

**WOODLAND  
CITY COUNCIL MINUTES  
Monday, April 14, 2008  
7:00 P.M.**

**CALL TO ORDER**

Mayor Stark called the meeting to order at 7:12 P.M.

**ROLL CALL**

Present: Mayor Jean Stark; Councilmembers Jim Doak, Michael Jilek, Mark Evenstad and Tom Newberry.

Absent: None

Staff: Police Chief Cory Johnson and Clerk Shelley Souers,

Guests: Kraemer and Sons Project Manager Mike Schroeder, Woodland residents, Jim Colville, Chris Larson, Maria Saulsbury, Troon Dowds and Mark Anderson.

**CONSENT AGENDA**

**A.** Minutes March 10, 2008

**B.** Approve Bid for Street Sweeping for 2008

**C.** Approve Water Hydrant Flushing Service for 2008

**D.** Approve Service Agreement with Metro West Services

**E.** Approve Service Agreement with Kurt Larson

*Councilmember Evenstad moved approval of the consent agenda items A-E. Councilmember Doak seconded the motion. Motion carried 5-0.*

**NEW BUSINESS**

**A. 2660 Stone Arch Road - Approve the request for connection to municipal sewer and water system and Adopt Resolution No. 3-08, Approving a Special Assessment Agreement and Adopting Special Assessments for Sewer and Water Improvements and waiving a public hearing.**

Mike Schroeder, Project Manager with Kraemer and Sons, Inc. was present on behalf of the homeowners, Jim & Lori Brown at 2660 Stone Arch, to request approval to connect their property to the municipal sewer and water system along Stone Arch Road. Mr. Schroeder stated that his firm has been hired to build a new home for the Browns. The new homeowners want to remove the existing septic system on the property and under advisement of City Engineer, request to connect to the municipal sewer and water system. Mr. Schroeder presented a letter to the Council explaining that due to the elevation of the property, a new septic system would be in close proximity to the 929.4 ordinary high water mark of Lake Minnetonka. Mr. Schroeder stated that any new septic system would likely be a mound system located in the front yard and would be less aesthetically desirable for the homeowners and neighbors alike.

Mr. Schroeder stated that two adjacent neighbors along Stone Arch Road have expressed a desire to work with the contractor to install service wyes (stubs) at the time of the mainline excavation.

Councilmember Newberry reported that according to the City's guidelines for connecting to the sewer and water system, the letter provided by Mr. Schroeder, demonstrates that replacing the existing septic system is not feasible, satisfying the guideline of B 1). The proposed connection would not interfere or increase the cost to others according to the guidelines as denoted in B 2) and this provision was not applicable. Guideline C denotes the considerations of the Council to grant or deny requests. Councilmember Newberry stated that there have been no other requests to connect to the system and does not believe this request presents a problem for other future connections.

Councilmember Newberry stated that he had spoken with the adjacent neighbors who are interested in putting in only the stubs for future use. The neighbors have stated that they do not want to connect to the municipal system at this time, however, if they or a succeeding property owner choose to connect in the future, the stubs would be available. Councilmember Newberry stated because the water table is high and requires dewatering and the road would have to be dug up, it is beneficial to minimize the number of times to access the sewer and water mainlines.

Councilmember Newberry reported that the proposed Resolution No. 3-08, gives Jim and Lori Brown the right to add three stubs at the time of construction. The individual property owners (Jim Brown, 2660 Stone Arch Road, Chris Larson, 2641 Stone Arch Road, and John Dahmer and Maria Saulsbury, 2805 Stone Arch Road) should work together with the contractor to install the stubs, where there is no money involved from the City. All costs would be borne by the homeowners. Councilmember Newberry stated that the stubs (wyes) are owned by and the property of the City of Woodland.

Councilmember Jilek asked how many properties have septic systems along Stone Arch Road.

Councilmember Newberry reported that five properties are on private septic systems and three properties are on municipal sewer and water.

Jim Colville, 2760 West Road, asked what the individual owners are being charged to connect to the sewer and water system.

Councilmember Newberry stated that there are a variety of City fees and all individual construction costs are the responsibility of each homeowner.

Mr. Colville noted that the typical cost to homeowners in the Groveland Association was \$25,000.

