35 have been any other conversations surrounding this topic.

36 Mr. Dahl stated that he will speak with the Police Department and get their thoughts
37 on this issue. He noted that noise ordinances are very hard to enforce which is why you
38 see other tactics like slowing down traffic and signage versus actual enforcement. He
39 stated that he will report back to the Council after he has had a conversation with the Police
40 Department. He noted that the City is working on a recommendation for creation of a
41 committee that involves multiple stakeholders surrounding Panoway to talk about
42 maintenance, operations, safety, business engagement and other issues.

43
44 **AGENDA ITEM 6. New Agenda Items.**

45 Mr. Buchanan stated that he would like the Council to consider, at a future workshop, a
46 discussion surrounding Panoway and its use during the summer months. He stated that he

1 would like to have a discussion about what they want to have happen in Panoway, how
2 many outside events would they like to have scheduled, and how many permits the City
3 should issue. He stated that he would like to get some guard rails around Panoway as the
4 summer season approaches.

5 Mayor Mouton stated that her understanding of Council Member Buchanan's
6 suggestion was for a discussion on future programming as the City enters into the
7 spring/summer months for the whole Panoway area.

8 Ms. Iverson stated that she thinks this is a great suggestion and noted that one of
9 the issues that will need to be dealt with is the maintenance. She stated that when she
10 walked there on Sunday evening, the garbage cans were completely full. She stated that
11 things like that will need to be addressed especially as things get busier.

12 Mayor Mouton stated that she is supportive of adding an item surrounding both
13 programming and maintenance for the Panoway area.

14 Mr. Plechash stated that he would support having a conversation to look at this.

15 Mr. Dahl noted that Council Member MacDonald had texted him that she got
16 kicked off of the meeting.

17 Mayor Mouton stated that there are at least four of the five Council Members that
18 support having a conversation about the programming and maintenance of the Panoway
19 area. She noted that there appears to be someone with their hand raised, however the public
20 forum of the meeting has ended. She stated that she would be open to reopening it at the
21 end of the meeting, if they were interested in that. She asked City Manager Dahl to try to
22 communicate via the chat function and give them that option.

23 Mr. Dahl noted that the person with their hand raised is actually Council Member
24 MacDonald who was having technical difficulties, but is able to hear the meeting.

25
26 **AGENDA ITEM 7. Consent Agenda.**

27 Mayor Mouton read the items on the consent agenda and asked if any Council member
28 wished to pull an item for further discussion.

29 Mr. Plechash stated that he did not want to pull item 7f., but wanted to make sure
30 the public is aware of it. He stated that this is a matching grant of up to \$250,000 and
31 explained that in order to receive the match. He noted that the money that will be matched,
32 is not public money and will not come from the taxpayers.

33 Mr. Dahl stated that his understanding is that the grant considers matching funds
34 previous allocated funds, so in this case, because the City has already received allocation
35 of bonding dollars that would count as the match.

36 Mayor Mouton noted that Council Member MacDonald was back in the meeting.

37 Hearing no additional requests, she asked for a motion to approve the Consent
38 Agenda as presented. Mr. Buchanan made a motion, seconded by Ms. Iverson, to approve
39 the consent agenda:

- 40 a. Approval of City Council Workshop and Regular Meeting Minutes of March 2,
41 2021
- 42 b. Approval of Check Register
- 43 c. Approval of Municipal Licenses
- 44 d. Receipt of Police Activity Report
- 45 e. Receipt of Building Activity Report

- 1 f. Adoption of Resolution 10-2021 Authorizing Submittal of Application of the
2 Minnesota Department of Natural Resources Outdoor Recreation Grant Program
3 g. Adoption of Resolution 09-2021 Approving Interfund Transfers to the Lakefront
4 Fund Capital Improvement Plan (CIP)
5 h. Approval of Workshare Agreement with City of Minnetonka for Part-Time
6 Building Permit Technician

7 Upon roll call vote, the motion carried 5/0.

8
9 Clarifying Comment by Council Member Iverson

10 Mayor Mouton noted that Council Member Iverson had asked to make a statement earlier
11 in the meeting and she had forgotten, so she asked her to make it at this time.

12 Ms. Iverson stated she wanted to let everyone know she understands that speaking
13 up in the Planning Commission's public forum is not the right way for her to express her
14 concerns as a Council Member. She stated that she had learned and would like to apologize
15 to the Council. She stated that she will not do it again but also wanted to let them know
16 that at no time did she ever have any concerns about City Manager Dahl's integrity. She
17 stated that she was simply stating her concerns about what she was hearing from the
18 applicant and never questioned City Manager Dahl's integrity. She assured the Council
19 that she has great respect for him and knows how hard the staff works and appreciates
20 everything they do. She reiterated that at no time did she mean to call into question City
21 Manager Dahl's integrity. She stated that her level of trust in him just continues to increase
22 the more time she spends preparing for the Council meetings. She noted that his knowledge
23 of the City and the years of experience he has serves a very different role than the Planning
24 Commission, so she is learning from him different responsibilities than she had before.
25 She stated that she will share her comments when the agenda item related to that issue
26 comes up and explained that she planned to recuse herself from voting on the design portion
27 of the COV application. She reiterated her statement that by no means, did she intend to
28 call out or question City Manager Dahl's integrity.

29 Mayor Mouton stated that Council Member Iverson coming forward and making
30 this statement speaks a lot to her character and thanked her for her courage. She stated that
31 she respects Council Member Iverson and her points of view even when they have different
32 opinions on things.

33
34 **AGENDA ITEM 8. New Business.**

35 **a. Consider Support of Three Rivers Park District's Preferred Route through**
36 **Wayzata for the Diamond Lake Regional Trail Study**

37 Mr. Dahl explained that Public Works Director/City Engineer Mike Kelly and Community
38 Development Director Goellner have been working with Three Rivers Park District on a
39 route that dissects the western part of Hennepin County that would terminate in Wayzata.
40 Before too much effort is put in, they wanted to ensure that their plans are understood and
41 that the City's preference is known.

