



City of Medicine Lake

August 1, 2022

City of Medicine Lake Council Minutes

Present: Mayor Scott Marks; Councilors Jo Meyer, Chris Heim, Ron Tomczik, Connie Shaffer; Treasurer Gary Englert, City Clerk Therese Polum, BCWMC Commissioner Clint Carlson, Planning Commissioner Jesse Swanson, Brad Scheib

Council and Staff Absent: Public Works Superintendent Chris Klar, Fire Chief Rich Halvorson

Other attendees: Susan Wiese, Shaun Kennedy, Deb Gatz with Republic Services (for beginning)

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

Minutes and Agenda

- **Motion to approve the agenda forwarded by Councilmember Marks and seconded by Councilmember Shaffer. Councilmembers Mayor Marks, Meyer, Tomczik, Shaffer and Heim in favor. Motion passed.**
- **Motion to approve the July 11, 2022 city council minutes forwarded by Councilmember Marks and seconded by Councilmember Shaffer. Councilmembers Mayor Marks, Meyer, Tomczik, Shaffer and Heim in favor. Motion passed.**

Open Forum

- No report

Hennepin County Sheriff – Lieutenant Koski absent

- Absent, no report

Fire Department Report – Rich Halvorsen (Via Chris Heim)

- Reported 1 call
- Reported 0 water calls

Public Works Superintendent Report – Chris Klar (via Chris Heim)

- Reported update on the lift station progress
- Reported lift station behind schedule however should be completed in 30 days
- Reported on lift station construction questions, concerns and change orders
 - Discussion pursued
- Motion to approve two change orders for lift station construction:
 - Unforeseen condition found in the original shoring, timber shoring was found and worked around, additional dewatering, additional disposal of unsuitable material, installation of additional manhole to avoid in-place timber shoring and additional floodplain mitigation for a total not to exceed \$40,000.

Motion to approve the two change orders forwarded by Councilmember Mayor Marks and seconded by Councilmember Shaffer. Councilmembers Mayor Marks, Meyer, Tomczik, Shaffer and Heim in favor. Motion passed.

Bassett Creek Watershed Management Commission Report – Clint Carlson, Shaun Kennedy, and Susan Wiese

- Reported on the BCWMC regular monthly meeting and long range planning
- Reported a survey will be marketed during NNO with a QR code regarding shoreland restoration, hoping for a high percentage of participation

Planning Commission Report – Brad Scheib and Jesse Swanson

Brad Scheib reported on the three proposed ordinances. These updates were started pre-covid and are now ready for action.

- Proposed Ordinance 135: an ordinance repealing and replacing sections 3600 of the zoning code regulation shorelands in the City of Medicine Lake
 - Key differences between the proposed ordinance and the current ordinance
 - Maintaining 35 foot building height (DNR prefers 25')
 - Maintaining 40% hardcover (DNR prefers 25%)
 - Maintaining city lot width (DNR prefers 75' minimum)
 - Maintaining lot acreage (DNR prefers a larger lot acreage minimum)
 - Bluff, Bluff Impact Zone section is updated
 - Shoreland Impact Zone is updated
 - Vegetation Management section is updated
 - Permit requirements are updated
 - DNR guidelines govern rip-rap installation for erosion control at shoreline

Motion to approve Ordinance 135 an Ordinance repealing and replacing sections 3600 of the zoning code regulating shorelands in the City of Medicine Lake forwarded by Councilmember Shafer and seconded by Councilmember Tomczik. Councilmembers Mayor Marks, Meyer, Tomczik, Shaffer and Heim in favor. Motion passed.

Motion to approve Resolution 22-20 a resolution authorizing publication of Ordinance 135 by title and summary forwarded by Councilmember Shafer and seconded by Councilmember Tomczik. Councilmembers Mayor Marks, Meyer, Tomczik, Shaffer and Heim in favor. Motion passed.

