

WOODLAND CITY COUNCIL MINUTES

Thursday, June 9, 2005

6:00 PM

CALL TO ORDER: Mayor Stark called the meeting to order at 6:00 PM.

EXECUTIVE CLOSED SESSION REGARDING LAWSUIT

Attorney Kim Kozar stated according to State Statue 13D.05 Subd. 3 (b) the Council will go into closed executive session for attorney/client privileges to discuss settlement litigation strategy in Newell vs. Woodland and also to discuss litigation of Bartus and Shawd v. the City of Woodland. Councilmember Evenstad moved to close the meeting to go into Executive Session. Councilmember Jilek seconded. Motion carried 5-0.

Councilmember Hornig moved to adjourn the Executive Session at 7:15 PM. Councilmember Evenstad seconded. Motion carried 5-0.

Mayor Stark reconvened the Regular Council meeting at 7:20 PM.

COUNCIL MEETING

PRESENT: Jean Stark, Jim Doak, Mark Evenstad, Michael Jilek and Steve Hornig
STAFF: Attorney Kim Kozar, Police Chief Virgil Gustafson, City Treasurer Grace Norris, City Clerk Sandy Langley, Deephaven Administrator Dana Young
OTHERS: Bill Dolan, Gary Anderson, Daniel Bartus and Shirley Shawd, Attorney Matthew Anderson

MINUTES of May 9, 2005

Councilmember Doak moved to approve the minutes of May 9 and 24, 2005 as submitted. Councilmember Evenstad seconded. Motion carried 5-0.

NEW BUSINESS

- A. Attorney Kozar discussed the action on the proposed settlement agreement regarding litigation of Bartus and Shawd v. the City of Woodland.
Bill Dolan, 3100 Maplewood Road asked to see a copy of the Mutual Release and Settlement Agreement.
Councilmember Evenstad moved to approve the Mutual Release and Settlement Agreement as proposed. Councilmember Doak seconded. Motion carried 5-0.
- B. LMCD 2006 Budget Approval – Councilmember Hornig moved to adopt the 2006 LMCD budget with the following stipulations: 1) consider alternate locations for more reasonable rent when the lease comes up 2) to provide the City Council copies of incident reports of activities. Councilmember Evenstad seconded. Motion carried 5-0.

MAYOR'S REPORT

Mayor Stark reported the resignation of Sandy Langley from the City of Deephaven which will become effective July 1st. Administrator Dana Young addressed the Council and stated he was committed to maintaining high quality service levels to the City of Woodland. Councilmember Doak asked that Mr. Young for clarification of his remarks that seemed to imply that their would be a reduction in staffing with the resignation of Sandy Langley. Mr. Young stated that staffing was not yet determined, but that the level of service to Woodland would continue with little or no interruption. Mr. Doak asked that Mayor Start be involved in any decisions that may affect service levels to Woodland. Mayor Stark stated that the City of Woodland has a contractual service contract with Deephaven and that Woodland may have other options. Most of

Woodland's services are all out sourced. Administrator Young stated that there is a 30-day clause in the yearly contract negotiated.

Police Chief Gustafson stated that he values Woodland as a customer and he wants them to be a happy customer. He noted that Deephaven is sensitive to the needs of Woodland and views the relationship with Woodland as a partnership.

Chief Gustafson stated the Police Department is making a more appearances on Breezy Point Road to slow down traffic. The traffic has picked up with the construction work on Hwy 494 and now with construction of Hwy 101. It could get worse.

Mayor Stark noted that she has is aware of issues regarding the stop light on McGinty Road and whether the light is achieving its intended purpose. She has met with the Wayzata Manager and Hennepin County is testing its performance.

Mayor Stark also reported that the Engineers are meeting about the corner on Hwy 101 going to Gray's Bay Bridge. She stated that there are still issues with the adjacent land that must be acquired by the County.

REPORTS

Public Safety & Finance – Councilmember Evenstad reported that the Maplewood Association held had their annual meeting. He encouraged Maplewood residents to attend the Woodland Council meetings. A donation from the Association was being given to the Police Department in much appreciation.

Councilmember Evenstad has spoken to the Wayzata Fire Chief regarding three electrical fires due to downed wires after the June 7th storm. The City will absorb the cost of these calls. He noted that Mr. Ben Oehler would like to investigate what it would take to bury the electrical lines. Mayor Stark noted that when the water and sewer project was done in the Groveland Assembly Grounds, they had looked into burying the electric lines and found out that Excel would bury only a portion of the lines and that the project was not feasible on the basis of cost. Councilmember Hornig stated he would ask Mr. Oehler to look into the process and learn costs associated with it.

Roads & Signs – Councilmember Doak reported the City has incurred expenses with tree damage due to the storms. He stated that he has been working with Aaron's Tree Service and working with property owners to remove dead or diseased trees.

Councilmember Doak stated that the homeowners along Stone Arch Road will be working on a garden under the stone arch and the unsightly poles will be removed.

Mr. Davis, who represents the Woodland residents on Shaver's Lake, has been contacted by Mr. Doak and asked that he keep the City informed on what is happening with Shaver's Lake water quality issues.

Councilmember Doak will report at the next meeting on signs and what is the status of the stone pillars into Maplewoods.

Mr. Gary Nelson, 2865 Maplewood Rd, stated that he have taken a number of cottonwood trees down in the process of landscaping his property. He also expressed a desire to move the stone pillars at the entrance to Maplewood at his expense to improve the appearance of his front yard. Councilmember Doak noted that the location of the pillars is the subject of ongoing discussion between the Nelsons, the Maplewood Association, and the City. Councilmember Doak also stated that the City should coordinate with the Nelsons in the modification of their driveway to prevent flooding from rain water runoff from Maplewood Road.

Web Site/Deer Management – Councilmember Jilek reported that continued strides are being taken with the website and he has established email addresses for Councilmembers Doak and

Evenstad. Mr. Jilek also noted that according to DNR the deer population according is going to peak this year. He will start working on the process for the permit process with the DNR to remove deer this season.

Ordinances – Councilmember Hornig had no report.

TREASURER’S REPORT

Councilmember Evenstad moved to approve the Treasurer’s Report as submitted. Councilmember Jilek seconded. Motion carried 5-0. Councilmember Evenstad will review the banking relationship now that he knows our contact person at US Bank. He will focus on the charges that the City has incurred.

ACCOUNTS PAYABLE

Councilmember Doak moved to approve the verified accounts in the amount of \$22,530.93 dated June 9, 2005. Councilmember Hornig seconded. Motion carried 5-0.

CONSIDERCANCELLATION OF JUNE 13 MEETING

Councilmember Doak moved to cancel the regular Council meeting of June 13th, 2005. Councilmember Evenstad seconded. Motion carried 5-0.

ADJOURNMENT

Councilmember Jilek moved to adjourn the meeting at 8:45 PM. Councilmember Evenstad seconded. Motion carried 5-0.

Respectfully submitted,

Sandra R. Langley, City Clerk