42 Public Works Director/City Engineer Kelly stated that the Three Rivers Park
43 District is wrapping up their study and the community engagement portion of the study on
44 this trail corridor. He stated that Three Rivers Park District had presented their preferred
45 route a few weeks ago to the Park and Trail Board and got their feedback. He stated that
46 the vote was either 5/1 or 6/1 in favor of their proposal. He noted that there are several

1 members of Three Rivers Park District in attendance tonight and introduced Commissioner
2 Marge Beard.

3 Commissioner Beard gave some background of the process for finding potential
4 routes for the Diamond Lake Regional Trail. She introduced Project Manager, Stephen
5 Shurson to give more details about the trail.

6 Project Manager Stephen Shurson gave an overview of details surrounding the trail,
7 including the preferred routes for the Diamond Lake Regional Trail. He gave a brief
8 overview of the Master Plan process and noted that they focused quite a bit on their on-line
9 efforts due to restrictions with Covid-19. He introduced Stuart Crosby with SRF to review
10 the analysis and the public comments that were received.

11 Stuart Crosby, SRF, reviewed a summary of the public comments received, and the
12 routes that were considered as part of their analysis, as well as their preferred route in
13 Wayzata.

14 Ms. Iverson thanked Three Rivers Park District for their amazing work and with
15 Covid-19 people have been utilizing the trails more than ever. She stated that their plans
16 for the trail is to go from Barry, to Wayzata Boulevard and then Ferndale and noted that
17 Wayzata Boulevard can be a busy street and asked what they are planning for the crossing
18 from Barry to Wayzata Boulevard to get people across safely.

19 Mr. Crosby stated that he would agree that this is a challenging intersection and
20 believes that the plans are for a rapid flashing beacon at that crossing. He stated that they
21 will probably do some studies during design development for the trail in that location to
22 ensure that they can minimize the distance. He noted that with the trail and the school in
23 the area, it will increase the need for additional safety features for trail and pedestrian
24 crossings.

25 Ms. Iverson asked if they would consider any type of bridge or something that
26 would go under the road.

27 Mr. Crosby stated that they could take a closer look at that, but reiterated that it is
28 a challenging area with grading in this location. He stated that a bridge would be very
29 difficult but they could take a closer look at a possible option for an underpass.

30 Ms. Iverson asked about the feedback from the residents on that route.

31 Mr. Crosby reviewed the comments from residents and in general, people were
32 more interested in this location because it was wider and less steep than Ferndale and also
33 liked the opportunity for closer access for parking and downtown businesses.

34 Mr. Shurson stated that in general, besides the physical characteristics mentioned
35 by Mr. Crosby, people that commented favorably about this section liked the idea of it
36 connecting closer to the center of the downtown area and having a good pedestrian
37 connection. He stated that some of the positive comments along Barry were probably from
38 the same people who had negative comments about Ferndale.

39 Ms. Iverson asked if they would also look at the safety of getting across Lake Street
40 as part of their continuing studies.

41 Mr. Crosby stated that they will be especially with the new trail on the south side
42 of Lake Street and how they will intersect at that location.

43 Mr. Plechash stated that he loves what Three Rivers is doing and noted that he
44 enjoys using the trails and is glad to see them connecting through the City. He stated that
45 when he first looked at the plans, he was a little disappointed that the route didn't come
46 straight down Ferndale because that is something that he is clearly championing and will

1 continue to champion. Upon reflection, the reasons that the recommended route is being
2 presented makes sense to him because if it would go down Ferndale, he thinks it may add
3 additional traffic to what is already over congested. He stated that he likes what they have
4 done and doesn't have any problems with what they are recommending but it brings him
5 to the point that the stretch that comes from Wayzata Boulevard along Lake Street along
6 Ferndale is still a glaring safety issue. He stated that it is not a Three Rivers Park District
7 issue, but will be a City issue and he will continue to be a crusader that something needs to
8 be done about this.

9 Mayor Mouton asked about the grade and what an ideal grade would be when
10 developing a master plan.

11 Mr. Crosby asked if she was referring to the steepness of the trail.

12 Mayor Mouton stated that was corrected because Mr. Crosby had mentioned that
13 Ferndale was likely not preferred because of grading. She asked for more details on
14 grading and what would be the preferred grade when they are considering locations.

15 Mr. Crosby stated that generally trails, for ADA purposes, want to have a grade at
16 5% or less. He explained that one of the challenges with Ferndale is that there is a stop
17 condition at the bottom of the hill which can make it difficult when there are pedestrians,
18 bicycles and even people with strollers. He explained the reasons from a design standpoint
19 why they like Barry over Ferndale.

20 Mayor Mouton asked if that was also the primary reason why Broadway was also
21 eliminated from being a potential option.

22 Mr. Crosby confirmed that Broadway has a very steep component once you get
23 north of McCormack's. He stated that one of the other reasons they liked Barry was the
24 parking situation because there is parking along one side as well as a sidewalk and bicycle
25 path, so the configuration can be modified to not impact parking and get a trail in much
26 easier than along Broadway.

27 Mayor Mouton stated that she has not done any kind of study, but would like them
28 to consider the number of parked cars and traffic along Barry because it has increased
29 considerably on what she would consider to already be what she would consider a relatively
30 narrow road. She stated that the intersection there is challenging especially when school
31 is letting out. She stated that she thinks it could potentially be more challenging during the
32 spring and summer months. She stated that she thinks the situation may be more
33 challenging than it was 12-18 months ago for this location. She stated that her concern
34 when she saw the survey responses is what appeared to be a very small number of
35 respondents. She asked how long the survey but noted that she understood that it may have
36 been more difficult to engage with people due to Covid-19. She asked for details about the
37 survey.

