

**CITY OF WACONIA
APRIL 18, 2022**

1) **CALL MEETING TO ORDER AND ROLL CALL**

Pursuant to due call and notice thereof, the regular meeting of the City Council of the City of Waconia was called to order by Mayor Bloudek at 6:00 p.m. The following members were present: Kent Bloudek, Nicole Waldron, Randy Sorensen, Pete Leo, Carl Pierson

Staff Present: Shane Fineran, Craig Eldred, Ann Meyerhoff, Ethan Nelson, Justin Sorensen, Mike Melchert, Brenda Stein.

2) **PLEDGE OF ALLEGIANCE**

3) **ADOPT AGENDA**

Motion by Sorensen, seconded by Waldron 3) ADOPT AGENDA

MOTION carried

4) **VISITOR'S PRESENTATIONS, PETITIONS, CORRESPONDENCE**

5) **PUBLIC HEARING**

51. **PUBLIC HEARING - Annexation Petition - 1350 102nd Street**

[22114res_Cardinal_Joint_Resolution__03-22-2022__ -
_Prelim_Approval_by_MBAU-OAH.docx](#)

[Location Map \(1 Page\).pdf](#)

[Public Hearing Notice \(1 Page\).docx](#)

[Petition for Annexation \(5 Pages\).pdf](#)

Ethan Nelson stated that 10350 102nd Street is currently located in Waconia Township and an annexation application has been submitted in association with a residential development titled Woodland Creek 5th Addition, by Hartman Communities, LLC.

Nelson summarized the procedure for approving an annexation by joint resolution. Nelson indicated that upon application to annex by the petitioner, staff has completed the necessary public hearing requirements. Public notice was published in the Waconia Patriot on April 7, 2022. Public hearing notices were sent to Waconia Township and all affected property owners. No public hearing comments have been received regarding the annexation request.

Waconia Township approved the Orderly Annexation Joint Resolution at their regular meeting on April 11, 2022. Staff is recommending approval of the proposed annexation

request. Upon approval by City Council this item will be forwarded to the State for final approval.

Mayor Bloudek opened the Public Hearing

Motion by Waldron, seconded by Leo to Close the Public Hearing. **MOTION carried.**

Motion by Leo, seconded by Waldron Adopt Joint Resolution No. 2022-114 between the City of Waconia and Waconia Township approving the Annexation Petition submitted by Gary L Cardinal & Michele L Worm for the northern portion of the property located at 10350 102nd Street as described in Exhibit A and B.

MOTION carried

52. PUBLIC HEARING -Vacation of Drainage and Utility Easement - The Fields, Outlot A and Outlot C

[22125res_Approving_Vacation_of_DU_Easement.docx](#)

[Location Map w Text.pdf](#)

Ethan Nelson explained that the phasing of The Fields residential project has required the Developer to Provide a drainage and utility easement over Outlot A and Outlot C. As part of the second phase of The Fields the Developer has requested that the identified drainage and utility easement in Outlots A and C be vacated to allow for the outlots to be platted consistent with The Fields Second Addition, which the City Council approved on April 4, 2022.

Section 320.08 of the City Code allows the City Council to vacate any alley, street or publicly owned utility easement on its own motion or on petition of a majority of the property owners abutting the alley, street, or utility easement pursuant to Minnesota Statutes Section 412.851. Tamarack Land – Fields of Waconia, LLC as the underlying property owner of Outlot A and Outlot C has petitioned to vacate the identified drainage and utility easement.

Notice was published in the Waconia Patriot on March 24, 2022 and March 31, 2022 and posted at Waconia City Hall. There have been no written comments just a few verbal comments.

Staff recommends approval of the petition to vacate the existing drainage and utility easements as it will allow the development of the second phase of The Fields residential development.

Mayor Bloudek opened the Public Hearing

Nancy Ellis, 1202 Kinder Drive, asked for clarification on what it means to vacate. Shared that she has concerns with drainage into her back yard. Little pond will not be able to handle the run off.

Ethan all this is doing is platting it the way it was intended with the original review. All the work the city has done leading up to this point nothing has changed. It will not add any other storm water drainage, just turning outlot into what is what approved for.

Shane Fineran explained that when platted it was held for future development. Cleans the slate and allows to complete the platting process.

Craig Eldred stated that Kinder Drive will only get about a tenth of the water they already get. Run off will go into storm water sewer and into pond. The drainage will be significantly reduced.

Motion by Sorensen, seconded by Pierson to Close the Public Hearing. **MOTION carried.**

Motion by Pierson , seconded by Leo Adopt Resolution 2022-125 approving the Vacation of the Drainage and Utility Easement identified in Outlot A and Outlot C, The Fields.

MOTION carried

6) **ADOPT CONSENT AGENDA**

61. April 4, 2022 City Council Minutes

[Minutes 04-04-2022.pdf](#)

62. April 18, 2022 Expenditures

[Council List-Expenditures 04.18.2022.pdf](#)

[Council List-Expenditures 04.18.2022_EFT.pdf](#)

[Council List-Expenditures 04.18.2022_Purchasing Card.pdf](#)

63. Use of Streets for UHCCF Century Ride on August 13, 2022

64. Use of Streets & Facilities for Tour de Tonka Event on August 6, 2022

[Tour de Tonka 71 mile map.pdf](#)

[Tour de Tonka 100 mile map.pdf](#)

65. Letter of Support - Arboreteum Area Transportation Plan

[SF3918 Letter of Support 4.18.21.docx](#)

66. Donation Acceptance & Pass Thru - Cash Donation for Fire Safety & Prevention Efforts

[22115Res_Donations_Received_Fire_04.18.22_National_Fire_Safety.doc](#)

