

**Minutes
Minnetonka City Council
Monday, May 22, 2023**

1. Call to Order

Mayor Brad Wiersum called the meeting to order at 6:31 p.m.

2. Pledge of Allegiance

All joined in the Pledge of Allegiance.

3. Roll Call

Council Members Bradley Schaeppi, Kissy Coakley, Brian Kirk, Rebecca Schack, Kimberly Wilburn, Deb Calvert and Brad Wiersum were present.

4. Approval of Agenda

Calvert moved, Kirk seconded a motion to accept the agenda with addenda to Items 14.A and 14.C. All voted "yes." Motion carried.

5. Approval of Minutes:

A. April 17, 2023 local board of appeal and equalization meeting minutes

Schack moved, Calvert seconded a motion to accept the minutes. All voted "yes." Motion carried.

B. May 1, 2023 local board of appeal and equalization meeting minutes

Schack moved, Calvert seconded a motion to accept the minutes. All voted "yes." Motion carried.

C. April 24, 2023 study session minutes

Schack moved, Calvert seconded a motion to accept the minutes. All voted "yes." Motion carried.

B. May 1, 2023 regular meeting minutes

Schack moved, Calvert seconded a motion to accept the minutes. All voted "yes." Motion carried.

6. Special Matters:**A. 494 Commission update**

Schack introduced Kate Meredith from the 494 Commission.

Kate Meredith, 494 Commission member, provided the council with an update from the 494 Commission on commuter services. She explained the goal for the commission was to reduce traffic congestion, reduce air pollution and improve transportation options. She discussed the history of this organization and how they worked jointly on transportation improvements for 494. She noted 19% of metro area residents live along the 494 corridor and 21% of the metro area jobs were located on or near the corridor. She commented further on how she was working to reach employees with resources to shift drive alone commuters into a sustainable mode and noted the resources available to employers. She further reviewed the companies she had served in Minnetonka. She thanked the city for their ongoing partnership and asked for comments or questions.

Schaeppi asked if the multi-family pass was purchased by property managers. Ms. Meredith explained these discounted transit passes were purchased by property managers in bulk, one pass per unit.

Wiersum thanked Ms. Meredith for her detailed presentation and for her efforts to get single occupant cars off the road.

B. LGBTQ+ Pride Month proclamation

Schack read a proclamation in full for the record declaring June to be LGBTQ+ Pride Month in the city of Minnetonka.

C. Juneteenth proclamation

Coakley read a proclamation in full for the record declaring June 19, 2023 to be Juneteenth in the City of Minnetonka.

D. Partnership with City of Hopkins, Advanced Career Employment Program

City Manager Mike Funk and Assistant City Manager Moranda Dammann gave the staff report. It was noted this eight week program would begin in June and would run through August. Dammann explained the city had one administration intern that would be working with the city this summer. She thanked the City of Hopkins for working with Minnetonka staff on this program.

Coakley asked if this program was for advanced career employment. Dammann reported this was the case and noted the program was tailored to allow applicants to select which public sector department they would like to work for.

Coakley questioned if the city was recruiting from the high school. Dammann explained applicants could be from age 14 to 24 and noted the city was sharing this program on all social media channels.

7. Reports from City Manager & Council Members

City Manager Mike Funk reported on upcoming city events and council meetings. He shared his recent experience with his father on a Midwest veterans honors flight to Washington DC. He stated with Memorial Day upcoming, he wanted to thank all veterans and services members.

Schaeppi explained he met Ward 3 resident Elsie Gall and they had a conversation about her experience as middle school teacher.

Schaeppi reported he supported the state addressing zoning reform. He expressed disappointment with the fact the state legislature did not address this matter. He explained the state of Montana, through bi-partisan work, was able to pass zoning reform in their state this year. He encouraged the state of Minnesota to begin having these meaningful conversations.

Coakley stated on May 12 she attended a luncheon with Women of Hope where she learned more about the tree house program. She was hopeful the city could continue to fund the tree house program because it was benefiting the community.