38 Mr. Shurson explained that the public comment period was open from July through
39 December. He explained that they did a number of direct mailings, including properties
40 within a quarter mile of the route. He stated they also visited the Wayzata Farmer's Market
41 twice. The total number of comments received on the web map was 31, 17 were positive,
42 10 were negative and 4 were neutral. He stated that they also received 18 comments in
43 their general comment section, with the majority being favorable towards Barry and more
44 opposed to Ferndale.

45 Mayor Mouton asked if it is anticipated that there will be a bike lane on the east
46 and west side of Barry and asked for details of the expected layout.

1 Mr. Crosby stated that for the majority of Barry Avenue there are currently bike
2 lanes on both sides of Barry with no parking on the east side, parking on the west as well
3 as a sidewalk. They are envisioning that the trail would be on the west side and replace
4 the sidewalk and would try to keep the majority of the parking on the west side of Barry.
5 He explained that they would remove the bike lanes that are on the roadway and the bicycle
6 traffic would be transitioned over to the separated twelve-foot-wide trail.

7 Mayor Mouton asked if they were anticipating pedestrian and bicycle traffic would
8 both be on the new trail.

9 Mr. Crosby confirmed that this was correct and noted that something that they have
10 done in similar situations is to designate a specific place for bicycles and a specific location
11 for pedestrians to help separate the uses.

12 Mr. Kelly stated that the designs are still in flux as they are moving through this
13 process. He stated that as they come to a preferred option for the final design, they will
14 bring it back to both the Park and Trail Board as well as the Council for their consideration
15 again.

16 Mr. Shurson explained that the design development of building the trail will happen
17 at some point in the future and will not be part of the master plan process. He noted that
18 there will be another public engagement process when they get to the design development.

19 Ms. Iverson asked Mr. Crosby and Mr. Shurson what amount of traffic they were
20 anticipating on the trails.

21 Mr. Shurson stated that he is not sure they have totally analyzed this yet, but
22 anticipates it would be something similar to what they see on the Dakota Rail. He noted
23 that they are assuming it will be a popular trail, but doesn't have a number.

24 Ms. MacDonald stated that she appreciates Public Works Director/City Engineer
25 Kelly bringing up the side of the road that the trail would be on along Wayzata Boulevard
26 because she has some concerns about crossing at Barry. She stated that it is very tricky
27 and cars aren't very good at stopping for pedestrians. She stated that she has noticed that
28 even with the new trail along Lake Street sometimes bikes are still in the road riding two
29 by two which is very disruptive for car traffic and many times there are also pedestrians in
30 the bike lanes. She stated that she is not sure how Three Rivers can mitigate those issues
31 but suggested that perhaps better signage or education of some sort because there is a lot
32 of cyclist traffic through town and they need to get along with pedestrians and drivers.

33 Mayor Mouton asked staff to address some of the challenges and what the City has
34 done in the past as well as some of the laws relating to bicyclists.

35 Mr. Kelly agreed that it is a challenging situation. He stated that the City has tried
36 its best to improve the situation with the new trail on Lake Street. He noted that cyclists
37 are not allowed to use the sidewalks, but are allowed to use either a trail or the street. He
38 suspects that they will still see the more hard-core bikers using the roadway because in a
39 lot of ways it is the most direct route, but noted that there will also be bikers still on
40 Ferndale because it is the most direct route. The trail created by Three Rivers Park District
41 is not just a bicycle trail and is a multi-use trail that is intended for use by pedestrians, roller
42 bladers, bicyclists, and strollers. He stated that the City, in conjunction with Three Rivers
43 Park District, will do its best to continue to educate people on the use. He stated that with
44 the new Panoway project some of their concerns have been how to get people across to the
45 trail. He stated that he does not want to over burden the area with additional signs, but they
46 can do social media and communicate with bicycle groups.

1 Mayor Mouton noted that bicyclists that use the road are supposed to follow the
2 rules of the road and are bound like any vehicle to stop at stop signs and stop lights and it
3 is a ticket-able offense if they don't.

4 Ms. Iverson stated that she appreciated the question by the mayor regarding how
5 many people responded. She stated that she feels that the number of responses was not
6 very large and questioned whether it was the right time to conduct the survey because
7 people were not able to engage as much as they normally would. She asked if there was a
8 way to push this back a bit more in order to get a bit more feedback. She stated that she
9 also has the same concerns as Council Member MacDonald because trying to get across
10 Wayzata Boulevard scares her and she would consider herself an experienced biker. She
11 stated that she unclips every single time and prefers to walk across because of the amount
12 of people who do not stop at the stop signs, let alone the pedestrian crossings. She stated
13 that this was why she had asked the question earlier about ways to mitigate this and while
14 she doesn't think a bridge should be built over it, perhaps something could be built under
15 the roadway. She stated that she feels there is still work to be done and is not convinced
16 that Barry is the ideal location. She stated that biking up Ferndale or Broadway is not easy
17 and many times the kids just push their bikes up the hill, and noted that she understands
18 why the Three Rivers Park District arrived on their suggestion of Barry, but the Wayzata
19 Boulevard situation concerns her.

20 Mr. Plechash stated that he would respectively disagree with Council Member
21 Iverson and noted that he feels Three Rivers Park District is well versed in handling this
22 type of issue. He stated that it is not as if they are going to entice more bikers to come into
23 the City and will come into Wayzata whether there is a trail marking or not. He stated that
24 he thinks this is a good plan because since the bikers will be there anyway, they will be
25 directed on a path that will be thought out and have as many safety features that can be put
26 into the design. He noted that he approves of this project and sees no reason to delay.