67. Donation Acceptance - Cash Donations for Operations of the Fire Department

[22116Res_Donations_Received_Fire_04.18.22.doc](#)

68. Accepting Donation and Pass Thru Recommendation

[22117res Gambling_Donation_Resolution \(2\).doc](#)

69. Accept Grant Funds - Carver County CGPI Pre-Development

[22118res_CDA_Predevelopment_Grant_Funds.doc](#)

[Waconia Pre-development Grant Agreement.pdf](#)

- 610.) Authorize Execution of Master Partner Contract

[22119res Master_Resolution_City_of_Waconia.doc](#)

[Master Partnership Contract MnDOT.pdf](#)

[MPC MnDOT Technical Services.pdf](#)

- 611.) Execute Warranty & Maintenance Agreement

[22120res MacQueen_Warranty___Maint._Agreement_Waconia_Res.doc](#)

[Waconia Agreement MacQueen Equipment.pdf](#)

- 612.) Authorize Execution of Lease Sweeper Agreement

[22121res Bell_Bank_Sweeper_Lease_Agreement_Waconia_Res.doc](#)

[City of Waconia Lease.pdf](#)

- 613.) The Fields 2nd Addition - Development Agreement - Tamarack Land - Fields of Waconia, LLC

[22122res_Approving_the_Dev._Agreement_Draft \(1\).docx](#)

[DA The Fields Second Addition \(Draft 04-11-2022\).docx](#)

Motion by Waldron, seconded by Leo to Adopt the Consent Agenda. **MOTION carried.**

7) COUNCIL BUSINESS

71. Authorize Construction Contract for Project A; ADA Sidewalk and Storm Sewer

22123res Proposal_A_Resolution_Award_Henning_Excavating.doc

Site_Pedestrian_Ramp_Improvements_Henning_Quote 2.pdf

Craig Eldred stated that it was decided to split up work on ADA improvement requirements in City square Park to lessen the impacts of the park allowing the park space to be utilized for the summer season. Previous work encompassed items surround the restroom and sidewalk in need of replacement. Our focus turns to two different areas of which will complete the AA elements necessary to meet the deadlines of June 30, 2022 as agreed upon.

Project A includes six pedestrian ramps; four on the corners of the park and two pedestrian ramps on First Street at the intersection of Spruce and Pine Streets. In addition to the pedestrian ramps we included drainage improvements to the Spruce and Main Street pedestrian ramp in efforts to reduce spring icing events in the park access point.

Quote proposals for this remaining portion were sent to certain contractor's previously successful in this type of work for the City. We unfortunately only received one quote, but from a reliable contractor in Henning Excavating at a cost of \$61,050.75.

Henning Excavating did discuss with staff eliminating the landscaping and paving elements which will be addressed by City Staff. As part of the design Staff and Engineering felt we may have to make street elevation adjustments of the street surfaces to meet the new ADA pedestrian accesses. Typically, these types of improvements are completed with full-street reconstruction. However, this is not the point of action for this area. Staff have assumed the costs will be around \$4,000.00 for material including asphalt and restorations.

The improvements completed by Henning Excavating will come from the Capital Project dollars and the material costs to meet ADA asphalt needs as estimated will com from the Park budget.

Staff are recommending approval of a Construction Contract with Henning Excavating to expedite this work soon to meet the June 30, 2022 deadline. Starting soon will also improve park access and not inhibit park activities scheduled in the summer months.

Motion by Sorensen , seconded by Pierson Adopt Resolution 2022-123, Authorizing Approval for Construction Contract with Henning Excavating for Project A, ADA Sidewalk & Storm Sewer for City Square Park ADA Improvement Project, CIP Project 587. **MOTION carried.**

72. Authorize Construction Contract for Project B; Retaining Wall and Sidewalk

22124res Proposal_B_Resolution_Award_Sunram_Const.doc

City Square Park Attach G image.pdf

Craig Eldred reminded Council that we have been working on ADA improvements of City Square Park to meet an agreement termination date of June 30, 2022. Previous work entailed improvements surrounding the restroom site and concrete sidewalk replacements. One key element to the agreement was an accessible access to the Gazebo. Two quality Contractor's were requested to provide submittals for Project B. One bid was received from Sunram Construction Inc.

Project B reflects the work and items necessary to add an accessible access to the Gazebo with landform element. Eldred referenced an image of the improvements. Costs of this improvement are \$132,468.00, most of which is in the landform improvements. Little sidewalk impacts occur as part of this improvement project.

Staff is recommending a Construction Contract be awarded to Sunram construction, Inc. Sunram Construction Inc. has worked on numerous projects like this as a main or sub-contractor for the city.

Motion by Leo , seconded by Waldron Adopt Resolution 2022-124, Authorizing Approval of Construction Contract with Sunram Construction, Inc. for Project B, Retaining Walls & Sidewalk for City Square Park ADA Improvement Project, CIP Project 587. **MOTION carried**

8) ITEMS REMOVED FROM CONSENT AGENDA

9) STAFF REPORTS

Ethan Nelson presented the 2021 Land Use Summary.

10) BOARD REPORTS

Council Member Waldron reported that the Chamber Lunch is April 28th and Sister Saturday is May 14th

11) ANNOUNCEMENTS

Sunday is Fire Department Pancake Breakfast. Tickets are \$10 at the door.

Thursday the Park Board will be planting a tree for Arbor day at Bent Creek park 6:30

12) ADJOURN REGULAR MEETING

Motion by Waldron , seconded by Leo Adjourn Regular Meeting at 6:50 p.m.

MOTION carried

Work Session: July 4th Fireworks, Outdoor Dining, Inter-Governmental Relations

UPCOMING CALENDAR OF EVENTS/MEETINGS:

Kent Bloudek, Mayor

ATTEST: _____

Ann Meyerhoff, Office Assistant