

MINUTES

Greenwood City Council Meeting

Wednesday, July 10, 2024

Deephaven City Council Chambers

20225 Cottagewood Road, Deephaven, MN 55331



1. CALL TO ORDER | ROLL CALL | APPROVE MEETING AGENDA

Mayor Fletcher called the meeting to order at 7:32 pm.

Members Present: Mayor Fletcher and Councilmembers Brian Malo, Jennifer Gallagher, Mike Marti

Members Absent: Councilwoman Kristi Conrad

Motion by Malo to amend meeting agenda to add item 10A (LMCD High Water Declaration). Second by Gallagher. Motion passed 4-0.

2. CONSENT AGENDA

- A. Approve: 06.05.24 Budget Worksession Minutes
- B. Approve: 06.05.24 City Council Meeting Minutes
- C. Approve: May Profit & Loss
- D. Approve: June Profit & Loss
- E. Approve: YTD 05.31.24 Profit & Loss Budget vs. Actual
- F. Approve: YTD 06.30.24 Profit & Loss Budget vs. Actual
- G. Approve: May Cash Summary
- H. Approve: June Cash Summary
- I. Approve: June Check Detail
- J. Approve: July Payroll Report
- K. Approve: Support for LMCD 2025 Budget – revised budget
- L. Approve: Insurance Liability Waiver Form
- M. Approve: Res 15-24 Revised Appointments
- N. Approve: Res 17-24 Appointing Election Judges

Motion by Malo to approve consent agenda. Second by Gallagher. Motion passed 4-0.

3. MATTERS FROM THE FLOOR - NONE

4. PRESENTATIONS, REPORTS, GUESTS, AND ANNOUNCEMENTS

- A. Announcement: Budget & Fees Worksession, July 17th at 5:00pm, Deephaven Council Chambers
- B. Announcement: Budget & Fees Worksession, August 7th at 6:00pm, Deephaven Council Chambers
- C. Announcement: City Office Candidate Filing Period is 07.30.24 until 08.13.24 at 5:00pm

5. PUBLIC HEARINGS - NONE

6. ACTION RELATED TO PUBLIC HEARINGS - NONE

7. PLANNING, ZONING & SUBDIVISION ITEMS - NONE

8. UNFINISHED BUSINESS

- A. Consider: Resolution 18-24 Consent for Hennepin County re: Cannabis Retailer Registration

Hennepin County hosted three meetings in May to provide an update to cities on where the county is at on developing a cannabis retailer registration, compliance, and enforcement program. There were two more

follow-up meetings held in June. These meetings focused on cannabis county policy options, the current legislative session and the impacts of the proposed changes to the cannabis law 342.

Cities have the option to defer their authority to the county if they decide not to implement their own cannabis registration program. The city will need to notify the county if choosing to implement a Greenwood cannabis registration, compliance, and enforcement program. If the council chooses to provide consent to the county to implement and manage a cannabis retailer registration, compliance, and enforcement program, a resolution approving this option must be submitted to the county. A draft resolution was included in the council packet for consideration.

Mayor Fletcher modified page 2 of the original draft resolution provided to the city. A third condition was added that states 'That the City of Greenwood may withdraw this consent with or without cause upon ninety (90) days written notice to Hennepin County'. Council consensus was to have the modified resolution sent back to the county for review, and to bring this agenda item back to the council at their August meeting.

Motion by Gallagher to send Resolution 18-24 to Hennepin County for their review and approval. Second by Marti. Motion passed 4-0.

- B. Consider: Resolution 19-24 Transferring Local Board of Appeal and Equalization (LBAE) Power and Duty to Hennepin County ("OPEN BOOK")

Hennepin County Chief Assessor Joshua Hoogland attended the June 5th City Council meeting and provided the Council with information on the Open Book option for property valuation appeals, which would transfer LBAE powers and duties to the county. The attached resolution was provided by the county to the city for council consideration if the council chooses to transfer these powers and duties to the county.

Council discussion and consensus was to keep the property valuation appeals process as is. Residents addressed the council at the June meeting expressing their concern with transferring this process over to the county. These residents asked that the council keep the LBAE in Greenwood, and not to transfer these powers and duties to the county. A motion was not necessary as no changes will be made at this time.

9. NEW BUSINESS

- A. Consider: Resolution 20-24 New Voting Location – Primary & General Election

On June 18, 2024, City Clerk Nalisha Williams received an email from the Old Log Theater stating that the Old Log's cabin would not be available for use by the city as its polling place location starting with the August 13, 2024 primary election. Mayor Fletcher contacted Kent Carlson with the Excelsior Bay Harbor and Kent Carlson agreed to allow the city to use the Excelsior Bay Harbor Clubhouse as its polling place location for future elections. Another potential location was Mount Calvary Lutheran Church in Excelsior, which the City of Excelsior uses as its polling place. Greenwood's Head Election Judge Bonnie Lane preferred to keep the polling place in Greenwood. On June 27, Bonnie Lane and City of Excelsior Administrative Assistant Deb Johnson visited the Excelsior Bay Harbor Clubhouse with Mayor Fletcher and agreed that it would be suitable for use as the City of Greenwood's polling place. Minnesota Statute 240B.16, subd. 1(a) states that notice must be sent to all affected registered voters stating the location of the new polling place at least 25 days before the next election.