27 Mr. Buchanan stated that he is also choosing to trust the experts. He stated that it
28 is unfortunate that there wasn't more public comment, but it is not because Three Rivers
29 Park District didn't try to get it. You cannot force public comment and if it is invited and
30 doesn't happen, then there is nothing you can do about it. He stated that he feels the people
31 planning this project are experts and he supports the path they are proposing.

32 Mayor Mouton asked for help coming to a better understanding of when they look
33 at a street for a future trail if there is a traffic count or street width considered in their
34 thought process.

35 Mr. Crosby explained that when they are looking at different routes for trail
36 planning, they do take into consideration the number of vehicles that are traveling on the
37 road and also look at many other components such as, number of roadway crossings,
38 driveways, and utilities. He stated that they also consider whether or not there is a curb on
39 the street.

40 Mayor Mouton asked what would happen a few years down the road in terms of
41 the master plan if conditions shift. She asked if they would look at alternatives to continue
42 those connections in a different location.

43 Mr. Crosby stated that master plans go through a process of approval and things
44 can and do change. He explained that there is a process for modifying and noted that the
45 master plan is a plan to move forward to help the Park District in making this a reality. He

1 noted that there will be additional time for public engagement throughout the design
2 process.

3 Mr. Dahl stated that parking is a premium in Wayzata for both residents and
4 visitors. He stated that this project may take away parking and asked if they would be able
5 to address this or offset it in another location.

6 Mr. Crosby stated that they are taking a close look at what potential impacts a trail
7 would have on parking along the trail corridor. He stated that they take into consideration
8 whether there are other locations for parking and specifically if there are places where
9 people who want to use the trail could access it. He stated that one thing they are
10 considering is whether there may be an opportunity to utilize the school parking lot on
11 Wayzata Boulevard as possible trail parking and find other opportunities for people to
12 access the trail so they are not taking parking spots that are within downtown Wayzata.

13 Mayor Mouton asked them to also look at reducing the burden of the parking down
14 by the marina.

15 There being no further discussion, Mayor Mouton asked for a motion. Mr. Plechash
16 made a motion, seconded by Mr. Buchanan, to support the preferred route for the Three
17 Rivers Park District Diamond Lake Regional Trail corridor in Wayzata Upon roll call vote,
18 the motion carried 5/0.

19 Mayor Mouton recessed the meeting at 8:55 p.m. and reconvened at 9:02 p.m.
20

21 **b. Consider Adoption of First Reading of Ordinance 804 Amending City Code**
22 **Ch. 315 Related to Outdoor Sidewalk Cafes in City Right of Way**

23 Mr. Dahl explained that multiple departments had spent much time and effort taking a look
24 at amending this ordinance.

25 Community Development Director Goellner gave a brief presentation regarding the
26 First Reading of Ordinance 804 noting that following the presentation that she, Assistant
27 Planner Kieser, Public Works Director/City Engineer Kelly, and City Attorney Schelzel
28 would be available to answer any Council questions since they have all worked on this
29 document. She noted that staff recommends adoption of the first reading of Ordinance 804
30 Amending Code related to Outdoor Sidewalk Cafes in City right-of-way, which clarifies
31 provisions on the operations of outdoor sidewalk cafes, the placement, storage, and
32 removal of structures and furniture, and expands times of operation to potentially year-
33 round use. She gave some background on previous discussions. She explained that there
34 are currently five sidewalk café permits that are located on City right-of-way but noted that
35 there are also other outdoor cafes in the City which are located on private land. She
36 clarified that the discussion tonight relates to outdoor sidewalk cafés that are located on
37 City right-of-way and noted that three of those have encroachment permits.

38 Mr. Dahl noted that the Police Department has also reviewed these applications and
39 explained that Deputy Police Chief Schultz is on the meeting and can also answer questions
40 for the Council. He noted one change not included in the ordinance is an amendment to
41 allow bars and kitchens in the right-of-way, noting it warrants additional discussion and
42 direction from the Council. He stated if the Council should wish to implement this change,
43 the ordinance would be amended accordingly prior to the second reading.

44 Ms. Goellner stated that liquor licensing is also a component of this issue which
45 involves the City Clerk, so it feels like almost all of City Hall has been involved in the
46 outdoor sidewalk café discussion. She reminded the Council that there had been a

1 discussion about this at their February 2, 2021 Council workshop meeting. She reviewed
2 the five key changes in the First Reading of Ordinance 804: Clarifying that the structures
3 and furniture in the right-of-way need to be removable; No storage of furniture can occur
4 in the right-of-way when the café is not in use; All heating devices must comply with all
5 applicable safety regulations; Clarify that structures would need to be removed at owner's
6 expense; Clarify that outdoor cafes can be open year-round based on Council approval. She
7 noted that staff would like the Council to discuss one more thing that has not been included
8 in the proposed language being presented which is (j). She read the existing language and
9 stated that staff is suggesting it be changed to: "Any outside bar, cooking facility, food
10 preparation, or holding area shall be permitted and operated only according to the plans
11 and terms that have been approved by the City Council in connection with permit approval
12 and issuance." She stated that the language change is to show that it will not be
13 automatically approved just because it says it in the code and will need Council approval
14 and be renewed every year. She stated that the City had received two letters regarding
15 minimum sidewalk width which noted how important walkability is to the community and
16 keeping a minimum sidewalk width is very important on the perimeter of outdoor sidewalk
17 cafes. She reiterated that staff is recommending adoption of the First Reading of Ordinance
18 804, but would like feedback from the Council on the possible language change to (j), as
19 described.

20 Mayor Mouton asked the Council if they had any questions for staff.

21 Mr. Buchanan asked if an outdoor café is on private land, whether they were
22 allowed to have a bar and a kitchen or a cooking facility.

23 Ms. Goellner stated that it depends on the zoning district, but in general, an outdoor
24 bar and kitchen is permitted within commercial zoning districts, subject to liquor licensing
25 provisions and other details.