Coakley commented on May 11 she attended the Black Business Mixer in Minneapolis at Pimento's, which is a black owned Jamaican kitchen. She discussed how Damon Jenkins spoke about wealth building, inequalities surrounding housing, and how Minnesota has a tremendous gap when it comes to minorities owning homes. While she understood Minnetonka was doing great things to address its housing, she believed the city could always do more and she would like the speakers from this meeting come to Minnetonka.

Coakley noted she met with Police Chief Boerboom along with her daughter and Mary Pat Blake. She stated her daughter was pulled over in the city. She explained as her daughter was telling her story, she did not realize how many times her daughter has been pulled over and ticketed in Minnetonka. She reported this has been traumatizing and emotional for her daughter. She indicated her daughter had a parking ticket from last October and she tried to put in a motion to have it dismissed. However, because it was from last October, this had already gone onto her record. She commented further on the number of

times her daughter had been pulled over and stated her daughter was arrested and taken into custody on the night of her wedding. She suggested the city take a look at its parking signs throughout the community in order to help residents. She also wanted the department to be aware of how many times they were pulling over young people of color.

Wilburn stated several meetings ago she raised concerns regarding wage theft. She explained the way she phrased the question it may have given the impression that contractors had been convicted or found guilty of wrong doing while working on Doran projects, which was not the case. She apologized for giving that impression. She noted Doran came and spoke to the council and addressed a question, which needs to be addressed by all contractors, which has to do with the amount of oversight they provide to ensure rules are being followed.

Wiersum explained tomorrow he would be attending an event at LaMettry's Collision Highway 62. He noted they would be donating a refurbished vehicle to a veteran who has started a non-profit to help other veterans.

Wiersum thanked all veterans that live in Minnetonka, Minnesota and our country for their sacrifice and what they have done on behalf of our country. He wished everyone a safe and happy Memorial Day.

8. Citizens Wishing to Discuss Matters not on the Agenda: None.

9. Bids and Purchases:

A. Bids for the Groveland Storm Sewer Improvements Project

Public Works Director Will Manchester gave the staff report.

Schack moved, Calvert seconded a motion to award the contract. All voted "yes."
Motion carried.

10. Consent Agenda – Items Requiring a Majority Vote: None.

11. Consent Agenda – Items requiring Five Votes: None.

12. Introduction of Ordinances:

A. Atlas 14 Floodplain Map and Floodplain District ordinance update

Public Works Director Will Manchester and Water Resources Engineer Sarah Schweigert gave the staff report.

Wiersum reported he spent time with the interactive map and looked up several addresses in the city. He explained the 100 year floodplains have grown in size because the city was receiving additional large rain events. He requested further information from staff regarding flood insurance. Schweigert explained the city had a fact sheet on the website available for Minnetonka residents. She reported all residents in Minnetonka are eligible to purchase flood insurance.

Calvert encouraged residents to visit Minnetonka Matters if they are interested in learning more about this topic.

Wilburn moved, Calvert seconded a motion to introduce the ordinance. All voted "yes." Motion carried.

13. Public Hearings:

A. Temporary on-sale liquor license for The Rotary Club of Minnetonka Foundation, 14600 Minnetonka Boulevard

Community Development Director Julie Wischnack gave the staff report.

Wiersum opened the public hearing.

Chris Rosenlund, representative of the Minnetonka Rotary, thanked the council for considering his request. He noted the Rotary Club has provided beverage sales services for the past five years at Summerfest. He commented further on the training the Rotarians attend on a yearly basis to ensure the beverage sales are conducted properly.

Wiersum thanked the Rotary Club for all the great work they do in the community and around the world.

There being no further comments from the public, Wiersum closed the public hearing.

Calvert moved, Kirk seconded a motion to grant the license. All voted "yes." Motion carried.