Mr. Schroeder noted the total hookup costs for the property on Stone Arch Road, would be around \$35,000 to \$40,000 for connection to the system.

Mr. Larson and Ms. Saulsbury wanted to confirm that the City would not assess any charges to their property at the time the stubs were put in.

Councilmember Newberry stated that no assessment or City costs would be charged to any homeowner until an application has been submitted and approved for connection to the system by the individual property owner.

Councilmember Newberry stated that, in addition to the direct costs, a separate deposit will be collected with the permit to cover the cost of the City Engineer's review and inspections and to ensure proper road restoration is completed.

*Councilmember Newberry moved to approve Resolution No. 3-08; Approving Special Assessment Agreement and Adopting Special Assessments for Sewer and Water Improvement. Councilmember Doak seconded the motion. Motion carried 5-0.*

Mayor Stark noted that the house located at 2660 Stone Arch Road was the original house for the area and asked if consideration was given to restoring the home given its historic value.

Mr. Schroeder stated that they have considered renovating the property, but the foundation was in very bad shape and would have been expensive to save any of the original structure.

**B. Approve the Monetary Limits on Tort Liability for Insurance.**

*Councilmember Jilek moved to approve the limits of tort liability and to not waive the monetary limits on municipal tort liability. Councilmember Evenstad seconded the motion. Motion carried 5-0.*

**OLD BUSINESS**

**A. Variance Application Review**

Council reviewed the variance application language and the comments from City Attorney Joel Jamnik regarding use of the work peculiar. Council agreed to keep the application and language as drafted with no further changes.

**MAYORS REPORT**

No report.

**COUNCIL AND STAFF REPORTS**

**Finance**

No report.

**Public Safety**

Chief Johnson distributed Emergency Management notes, clarifying the Council's role and responsibilities if they are called to assist with an emergency.

Chief Johnson reported that there had been some vandalism to several street signs throughout Woodland. Replacement signs have been installed.

## **Roads**

Councilmember Doak reported that he met with the City Engineer, Dave Martini to review the streets and assess the repair needs and overall condition. The roads will need several routine repairs and possibly a major reconstruction to an area along Breezy Point Road near the intersection of Maplewood Road. Council will review the Engineer's report and quotes for the road repairs in May.

Councilmember Doak asked if there was an ordinance or statute to limit the unsolicited notices and flyers that are routinely distributed in the paper boxes throughout the City. The post office prohibits anyone other than the postal carrier to use the official mailboxes. Councilmember Doak stated that more and more often solicitations are being attached to and inserted in the private mailboxes. Staff will check with the League of Minnesota Cities to learn if there are options to restrict or prohibit unwanted mail left in the paper boxes.

Councilmember Evenstad stated that public nuisance ordinances should address matters of dead trees and tree debris on private property. He noted that the City of Waconia may have an ordinance that addresses dead or dying trees and dictates the timely removal of such trees. Staff will check on other nuisance ordinances to learn if there are options to improve upon the current nuisance ordinance in place. Councilmember Evenstad suggested City Attorney Joel Jamnik look into precedence on public nuisances.

## **Website & Deer Management**

No report.

## **Ordinances**

No report.

## **TREASURER'S REPORT**

*Councilmember Evenstad moved to approve the Treasurer's Report. Councilmember Jilek seconded the motion. Motion carried 5-0.*

## **ACCOUNTS PAYABLE**

*Councilmember Jilek moved approval of the Accounts Payable. Councilmember Evenstad seconded the motion. Motion carried 5-0.*

## **OTHER BUSINESS**

Councilmember Doak reported that following the meeting with Hennepin County Commissioner Koblick, he received a call from one of the legislative liaisons for Hennepin County Medical Center (HCMC). The goal of HCMC is to be more competitive in the health care market with the recent change of governance.

Councilmember Doak suggested Minnetonka School Superintendent Dennis Peterson be contacted to attend an upcoming Council meeting and provide an overview of the school year, budget and capital projects.

Mayor Stark stated that she will invite Dr. Peterson to a Council meeting.

**ADJOURNMENT**

*There being no further business, on a motion by Councilmember Newberry and second by Councilmember Jilek the meeting adjourned at 7:50 P.M. Motion carried 5-0.*

**ATTEST:**

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Shelley J. Souers, City Clerk

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Jean M. Stark, Mayor