26 Ms. Iverson asked if, as the City looks at adding outdoor dining, they look at
27 increasing the sewer usage for the applicant and if so, how is that adjusted to reflect the
28 additional outdoor seating.

29 Ms. Goellner stated that the Metropolitan Council manages sewer access charges,
30 which are called SAC credits. She stated that adding patio seating does add extra SAC
31 credits that must be paid by the applicant or owner. She stated that she would ask Public
32 Works Director/City Engineer Kelly what happens after that point as it relates to the City's
33 sewer system management.

34 Mr. Kelly stated that the City's sewer system has enough capacity to manage the
35 variability in some of these restaurant uses and these types of plans don't really change the
36 overall capacity of the system. He gave the example of when the City was looking at
37 Wayzata Blu, Ventana, Hughes, and TCF area with the possibility of updating the TCF
38 property to multi-family properties, there are thousands of available SAC units of capacity
39 for that end of town. He stated that looking at an additional 40 seats in this example would
40 perhaps be 1 or 2 SAC credits.

41 Mayor Mouton asked about the language pertaining to the storage of the outdoor
42 elements. She stated that it mentions three days and if the City looks at this year when the
43 Council opted to allow for the outdoor dining year-round to address the challenges
44 associated with the pandemic, they were also met with a cold snap during that time period
45 that lasted longer than three days. She stated that her concern is whether it is realistic to
46 keep it at 3 days and asked if the City could allow for greater flexibility in this area.

1 Ms. Goellner stated that she is open to an amendment to that language that would
2 include a few weeks. She stated that the likelihood of the City being able to enforce this
3 after three days is unlikely. She stated that she would think that it may be more likely to
4 be enforced at the two week mark and noted that on a practical basis this will probably be
5 handled on a complaint basis like much of the existing code enforcement in the City.

6 Mr. Kelly stated that one of the other considerations to look at is whether the City
7 would want to have two different types of permits with a year long permit or just a seasonal
8 permit where people may want to put their furniture out on the sidewalk from April to
9 October. He stated that he thinks those two permits could be considered a bit differently
10 with regard to storage of furniture.

11 City Attorney Schelzel stated that some of the way to look at the language is to
12 make note of the word “storage” because if they are out and in use, that is probably not
13 storage, but if there is a lot of stuff sitting on the sidewalk that is clearly being stored and
14 not used, it could be. He stated that staff has some leeway to make a judgement call and
15 noted that he also does not have a problem changing the day reference to weeks as
16 suggested by Mayor Mouton.

17 Mayor Mouton stated that as long as there is some flexibility and reasonableness
18 and it is not just a rigid three days, she thinks that would be fantastic. She noted that item
19 F.1.(m) talks about the heating devices and noted that she had spoken with City Attorney
20 Schelzel and City Manager Dahl about the possibility of adding a citation so the City could
21 cite that, if necessary and would like people to be able to reference the actual code. She
22 stated that she would like to add that as an amendment to this language.

23 Mr. Dahl stated that he thinks that could help to make it clearer. He stated that the
24 City would default to that approach, regardless, but if the Council thinks that language
25 would better communicate what people should be looking out for, it could be added.

26 City Attorney Schelzel asked if City Manager Dahl had been able to speak with the
27 Fire Marshal about any particular citation that would be used or the applicable regulations
28 and code.

29 Mr. Dahl stated that he had not done that yet.

30 City Attorney Schelzel stated that his only concern, if the Council would like to
31 proceed with the First Reading tonight, getting that citation would be critical. He stated
32 that it could always be brought back for a First Reading with edits at the next meeting.
33 Another approach could be that when the permits are reviewed by the Fire Marshal that the
34 applicants are provided with those particular code citations so they know how to comply.
35 He stated that it is a technical point, but if the City doesn't have the citation now and the
36 Council wants it included in the ordinance, the First Reading would have to wait until the
37 next Council meeting.

38 Mayor Mouton confirmed that this information could be cited on the application.
39 She stated that she would be okay with that approach rather than amending the language in
40 the ordinance. She asked about item D on page 64 of the packet, regarding fees. She stated
41 that she would like to talk a bit about how the City structures the fees and how that has
42 traditionally been done and how the City determines what those fees are.

43 Ms. Goellner stated that the City has a fee for an outdoor sidewalk cafe and an
44 additional fee for encroachment permits.

45 Mayor Mouton stated that she is not asking to know what the amounts of these fees,
46 but rather how they are determined.

1 Assistant Planner Kieser stated that these fees are in the fee schedule and did
2 increase from 2019 to 2020. He noted that there is an initial permit fee and an escrow for
3 the initial sidewalk café permit, but there is a reduced fee for the annual renewal.

4 Mayor Mouton asked if the City looks, in general, to see what its administrative
5 costs are in the situation and that is how the fees are determined.

6 Ms. Goellner stated that was correct.

7 Mr. Dahl stated that the City evaluates this every year to ensure that they are
8 consistent with the actual City costs.

9 Ms. Goellner noted that letter D in the ordinance is meant to show that changes to
10 the fee schedule may be appropriate for more intricate applications which would require
11 more management and administrative costs.

12 Mayor Mouton asked if there would be more engineering review or legal
13 requirements whether the City would potentially require some additional money to be set
14 aside to cover those costs so the City is not out those costs.

15 Ms. Goellner stated that is the idea and this language is just allowing the City to
16 establish the fee.

17 Ms. Iverson asked for clarification regarding item G on page 63.

18 Mr. Kieser explained that there is the minimum clear passing zone for pedestrians
19 which right now is a 5-foot width for pedestrians outside of the outdoor sidewalk café, but
20 inside of those boundaries where there will be waiters or customers using that area, and the
21 aisle needs to be a clear minimum width for them to operate which means they need the
22 clear minimum width both inside and outside of the sidewalk café.