B. Cedar Hills – Blooming Cedars Apartments, LLC, Financing Request

Community Development Director Julie Wischnack gave the staff report.

Wiersum opened the public hearing.

Jane Gordon, resident of Ward 2, explained she was a councilmember from 1980 to 1992. She reported she was involved in this original project. She questioned if

anyone had suggested demolishing and reconstructing this building given the cost for the proposed improvements.

There being no further comments from the public, Wiersum closed the public hearing.

Calvert discussed the proposed interest rate and questioned if 4% would remain the set rate. Shane Ehlers, Ehlers & Associates, reported the interest rate was slightly below the lending rate, but it was his understanding it was the city's intent to invest in projects like this that reinvested in affordable housing renovations.

Schack indicated she appreciated the fact the city was buying 30 more years of affordability for this project. She noted she supported this project moving forward.

Schaeppi agreed stating he was not surprised by the cost for this project given the deep level of affordability for these units.

Wiersum stated \$64,000 per unit was a lot of money, but he understood labor and construction costs were on the rise. He appreciated the fact the city would be able to assist with renovating these deeply affordable housing units.

Calvert moved, Coakley seconded a motion to adopt Resolution 2023-032. All voted "yes." Motion carried.

Wiersum recessed the city council meeting.

Wiersum reconvened the city council meeting.

14. Other Business:

A. Items concerning Marsh Run II redevelopment, a multi-family residential development by Doran at 11816 Wayzata Boulevard

City Planner Loren Gordon and Community Development Director Julie Wischnack gave the staff report.

Wilburn questioned how the rental rates would be managed. Wischnack explained the restrictions on rent are provided every year through the Metropolitan Council. She reported the property owner would have to provide the city with compliance information on a yearly basis and noted the affordable units would have to remain at 60% and 80% AMI.

Wiersum asked the developer come forward to make a presentation.

Tony Kuechle, Doran Development, discussed the proposed development in further detail with the council. He thanked staff for their assistance with this project. He commented on how the building design would ensure no shadow was cast on the adjacent building. He explained the original entrance drive would be moved in order to reduce conflict for the vehicles coming and going from the property. He described how he worked to reduce the massing of the building and noted how the front entrance was moved. He noted the property has poor soils, which was the reason for having a compact building plan. Further discussion ensued regarding the unit mix. He commented on how he worked to meet the concerns voiced by the neighbors and planning commission, noting this property would have more surface parking. He reported he was proposing to hold monthly meetings with his building HOA's in order to discuss concerns facing each property.

Wiersum commented on a town he visited in Florida that was very pet friendly. He recommended that Mr. Kuechle consider having pet waste stations throughout the property and around the pond in order to be proactive in addressing this concern. He asked what the planned hours of construction would be. Mr. Kuechle reported construction hours would be from 7:00 a.m. to 4:00 p.m. He anticipated there would be occasional weekend hours if a subcontractor was behind schedule.

Wiersum encouraged the developer to be mindful of the starting times on the weekend.

Kirk stated he understood the neighbors were concerned about the dog run. He questioned if there would be a limit on the number of dogs within this building. He supported the developer limiting the number of dogs between this building and the Birke. Mr. Kuechle explained he was uncertain as to how many dogs would occupy the building. He stated he has never had to limit the number of dogs within a development.

Calvert discussed the pilings that would be required because of the poor soil conditions. She inquired how these pilings would be put in place. Mr. Kuechle described how the geo piers would be put in place, noting they would not be driven in, but rather they would be augered into the ground.

Wiersum opened the meeting for public comment.

Charlie Ross, 992 Fairfield Court, explained he was a resident of the building closest to the proposed project. He reported he sent a letter to the council voicing his concerns. He indicated the proposed building was quite large with six floors. He requested the developer reconsider the size and mass of the building. He noted this building was not in a heavy commercial building, but rather was in a mixed area with commercial and residential. He applauded Doran for addressing

the parking concerns but feared how the tenants would spill over into the adjacent office building. He questioned if each individual councilmember would approve this project if it was being built in their backyard.

