

WOODLAND
CITY COUNCIL MINUTES
MONDAY, AUGUST 10, 2009
7:00PM

CALL TO ORDER & PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Mayor Jim Doak, Councilmembers; Mike Jilek, Troon Dowds, Tom Newberry and Sliv Carlson

Absent: none

Staff: Chief of Police Cory Johnson and City Clerk Shelley Souers.

Guests: Septic Inspector Kurt Larsen

CONSENT AGENDA

A) Minutes July 13 2009; Regular Council Meeting

B) Resolution No. 17-2009; Approval of the Alteration of Nonconforming Structure to construct a garage addition at 2840 Woolsey Lane.

Councilmember Carlson moved and Councilmember Jilek seconded the motion to approve the consent agenda as presented. Motion carried 5-0.

PUBLIC COMMENTS

None.

NEW BUSINESS

A) 2009 Septic Reviews

Kurt Larsen, Woodland's Septic Inspector, reported that the 2009 septic reviews are going well and he has been able to speak with many residents during the inspections.

Mayor Doak agreed that it is beneficial for Mr. Larsen to meet and speak with the homeowners as part of the inspections to promote better understanding and maintenance of their septic systems.

Councilmember Newberry asked Mr. Larsen if he felt adequately compensated for the additional time involved with the annual septic reviews.

Mr. Larsen believed he was.

Following the septic reviews, staff will send a copy of the review worksheet to each resident with Mr. Larsen's findings and recommendations.

Councilmember Newberry asked if a home sale triggers an upgrade to a septic system. Staff reported that the City Code does not require a compliance inspection at the point of sale. If a compliance inspection is completed as part of the sale process and denotes that the septic system has failed, an upgrade would be required by code.

Mayor Doak reported that Hennepin County is updating the septic rules. The City will review Woodland's Septic Ordinances in 2010 to align to the County's amendments.

PUBLIC HEARING

A) Ordinance No. 09-17; Amending Section 900.09, clarifying the minimum lake setback from the OHWL and deleting Subdivision 900.09(4)(i) regarding averaging of setbacks.

Mayor Doak opened a public hearing to consider proposed amendments to Section 900.09 of the City Code.

There being no public comments, the hearing was closed.

Councilmember Newberry moved to adopt Ordinance No. 09-17, as presented, and moved to waive the second reading. Councilmember Carlson seconded the motion. Motion carried 5-0.

B) Ordinance No. 09-18; Amending Section 900.02 and 900.24, defining Commercial Construction Activity and regulating such activity.

Mayor Doak opened a public hearing to consider proposed amendments to Section 900.02 and Section 900.24 of the City Code adding a new definition for construction activity and commercial property maintenance.

Minor changes in the wording of the ordinance were discussed by the Council.

There being no public comments, the hearing was closed.

Councilmember Jilek moved to adopt Ordinance No. 08-18; amending the language in Subd. 11(c), to remove the words "and instruction", and moved to waive the second reading of the ordinance. Councilmember Newberry seconded the motion. Motion carried 5-0.

C) Ordinance No. 04-13; Amending Nuisance Ordinance 415.

Mayor Doak opened a public hearing to consider proposed amendments to Section 415 of the City Code.

Minor changes in the wording of the ordinance were discussed by the Council.

There being no public comments, the hearing was closed.

Councilmember Carlson moved to adopt Ordinance No. 04-13; amending the language in Subd. (c) to remove the words "and instruction", and moved to waive the second reading of the Ordinance. Councilmember Jilek seconded the motion. Motion carried 5-0.

OLD BUSINESS

A) Dutch Elm Disease

Mayor Doak reported that several diseased trees have been identified and removed within the road right-of-ways. Mayor Doak suggested that the City create a disease tree program and stated that he will work with Councilmember Dowds and Aaron's Services to learn the extent of diseased trees throughout Woodland and draft a plan of action going forward.

Councilmember Dowds suggested that the City may want to allow flexibility with the time frame for removal of the types of diseased trees identified in the Code. Councilmember Dowds suggested that in the case of Emerald Ash Disease, the City may want to strictly enforce the 14 day timeline for removal because of the invasive nature of the Ash disease.

B) Groveland Homeowners Association Water Gate Valves

The City recently learned that there was some difficulty in shutting off water service to a private residence in the Groveland Homeowners Association. The Council discussed whether to inspect the water gate valves and individual curb stops this fall or inspect the valves along with the hydrant flushing in the spring. Council agreed to work with the hydrant flushing contractor in the spring [2010] to inspect and exercise the gate valves.

Staff will speak with the City Engineer, Dave Martini, to confirm that multiple options and locations are available to shut water service off, as needed, in the event of a broken water line or problems shutting off private curb stops.

Councilmembers Jilek and Carlson will meet to consider the best option for maintenance of the individual water curb stops.

C) Budget

Council reviewed a draft balanced budget for 2010 revenues and expenditures. Council reduced the budgeted line item expenditure for street improvements to \$40,000 and legal expenditures to \$10,000. The 2010 proposed tax levy would increase approximately 4% from 2009. The Council joined Mayor Doak in expressing appreciation to the City of Deephaven and its employees for holding Woodland's administrative and public safety costs unchanged from 2009. The proposed tax levy and budget will be adopted in September.

MAYORS REPORT

Mayor Doak reported that the City of Minnetonka recently passed a Social Host Ordinance. Mayor Doak and Councilmember Jilek will work with the Chief of Police to review the Social Host Ordinance language and consider options for incorporating the language into Woodland's Ordinances.

COUNCIL REPORTS

Public Safety

Councilmember Jilek reported that deer management permitting starts in September.

Finance & Intergovernmental Relations

Councilmember Carlson reported that Groveland Homeowners Association hosted the National Night Out. County Commissioner Callison, Senator Olson and Legislative Representative Doepeke all participated, along with Councilmembers and many residents.

Mayor Doak suggested sending a mailed invitation to residents that includes a defined agenda and list of representatives that would be attending, to encourage greater city-wide participation.

Roads and Signs

Councilmember Dowds reported that the tree work in the City's right-of-way has been completed. A large cottonwood tree along the right-of-way of Breezy Point Road needs to be removed. Aaron's Services estimated \$1,500 for the removal. Council agreed to have Aaron's Services remove the tree as part of the 2009 budget.

Ordinances

No report.

Mayor Doak thanked Councilmember Newberry for his work on the zoning ordinance amendments.

TREASURER'S REPORT

Councilmember Newberry moved approval of the Treasurer's Report as submitted.

Councilmember Dowds seconded the motion. Motion carried 5-0.

ACCOUNTS PAYABLE

Councilmember Newberry moved approval of the Accounts Payable as submitted.

Councilmember Jilek seconded the motion. Motion carried 5-0.

ADJOURNMENT

Council adjourned by consent at 8:28PM. The next regular Council meeting will be held on Monday, September 14.

ATTEST:

Shelley J. Souers, City Clerk

James S. Doak, Mayor