23 Mr. Kelly explained that the service aisle cannot overlap with public pedestrian use.

24 Mayor Mouton asked the Council for their input on item J as presented and
25 reviewed the language proposed by staff.

26 Mr. Plechash stated that he is okay with the language as it is and feels that allowing
27 an outside bar on public land is not a good policy for the City and would set a bad precedent.

28 Mr. Buchanan stated that alcohol can be served on the City's right-of-way, so the
29 difference is by changing the language the City would be making it easier for the business
30 to serve their customers.

31 Mayor Mouton stated that alcohol is being served because it is poured inside and
32 then transported outside within the confines of the allowed space.

33 Mr. Buchanan stated that to him, the distinction is pretty small because they are not
34 saying that people cannot drink within the City right-of-way and all this does is allow the
35 proprietor a more convenient way to serve their guests and explained that he doesn't have
36 a problem with that.

37 Mayor Mouton stated that one thing that this doesn't address is whether there are
38 any seating requirements. She stated that sometimes in bars, people are standing around
39 the bar, so then that goes from having a sitting environment where people are seated having
40 cocktails and food to potentially congregating around a structure that is serving alcohol
41 which creates a different type of environment. She asked if that changes the Council's
42 perspective or mindset on this issue.

43 Ms. Iverson stated that the point of distinction that Mayor Mouton was trying to
44 make earlier is that right now, the alcohol and the food is being prepared inside and brought
45 outside and this is would completely change that. She stated that on the other hand, Council
46 Member Buchanan is saying that this is more convenient. She stated that hears what Mayor

1 Mouton is saying in that it sets a different tone and environment for the outdoor space. She
2 stated that in the current situation, people are sitting rather than standing. She asked if that
3 was the correct interpretation of what Mayor Mouton was trying to say.

4 Mayor Mouton confirmed that this is correct. She stated that she is not necessarily
5 saying that one is right or wrong, but that there are broader ramifications to just allowing a
6 bar or outdoor cooking which she sees as two very different things. She asked for
7 additional opinions from the Council.

8 Ms. Iverson stated that she supports Council Member Plechash's thoughts on this
9 and doesn't think having a bar located within the City right-of-way is the correct look and
10 feel for Wayzata. She stated that she feels the current approach to preparing the food and
11 drinks inside and then bringing it out still achieves what the customers are looking for. She
12 stated that having a bar located on the City right-of-way would be a grave concern for her
13 and she worries about it becoming a slippery slope and wonders at what point the City
14 could stop allowing this. She stated that she feels it opens up a can of worms and would
15 recommend that the language not be changed.

16 City Attorney Schelzel stated that Mayor Mouton had raised a capacity question
17 with a bar as opposed to what is happening with seating. He would defer that question to
18 staff who may have an answer because it would be helpful for Council to understand the
19 particulars of that issue. If this ordinance would allow for those things, but not require
20 them or give them to proprietors as a right, they would have to come forward with a plan
21 that the Council would approve, and part of that plan may be a bar that seats 10 people or
22 a bar that seats 25 as part of the approved plan and they would have to manage the number.
23 He stated that they would have to operate within the confined space of their license and is
24 under their liquor license, which would be another layer of review and approval. He stated
25 that the Police Department would also do their normal review and make a recommendation
26 on the license. He stated that he just wants to arm the Council with more information and
27 show that is one way the City could control the size should Council make the policy
28 decision to allow for this as a possibility.

29 Mr. Plechash stated that he would like to add to his earlier comments. He stated
30 that he feels that Council Member Buchanan makes a very good point but the distinction
31 he has is that this would be on public right-of-way. He would not deny the opportunity for
32 restaurant owners to put a bar on their own land for an outside café. His concern is that this
33 would be a bad policy precedent to allow it to be on public land.

34 Ms. MacDonald stated that she agrees with the statement made by Mayor Mouton
35 that the City should separate the alcohol from the food because they don't necessarily give
36 off the same optics. She explained that she leans more towards Council Member Plechash
37 and Council Member Iverson's opinion that a bar on the right-of-way will bring loitering
38 and drinking. He stated that Council Member Buchanan also raised a very good point and
39 suggested that perhaps the City could think about some sort of service bar where you can
40 still service the customers but without the "belly up" kind of feel on public land. She stated
41 that perhaps there is some gray area or wiggle room for the future applicants. She stated
42 that her gut is also cautious about having bars on public land. She stated that she would
43 like to see the public way be utilized for things like walkability, family, and parks and see
44 how things go.

45 Mayor Mouton stated that she would like to know what would happen if there was
46 a business owner who had a sidewalk café or encroachment permit and someone wanted

1 to buy out the space for an evening. Setting the Covid issue aside, if they wanted the use
2 of the entire patio and to have a temporary bar, whether there is a mechanism within the
3 City to allow for something like that. She asked if it would fall under a catering permit or
4 a special event permit.

5 Mr. Dahl stated that it would be one of the permits Mayor Mouton mentioned and
6 would at a minimum be an administrative review or it may go under the Consent Agenda
7 at a Council meeting.

8 Mayor Mouton noted that the permit would then be for a specific time and place
9 not an extended period of time. She stated that she sees two pending issues: item (j) which
10 it does not sound like there is a unanimous point of view, but may have a majority that feel
11 that this item should stay as it is in the ordinance. She noted that the other amendments as
12 proposed by staff seem to be acceptable, as written.

13 Mr. Dahl asked if the Council felt that 10 days or 14 days would be an acceptable
14 time frame for the storage issue that was discussed earlier.

15 Ms. Goellner stated that she believes that she and City Attorney Schelzel feel
16 comfortable with their ability to interpret that as the storage of furniture, so if they are in
17 active operation and not really trying to store materials for a longer closure of the business,
18 then the City would not be enforcing it. She stated that she thinks it is okay as written,
19 unless the Council would like them to change it.