Pam Lewis, 980 Fairfield Court, stated she was offended by the three minute time limit. She noted she has been waiting for two hours to speak on this topic. She reported she did not feel cared about as a Minnetonka resident. She discussed how this huge building, on top of the Birke would impact the adjacent homeowners. She expressed concern with how she would be living in the shadows of this building. She explained this area of Minnetonka was already drowning in density, parking concerns and dogs. She supported the building having a dog limit, noting her HOA only allows homeowners to have one dog up to 40 pounds, while the developer was allowing each apartment owner to have up to two dogs. She discussed how her guest parking was being swallowed up by the apartment visitors and noted Lot 8 has become a dog park. She asked that a bike lane be considered for her neighborhood. She recommended the dog policy be reconsidered by the developer.

Jane Gordon, Ward 2 resident, discussed how this area previously developed and encouraged the council to find a good marriage between the various uses in this area. She recommended the city post proper "No Parking" signs for this neighborhood and that these signs be posted properly. She explained she was curious about the garage side of this building. She recommended the parking be reconsidered to take into the account the number of vehicles that would be parked per unit, especially for the two and three bedroom units. She urged the council to keep in mind there were many people that already lived in this neighborhood and they would be adversely impacted by this project. She recommended construction not be allowed on the weekends.

Ann Carpenter, 5120 Leeway, explained she lived in the woods and she can walk into Glen Lake. She noted she owns this property with her brothers. She discussed how she enjoyed working with Doran Development on the Birke and she appreciated how professional this company was throughout the entire development process. She explained staff recommended residential for this property, which led her to speak with Doran Development for the Marsh Run II property. She discussed how this project would bring more people into the Ridgedale area, which was needed to keep the mall thriving. She encouraged the council to support this project.

Sarah Maloney, 705 Fairfield Circle, reported she lives within the Gables of Westwood, which had 104 townhomes. She discussed how her neighborhood has been adversely impacted by the Birke. She explained this neighborhood did not have the capacity to take on more density. She stated she was very upset by the proposal and commented on how the apartments did not have sufficient greenspace. She expressed concern with the number of dogs from the

apartments that were using her HOA property to relieve themselves. In addition, the apartment dwellers were leaving their pet waste bags on HOA property. She stated this was a huge problem that would only be compounded by an additional apartment building. She reported the Birke also needs a permanent parking solution. She was of the opinion the proposed building did not fit into the character of the neighborhood and she urged the council to not approve the request.

Peg Meyer, 11460 Fairfield, thanked the council for taking comments from the residents. She noted she attended the planning commission meeting and noted the vote was 3-2, which was not a show of overwhelming support. She explained this was a huge building that would overwhelm the neighborhood. She requested the developer get a handle on the amount of dog poop that is being dropped into the adjacent neighborhood.

Wiersum closed the meeting for public comment.

Coakley thanked the residents for being brave and sharing their concerns. She reported she was concerned with the lack of parking and how many tickets the city would be issuing to residents.

Schaeppi indicated he appreciated all of the neighbors who offered feedback and were in attendance at this meeting. He stated the city has a parking ordinance in place that dictates parking requirements for developments. He reported he did not have any concerns regarding the proposed parking or the height. He believed the way the city approached PUD's was confusing at times given how public benefit was difficult to define. He supported the city moving away from the PUD process. He understood the dog issue was a livability concern and he supported the number of dogs per unit being limited to one. He recommended the council address the issue being raised by the neighbors, concerning the dogs and parking, prior to this project being approved; otherwise, there would be increased police calls from this neighborhood.

Kirk stated he was struggling with this project, noting he remembered what used to be on this property. He indicated this project was very similar to the Birke and noted he did not have any problems with the building being six stories from the street. He explained he was struggling with how the building interacted architecturally with Fairfield Court. He questioned if there was enough buffer in place. He appreciated the fact a shadow study was completed and discussed how the developer had checked every box for this project. He appreciated how the developer had addressed the parking concerns. He questioned how the city could turn this project down, except to address the dog waste concerns.