- Proposed Ordinance 136: an ordinance amending sections 3700 of the zoning code regulating wetlands within the City of Medicine Lake
 - Key updates include the Buffer section

Motion to approve Ordinance 136 an Ordinance amending sections 3700 of the zoning code regulating wetlands within the City of Medicine Lake forwarded by Councilmember Mayor Marks and seconded by Councilmember Shaffer. Councilmembers Mayor Marks, Meyer, Tomczik, Shaffer and Heim in favor. Motion passed.

Motion to approve Resolution 22-21 a resolution authorizing publication of Ordinance 136 by title and summary forwarded by Councilmember Mayor Marks and seconded by Councilmember Shaffer. Councilmembers Mayor Marks, Meyer, Tomczik, Shaffer and Heim in favor. Motion passed.

- Proposed Ordinance 137: an ordinance amending sections 1700.5 storm water pollution control plan of the zoning code within the City of Medicine Lake
 - Key updates include the Development Regulations section

Motion to approve Ordinance 137 an Ordinance amending sections 1700.5 storm water pollution control plan of the zoning code within the City of Medicine Lake forwarded by Councilmember Shaffer and seconded by Councilmember Tomczik. Councilmembers Mayor Marks, Meyer, Tomczik, Shaffer and Heim in favor. Motion passed.

Motion to accept the resignation of Planning Commission Laura Ferenci and appointing David Ferenci to fulfill the remainder of the term forwarded by Councilmember Mayor Marks and seconded by Councilmember Meyer. Councilmembers Mayor Marks, Meyer, Tomczik, Shaffer and Heim in favor. Motion passed.

Treasurer's Report – Gary Englert

- Receipts in reporting period: \$117,872
- Receipts year to date: \$387,877
- Disbursements in reporting period: \$52,235
- Disbursements year to date: \$362,877
- Capital Project Reserve Balance: \$1,165,445
- Debt Service Reserve Balance: \$13,814
- Reported final settlement of first half taxes and fiscal disparities
- Reported first payment to lift station construction contractor
- Reported street and park payments, on a year to date basis are favorable compared to last year through July
- Reported first GO Waste Disposal Bond debt service payment made. Next payment due Feb 1, 2023
- Reported preliminary 2023 budget preparation is underway
- Reported first GO Bond interest payment debt service will be paid in July

Motion to approve the summary spending, receipts and cash balances through July 31th, 2022 forwarded by Councilmember Mayor Marks and seconded by Councilmember Shaffer. Mayor Marks, Councilmembers Meyer, Tomczik, Shaffer and Heim in favor. Motion carried.

Officer Reports:

Councilmember Heim and Dave Hutton with SEH Consulting

- Reported lift station items were previously covered in the Public Works report
- No additional report

Councilmember Meyer

- Reported on technology update
- Reported on Nation Night Out

Councilmember Tomczik

- Reported on trash service contract

Motion to approve the Republic Services Contract, a Randy's company forwarded by Councilmember Mayor Marks and seconded by Councilmember Heim. Mayor Marks, Councilmembers Meyer, Tomczik, Shaffer and Heim in favor. Motion carried.

Councilmember Shaffer

- Reported on website technology troubleshooting, city will obtain the license to allow for greater search function on the website
- Reported on the Rental Housing Ordinance regarding short term rentals
- Public Hearing will be held September 12, 2022 at City Hall during city council meeting
- Proposed ordinance will be posted to website
- Proposed ordinance has 180 day minimum rental requirement
- Reported on 1340 South Shore Drive

Mayor Marks

- Reported on Hennepin County Sheriff's Office law enforcement contract

Motion to approve the Law Enforcement Services Agreement forwarded by Councilmember Shaffer and seconded by Councilmember Heim. Mayor Marks, Councilmembers Meyer, Tomczik, Shaffer and Heim in favor. Motion carried.

New Business

- Residential noise complaints regarding the Hutton House
- Reports of residents feeding the racoons, feeding of animals is prohibits in the City of Medicine Lake

Motion to adjourn forwarded by Councilmember Tomczik and seconded by Councilmember Mayor Marks. Mayor Marks, Councilmembers Meyer, Tomczik, Shaffer and Heim in favor. Motion carried at 8:09 p.m.

Respectfully submitted,

Therese Polum
City Clerk

Approved on: September 12, 2020