20 Mayor Mouton stated that as long as there is an understanding regarding the
21 interpretation, she doesn't think the language would need to be changed and would be
22 acceptable.

23 There being no further discussion, Mayor Mouton asked for a motion. Ms. Iverson
24 made a motion, seconded by Ms. McDonald, to adopt First Reading of Ordinance No. 804
25 Amending City Code Ch. 315 Related to Outdoor Sidewalk Cafés in City Right of Way.
26 Upon roll call vote, the motion carried 4/1 (Buchanan).

27
28 **c. Consider Request for Encroachment Permit, Outdoor Sidewalk Café Permit**
29 **and Final Design for COV Restaurant Bar Addition at 700 Lake Street East**

30 Mr. Dahl explained the dynamics of this item have changed based on the previous item for
31 the right-of-way amendments.

32 Ms. Goellner gave an abbreviated presentation regarding the request for COV
33 Restaurant for an encroachment permit, outdoor sidewalk safe permit and final design that
34 incorporates an outdoor bar in the right-of-way. Based on the discussion in the previous
35 agenda item, the proposal is to continue the language as it exists today where bars are not
36 permitted in the right-of-way, so therefore this proposal, in staff's opinion, does not meet
37 the minimum requirements for City code. She noted that the Council still needs to take
38 action on the three requests.

39 Mayor Mouton stated that her understanding is that because the amendments to the
40 ordinance do not allow for what is being asked for in the application, then essentially, the
41 application would need to be denied. She asked if the Council needs to request that staff
42 prepare findings for denial of the application.

43 City Attorney Schelzel stated that staff just requests that the Council direct them to
44 prepare the resolutions of denial based upon the fact that the application was contingent on
45 allowing for kitchens and bars in the right-of-way which would be brought back to the next
46 meeting. He stated that the applicant could also withdraw the applications in writing which

1 would end the process and give them the opportunity to go back to the drawing board and
2 modify their proposal to make it compliant with the right-of-way ordinance.

3 Mayor Mouton asked if the applicant would like to address the Council. She asked
4 if he had been present for the Council discussion regarding the proposed ordinance
5 changes.

6 Dean Vlahos, 1430 LaSalle Street, stated that he was on the call and heard the
7 Council discussion regarding the ordinance changes and was disappointed in the Council's
8 decision. He stated that COV is very vested in the City and has spent over \$3 million
9 making it the beautiful anchor structure in the business district. He stated that over the last
10 8 years they have welcomed over 900,000 guests, paid over \$18 million in wages to 2,500
11 employees that have come through the restaurant, contributed over \$4 million in State and
12 Local taxes, paid over \$82,000 in permits and license fees, and \$17 million to local vendors.
13 He stated that they have taken it upon themselves to surround the property with new trees
14 and plants which along with the other things he just mentioned show that they are vested
15 in the City. He explained that City staff told him that they wanted him to become a part of
16 this whole experience and bring some spirit and fun to the area. The area between the
17 restroom and his patio is just big slab of concrete that he thinks he can bring a festive nature
18 to the area. Serving in a bar that has 15 stools is really not that much different than serving
19 people on a patio because it still has to be controlled and cordoned off but is just another
20 option for people who are coming to the beautiful Panoway area. He explained that he is
21 from the east coast and remembers them building a beautiful park in Philadelphia and when
22 it started fading away, they approved bars and restaurants on the perimeter of the park and
23 then it became a destination for people. He stated people also started spending money in
24 the retail stores and the restaurants and he thinks the same thing can work in Wayzata. He
25 stated that in addition to the bar with 15 stools, he had a kitchen built in to the plans that
26 had a window so people could do walk up order. He stated that just building a Panoway
27 with no lighting, no music, and nowhere for the people or giving them options to enjoy it
28 does not make sense.

29 Mayor Mouton stated that Mr. Vlahos has brought a lot of wonderful things to the
30 City and that location has a lot of history. She stated that COV is a lovely restaurant and
31 the quality of service, food, and design is above par. She stated that her understanding that
32 on his own land, outside of the right-of-way, there is an opportunity to have a bar and/or
33 eating facilities. She asked if he had explored creating that on the back patio.

34 Mr. Vlahos thanked Mayor Mouton for her compliments on the food and service
35 and noted that he gives the recognition to his staff. He stated that he has looked at that
36 possibility, but people also come for the atmosphere and the feeling that you are part of the
37 lake and for him to put a bar in that location is all they would see people's backsides as
38 opposed to the view of the lake which is why so many people come to the City.

39 Mr. Dahl stated that this does not prohibit the City from working with Mr. Vlahos
40 to find a solution that would work in this corner.

41 There being no further discussion, Mayor Mouton asked for a motion. Ms. Iverson
42 made a motion, seconded by Ms. Plechash, to direct staff to prepare resolutions and
43 findings for denial of the Encroachment Permit, Outdoor Sidewalk Café Permit and Final
44 Design for COV Restaurant Bar Addition at 7000 Lake Street East. Upon roll call vote,
45 the motion carried 5/0.

1 **d. Consider Resolution 11-2021 Adopting Panoway Signage Design Standards**

2 Mr. Dahl gave an overview of the background of discussions surrounding the Panoway
3 signage design standards.

4 Andrew Mullin, Chair Wayzata Conservancy Board, gave an overview of the
5 signage plan that incorporates the feedback that the Council gave at the March 2, 2021
6 Council workshop meeting. He noted that they have dramatically reduced the available
7 inventory to the areas that they think have the broadest appeal for sponsorship, naming and
8 dedication. He explained that it will complement existing signage in the City.

9 Mr. Buchanan thanked Mr. Mullin for listening to the concerns of the Council. He
10 stated that he feels like they really tuned in to the wishes of the Council and loves the design
11 work, the consistency, and the plans.

12 Ms. MacDonald stated that she is impressed because they took into consideration
13 the comments that were made by the Council and noted that she thinks this looks really
14 great.