Schack thanked all of the neighbors who spoke this evening. She also thanked Doran Development for the detailed presentation. She believed this apartment

complex was very well done. However, she was concerned with how this neighborhood would be impacted because they were on an island. She feared how another 200 apartment units, with their pets, would adversely impact the existing neighbors. While she believed this was the right spot for density, this was perhaps too much density. She discussed on how this project was in her ward and noted she has received an increase in complaints due to parking and pet concerns from the Birke. She ended her comments by stating she was concerned with how the proposed apartment building would tax the resources within this neighborhood.

Calvert thanked the neighbors for attending and for coming forward to speak to the council. She agreed this project checked a lot of boxes, but she was still struggling to fully support this project. She stated in some circumstances, she would rather build up than build out. But she was also concerned about the shading and how the natural areas within this neighborhood would be impacted. She appreciated the fact the building would have affordable units. She believed the apartment product was great and she understood people would want to live in this building. However, she worried about the noise given the fact there would be no trees along the front of the building. She was of the opinion the concerns that were raised by the neighbors had to be addressed. She reported she was struggling with supporting this project because she did not want to add to the pressures already on this neighborhood.

Wilburn commented she was struggling with this request as well. She reported she discussed this project today with the city manager along with the parking and dog issues. She noted the parking and dog issues were from the Birke which had to be resolved separately. She appreciated the fact the developer was willing to address the pet waste concerns.

Wischnack reported the developer has agreed to limit the number of dogs within the building to 75.

Wilburn stated she did not have any solutions but she recommended the dog concerns raised by the neighbors be taken seriously by the developer.

Wiersum indicated this was not the Birke, but was a separate project. He commented on all the city learned going through the approval process for the Birke. He stated the neighbor's concerns were being heard. He was of the opinion this was an appropriate location for density, given its proximity to the freeway. He wished the building was one story smaller. He was of the opinion the dog issue was a real concern and the density in the neighborhood was compounding this issue. He appreciated the fact the developer was willing to limit the number of dogs in the building. He recommended the developer have pet waste bags and disposal bins available for the new building. He stated he was challenged by the fact the proposed building would be the largest in Minnetonka

along 394. He indicated he would like to have more information regarding the number of apartment buildings that had been built in the last 10 years and what the surrounding density was. In addition, he wanted to know how many pets are typically living in a Doran Development apartment building. He reported he was struggling with supporting this project tonight given the fact there were some issues and these issues did not have solutions.

Wischnack suggested the council speak with the developer to see he would like the council to proceed.

Mr. Kuechle supported the council tabling action on this item and noted he could report back with data on the number of dogs within his buildings, and could provide staff with further information regarding density.

Wiersum asked if there were any further questions from the council.

Coakley questioned if the building height could be reduced. Mr. Kuechle stated he could review the different building iterations with the council but noted if the building height were reduced, the number of affordable units would be impacted along with the TIF request.

Wiersum inquired what motion the council should make. City Attorney Corrine Heine recommended the council table action on this item to a date specific.

Calvert moved, Coakley seconded a motion to table action on this item to the June 26, 2023 city council meeting. All voted "yes." Motion carried.

B. Marsh Run II redevelopment

City Attorney Corrine Heine recommended the council table action on this item to the June 26, 2023 city council meeting.

Calvert moved, Coakley seconded a motion to table action on this item to the June 26, 2023 city council meeting. All voted "yes." Motion carried.

C. Items concerning a multi-family residential development at 10701 Bren Road E

City Planner Loren Gordon gave the staff report.

Calvert requested further information regarding the amount of affordable units that would be included in this project. Community Development Director Julie Wischnack explained the developer was proposing to have 15 units at 80% AMI and 14 units at 40% AMI.