Motion by Marti to move the City Council approves Resolution 20-24 changing the City's polling place to Excelsior Bay Harbor Clubhouse, 21900 Minnetonka Boulevard and notifies registered voters of the new polling place prior to July 19, 2024. Second by Malo. Motion passed 4-0.

- B. Consider: SLMPD Multi City Joint Powers Agreement – Hwy 7 Grant

South Lake Minnetonka Police Department Sergeant Adam Moore completed a grant application, which was approved by the Minnesota Department of Public Safety for \$200,000 for safety enforcement along Highway 7 between St. Louis Park and Victoria. There will also likely be a \$250,000 grant for Highway 7 safety improvements from the Minnesota Department of Transportation.

The Cooperative Agreement needs to be approved by the Greenwood City Council if it wishes to be included in the safety enforcement and potential safety improvements that are funded through the Minnesota Department of Public Safety and Transportation. The South Lake Minnetonka Police Department will be the local fiscal agent for the state grants in the Cooperative Agreement.

The City Council discussed the proposed Cooperative Agreement (attached to council packet) regarding Highway 7 Safe Road Zone grant projects. Councilman Malo expressed concern that this agreement was not reviewed by Greenwood's attorney prior to the meeting. In future cooperative agreements, Mayor Fletcher will have the City Attorney review agreements prior to council meetings.

Motion by Marti to move that the City Council authorizes Mayor Tom Fletcher to sign the Cooperative Agreement regarding Highway 7 Safe Road Zone grant projects on behalf of the City of Greenwood. Second by Gallagher. Motion passed 3-1 with Malo voting nay.

C. Discuss: Metropolitan Council's Draft Regional Policy Recommendations

Mayor Fletcher asked that this item be added to the agenda for council discussion. The Met Council will be hosting two "Residential Density Discussion Events" in July. The first meeting was held prior to the July council meeting on July 9. The second meeting is to be held on July 16.

Mayor Fletcher and Councilman Malo were able to attend the Met Council's July 9 meeting. Both expressed concerns with the policy recommendations on 'desired city densities' and 'land use', and how these policies and recommendations could impact a small city like Greenwood. Mayor Fletcher will be meeting with a Met Council representative on July 30 at 9am.

Motion by Malo to authorize Mayor Fletcher to draft a letter on behalf of the Greenwood City Council opposing the Metropolitan Council's Draft Regional Policy Recommendations. Motion amended by Fletcher to carbon copy Metro Cities on the letter to the Met Council. Second by Gallagher. Motion passed 4-0.

10. OTHER BUSINESS

A. Lake Minnetonka Conservation District (LMCD) – High Water Declaration (item added to the agenda)

Lakeshore residents have contacted Councilman Malo over their concerns with the high-water levels, sections of boat docks now floating due to the heavy rains this summer with no formal high-water declaration from the LMCD. Currently, 'High Water Declarations' only go into effect when water levels are at or above 930.0 feet for eight consecutive days. The water level was close to, but did not meet this requirement.

Malo serves as the Greenwood LMCD Representative and wanted to ask the council if he should bring up this issue at the next LMCD meeting for a possible policy change. Councilman Marti thought bringing the consecutive days from eight to five would be reasonable. Malo will ask that this topic be included on the next LMCD meeting agenda in response to resident complaints.

11. COUNCIL REPORTS

A. Conrad: Administrative Committee, LMCC, Park

No report.

B. Gallagher: Fire Board

No council action taken.

View report online at www.lmcc-tv.org

C. Fletcher: Administrative Committee (**Bus Stop Signs, Hennepin County Youth Sports Grant Application – Greenwood Park, New City Website & Email Notification List**), Building Code Enforcement, Mayors' Meetings, SLMPD Coordinating Committee & Operating Committee

No council action taken.

View report online at www.lmcc-tv.org.

D. Marti: Planning Commission, Public Works

Motion by Marti to move that the City Council declare August 5 as “Matt Wilkinson Day” in recognition of Greenwood resident Matt Wilkinson’s accomplishments in qualifying to participate in the 2024 Summer Olympics. Motion by Malo to follow-up with a formal resolution and to present this to Matt at a later date once he returns to Minnesota. Motion passed 4-0.

View report online at www.lmcc-tv.org.

E. Malo: City Docks, LMCD, Minnetonka Community Education, SABLID

No council action taken.

View report online at www.lmcc-tv.org.

12. ADJOURNMENT

Motion by Malo to adjourn the meeting at 9:10 pm. Second by Gallagher. Motion passed 4-0.

This document is intended to meet statutory requirements for council meeting minutes. A video recording was made of the meeting which provides a verbatim account of what transpired. The video recording is available for viewing at lmcc-tv.org for 1 year.