15 Ms. Iverson stated that she would echo the comments made by the other Council
16 Members and asked if they were looking at 48 locations.

17 Mr. Mullin stated that he would not characterize them as “locations”, but rather a
18 series of inventory that include things like Adirondack chairs, tables, picnic benches that
19 may be appropriate, if requested, for some sort of name or dedication.

20 Ms. Iverson asked for an explanation of numbers 1-7 on page 142 of the packet that
21 talks about naming rights. She asked for more details on what he envisions this being.

22 Mr. Mullin stated that there are four categories that the City, at its sole discretion,
23 would decide if it is appropriate. The categories are: Education, Honorific, Naming, and
24 Dedications, and shared examples of each type.

25 Ms. Iverson asked about potential corporate logos and asked if that was something
26 that they are considering.

27 Mr. Mullin stated that they are not and, in this policy and naming standard, a logo
28 would not be an appropriate application as they are written. He stated that they do offer
29 two likeness options within the current standards, but only for a smaller plaque to be used
30 in just two spots near the fountain area. He stated that this would not prevent a company,
31 for example, Cargill, from coming in with \$2 million dollars that would like naming rights
32 for the boardwalk itself, but noted that they would have the name, but could not use their
33 logo. He stated that all of this is up to the Council and they are just proposing the standards
34 and reminded the Council that the Conservancy is just out there facilitating and recruiting
35 opportunities for Council consideration.

36 Ms. Iverson asked if they had taken ADA standards into consideration when
37 considering signage.

38 Mr. Mullin stated that he is not personally familiar with the ADA standards and
39 asked Beth Pfeiffer to answer that question.

40 Beth Pfeiffer, stated that they did not specifically designate that these would meet
41 ADA standards and explained that typically, those standards are used for items like way
42 finding or the ability to maneuver around the public space where these are not intended to
43 be for that purpose. She stated that as the standards apply to educational and honorific, she
44 thinks it would be appropriate to go back and take that into consideration.

45 Ms. Iverson stated that she thinks there may be an option for Braille to be used in
46 certain areas on certain signs, for example the educational areas.

1 Mr. Mullin stated that he thinks that is an excellent suggestion and they will take a
2 look.

3 Mayor Mouton asked if the learning center signage would take the place of any
4 type of signage indicating it is the Section Foreman house or would it be in addition to that
5 signage.

6 Mr. Mullin stated that it would in addition to that signage and noted that their hope
7 is that on April 6, 2021 they will receive notice that it has been placed on the National
8 Designation List of Historic Places. He stated that it will not take away the name of the
9 Section Foreman house but will just acknowledge the family's significant contribution to
10 the rehabilitation of the house with a sign that would say they are entering the learning
11 center which is the Section Foreman house.

12 Mayor Mouton thanked Mr. Mullin for listening to the Council and hearing where
13 some of their sensitivities were located and incorporated those changes.

14 Mr. Mullin stated that there are already four verbal commitments, subject to
15 Council approval, of various inventory items and noted that those will be brought before
16 the Council when it is more formal. He stated that during the first year they are anticipating
17 that they will have a spring/summer run at the signs and then also again during the fall as
18 they get started but after the first year, they envision it as more of an annual process for
19 Council review.

20 Mr. Dahl stated that the signage will be paid for by the conservancy as part of the
21 money that they are raising so it will not add to the budget. He stated that staff recommends
22 adoption of the Panoway signage design standards.

23 Ms. Iverson asked what happens in the event that there is vandalism, damage, or
24 needed maintenance.

25 Mr. Mullin stated that they have not talked about it on a detailed level but noted
26 that the materials they are suggesting are very durable and should prevent maintenance
27 issues. He noted that he had submitted a maintenance document that City staff is refining
28 that at the moment, in order to get more granular view now that they know what the
29 building components will be, that should address some of those issues.

30 Ms. Iverson stated that as long as they have talked about it and considered it, she
31 does not need additional information.

32 Mr. Mullin stated that he believes the information can be found on page 37 of the
33 maintenance report.

34 Mr. Dahl stated that they have accounted for possible vandalism and maintenance
35 and noted that the signage and other inventory is ultimately City property.

36 There being no further discussion, Mayor Mouton asked for a motion. Mr. Plechash
37 made a motion, seconded by Ms. Iverson, to adopt Resolution 11-2021 Adopting Panoway
38 Signage Design Standards. Upon roll call vote, the motion carried 5/0.

39
40 **AGENDA ITEM 9. City Manager's Report and Discussion Items.**

41 Mr. Dahl stated that the overall trends in Covid are good and they are continuing to monitor
42 the possibility that the City will be able to go back to in person meetings within the next
43 few months.

44

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

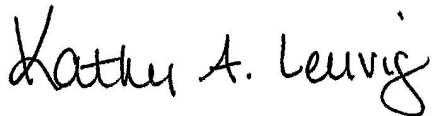
2 Saif Alshammaa, 10940 Goodhue Street, Blaine, stated that he applied for a license for a
3 tobacco store at 1310 Wayzata Boulevard. He stated that he thought it was scheduled for
4 tonight's meeting.

5 Mayor Mouton explained that his license was approved earlier in the meeting and
6 thanked Mr. Alshammaa for opening and operating his business in Wayzata.

7
8 **AGENDA ITEM 11. Adjournment.**

9 There being no further business, Mayor Mouton asked for a motion to adjourn. Mr.
10 Plechash made a motion, seconded by Mr. Buchanan to adjourn. Upon roll call vote, the
11 motion carried 5/0. Mayor Mouton adjourned the meeting at 10:28 p.m.

12
13 Respectfully submitted,
14



15
16
17 Kathy Leervig
18 City Clerk

19
20 Drafted by Kayla Rokosz
21 *TimeSaver Off Site Secretarial, Inc.*