Kirk questioned if the recommendation for denial came down to landscaping and stormwater management. Gordon reported staff believed the stormwater management plan would meet all city requirements. He noted the landscaping on the site was still a concern, given the variance to the tree ordinance noting all of the significant and high priority trees would be removed.

Kirk reported this was a very urban design with not a lot of room for streetscape, which was not allowed by city ordinance. Gordon commented there needs to be a better integration of all of the site features and this has not happened yet.

Wiersum invited the developer to come forward at this time.

Ned Dodington, Greystar, stated in his opinion the stormwater issues have been addressed and the site has enough capacity to meet all watershed recommendations. He explained he has demonstrated that he can meet the letter of the ordinance for the landscaping evaluation. He reported this could be resolved. He noted the only major concern remaining was with the trees. He reported the major and significant trees on this site were in the middle of the property, which would preclude any development if they had to remain. He indicated he was excited to have a development in Minnetonka and he believed Opus was the right place for this project. He believed he worked hard with staff on the plans for this project and he hoped construction could begin in July of 2023. He commented further on the public benefits from this project and stated the affordability of this project would greatly benefit the community.

Burt Coffin, ESG Architects, explained he has designed thousands of multi-family units in the last 30 years and over 1,600 with Greystar. He reviewed some of the projects he has completed with Greystar in the Twin Cities metro area. He commented further on the exterior of the building and landscaping plans. He understood parking for this property was critical. He stated the building has been designed to be solar ready. He noted the property would have stormwater reclamation and the capacity onsite would be double what the city required. He discussed the shadow studies that were completed for the property and described how the courtyard would be a bright and attractive space. He commented further on how this project would fit harmoniously into the Opus development. The height of the building and site area was reviewed and this information was compared to other apartment buildings in Minnetonka.

Ryan Herm, Landscape Architect, stated he knew this site very well as he was a resident of Minnetonka. He reviewed the landscape design process for this project noting his goal was to create a biodiverse pollinator friendly sustainable landscape, to restore a dilapidated tired site, make stormwater an asset and to create beautiful spaces for people. He discussed how the critical root zone would be complied with for the proposed trees. He commented on how a stormwater reuse system would be used for irrigation of the landscaping onsite. He explained

he appreciated the spirit of the city's tree ordinance and described the unique circumstances on the proposed site. He reported 93 caliper inches have to be replaced for deciduous trees and 160 feet of conifer trees. He noted many of the ash trees onsite were being removed or have already been removed. He discussed how a rejuvenation of this site would greatly benefit the landscaping and trees onsite. He commented further on the plantings proposed for the site, which included trees, shrubs and perennials. He believed he had a plan that achieves the 1% landscape valuation per city ordinance. He finished his comments by reviewing exterior elevations for the building, with landscaping included.

Mr. Dodington commented on the tree preservation ordinance and noted the council has the ability to grant an exception to this ordinance. It was his hope the council could see the public benefits of this this development and how this project outweighs the challenges for the site.

Wilburn stated it was her understanding staff had not had a chance to review the latest landscaping plans. Mr. Herm reported this was the case. He commented on the final plans and noted trees would not be placed close to the stormwater utilities.

Schack explained she was stumped with this project. She indicated this appeared to be a bridge that could be crossed. She understood the concerns with the tree ordinance and she understood this was a unique area. She reported in order to entertain a variance on the tree ordinance, she would need to be on the same page as to all the other landscaping requirements. She indicated the city does not grant variances to the tree ordinance, but she understood the unique circumstances on this property. She explained she does not have a problem with the density of this project, except for the fact it was taking up every useable spot of the property. She stated she could support a variance on the landscaping requirements, but could not also support a tree ordinance variance. For this reason, she would not be able to support the request before the city council.

Schaeppi stated he loved everything about this project. He explained the applicant was being asked to make the project more suburban. He noted this project was next to light rail. He did not understand why this conversation was being held. He reported the tree ordinance was recently approved and had many great applications. However, he believed it would be a real shame if this project could not move forward because the city believed it was more important to protect the scraggly trees within the asphalt islands on this property. He believed the environmental benefit of the project, having this many people living in this location next to light rail, would far outweigh the loss of these trees. It was his hope the council could see the weakness in the tree ordinance and that this

project would be allowed to move forward. He did not want it to appear the City of Minnetonka was closed for business.

Calvert indicated this project was more complicated than just the tree ordinance. She reported she attends a lot of conferences and she has been in urban and suburban environments throughout her life. She discussed how urban environments were trying to create a more suburban feel with trees, because they contribute to quality of life. She reported she had a lot of good thoughts about this project especially when it came to the architectural interest and landscaping plan. She noted the courtyard was a concern to her because it was a vertical tunnel. She was of the opinion the project was close, but there were still some changes that needed to be made. She explained after 10 iterations, she would have a hard time going against staff's recommendation, which was to deny the request. She agreed this project should be completed in Minnetonka and she appreciated the fact this multi-family project would be across the street from light rail. However, she supported the developer working with staff to further address the landscaping and tree concerns.

Kirk explained he was happy with the architecture for this project. However, there was concern that every possible space that was not filled with building or parking, was filled with stormwater management or too close to the tanks for landscaping to thrive. He indicated his main concern was whether or not the landscaping on this site would survive as proposed by the landscape architect. He stated he did not know how to land on this project. He noted it was very rare for staff to recommend denial of a project after this much time has been invested into the plans. Based on this information, he would not be offering his support to the project. He recommended the developer rework the landscaping plans and bring something back that staff could support.

Wilburn asked if the item could be tabled to allow staff and the applicant to further address the landscaping concerns. Wischnack explained the item could only be tabled if the applicant were to agree to a waiver.

Wilburn indicated she would like to see how the applicant could meet the landscaping requirements with staff supporting the landscaping plan. She requested the developer agree to an extension and that the council table action on this item.

Wiersum reported the city had a quality developer with a quality plan. In addition, the council had quality staff that was providing guidance on what should be done. He explained with this project, the developer and staff came to an impasse and the developer risked coming before the council without staff's support. He indicated he had a problem with the process that was followed by the applicant and noted he would be standing by staff's recommendation. It was his hope the

applicant would be willing to offer an extension in order to find a workable solution for this project.

Mr. Dodington explained he was deeply committed to this project and he would be willing to offer a continuance. Wischnack requested the applicant review and sign the waiver to the 120 day requirement.

City Attorney Corrine Heine reported the city had to have the waiver signed by the applicant prior to the council making a motion to table action on this item.

Schack moved, Calvert seconded a motion to table action on Item 14.C to a date not certain. All voted "yes." Motion carried.

B. Marsh Run II redevelopment

City Attorney Corrine Heine requested the council move to reconsider Item 14.B in order to open a public hearing.

Wilburn moved, Calvert seconded a to reconsider the tabling of Item 14.B. All voted "yes." Motion carried.

Wiersum opened the public hearing.

Schack moved, Wilburn seconded a motion to table action on this item and continue the public hearing to the June 26, 2023 city council meeting. All voted "yes." Motion carried.

D. Resolution adopting amended council rules of procedure

City Attorney Corrine Heine gave the staff report.

Calvert asked if a proclamation regarding international concerns, such as with respect to the events occurring in Ukraine, would be allowed going forward. Heine reported this could be allowed if this was the wish of the council.

Wiersum supported this being included. The council was in agreement.

Schack moved, Wilburn seconded a motion to adopt Resolution 2023-033, allowing international events to be included. All voted "yes." Motion carried.

15. Appointments and Reappointments: None.

16. Adjournment

Wilburn moved, Calvert seconded a motion to adjourn the meeting at 11:00 p.m.
All voted "yes." Motion carried.

Respectfully submitted,

A handwritten signature in cursive script that reads "Becky Koosman".

Becky Koosman
City Clerk