DEEPHAVEN CITY COUNCIL WORKSHOP

COUNCIL CHAMBERS, CITY HALL
20225 COTTAGEWOOD ROAD
6:00 P.M. Monday, March 16th, 2026

AGENDA

No WORKSHOP

DEEPHAVEN CITY COUNCIL MEETING
COUNCIL CHAMBERS, CITY HALL
20225 COTTAGEWOOD ROAD
7:00 p.m. Monday, 16th, 2026

AGENDA

1. **CALL MEETING TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **APPROVE CONSENT AGENDA**

   A. Approve March 2nd, 2026 Workshop and Council Meeting Minutes
   B. Approve Payment of Claims
   C. Approve 2026 Street Sweeping
   D. Approve PW Seasonal Part-time Employee Position
   E. Approve Resolution Calling for Public Hearing on Tax Abatement Bond

4. **MATTERS FROM THE FLOOR**
   Residents may address the Council on matters not on the agenda and are required to register with the City Administrator and/or the provided sign-up sheet prior to the start of the meeting. Those wishing to speak are limited to three (3) minutes and must state their name and address for the record.

5. **PLANNING & ZONING MATTERS**

6. **UNFINISHED BUSINESS**

7. **NEW BUSINESS**
   A. Special Event Policy
   B. Maintenance Agreement for Montgomery Storm Water Approvement

8. **COUNCIL REPORTS:**
   A. Mayor Report: Public Safety / Public Works, Planning, Weeds, Personnel & Finance
   B. Scherschligt: Park, Personnel & Finance, Events
   C. Jewett: Fire Board
   D. Studer: Public Safety / Public Works
   E. Erdmann: Planning, LMCC Board

9. **DEPARTMENT REPORTS**
   A. Police Department:
   B. Excelsior Fire District
   C. Public Works
   D. Administration
   E. Engineering Update

10. **ADJOURNMENT**

DEEPHAVEN CITY COUNCIL WORKSHOP MINUTES
6:00 p.m., Monday, March 2, 2026

1. **CALL MEETING TO ORDER:** Mayor Kent Carlson, called the Workshop to order at approximately 5:00 p.m.

   PRESENT: Mayor Kent Carlson and Councilmembers Tom Erdmann, Emily Scherschligt, Tony Jewett and John Studer.
   ABSENT: None
   STAFF: City Administrator / Special Counsel, Dan Madsen

WORKSHOP:

A. Bond Agent Discussion

Administrator / Special Counsel Madsen discussed that the City had received two proposals for companies wishing to serve as Bond Agent for the 2026 Street Project. Ehlers and David Drown and Associates both submitted proposals and letters of engagement for consideration by the Council. The Council discussed that this matter would be continued to the next Council Agenda. No formal action was taken as this matter was set on for discussion purposes only.

B. 2026 Street Project Alternate Bids

Members of the Staff and Council discussed the 2026 Street Project base bid and Alternate bids, reviewing the anticipated bond issuance and budgetary impacts. No formal action was taken as this matter was set on for discussion purposes only.

C. Warming House Design

Members of the Council and Staff began a discussion regarding what elements of the Village Hall Park Pavillion project were essential, and which were desired. Members of the Council asked for additional consideration and feedback from the Park Board. No formal action was taken as this matter was set on for discussion purposes only.

D. Semiquincentennial 4th of July Fireworks

Administrator / Special Counsel Madsen explained that the Minnetonka Yacht Club had voted to take over the 4th of July Fireworks contract from the City. The Yacht Club would still receive a contribution from the City in the amount of $10,000, and the City would have a say in the final location of the fireworks barge. No formal action was taken as this matter was set on for discussion purposes only.

Motion was then made by Studer, and seconded by Erdmann, to adjourn the meeting at approximately 6:57 p.m. Motion carried, voting in favor were Carlson, Jewett, Scherschligt, Studer, and Erdmann, and the workshop was adjourned.

Typed and submitted Wednesday, March 11, 2026
Dan Madsen
City Administrator / Special Counsel
Deephaven, Minnesota

DEEPHAVEN CITY COUNCIL MEETING MINUTES
7:00 P.M. Monday March 2nd, 2026

1.**CALL THE MEETING TO ORDER:** Mayor Carlson called the meeting to order at approximately 7:00 p.m.

PRESENT: Mayor Kent Carlson, Councilmembers Tony Jewett, John Studer and Tom Erdmann& Emily Scherschligt

STAFF PRESENT: City Administrator Dan Madsen, Pat Smith City Planner, Kimberly Lenarz-Greenwaldt City Clerk and City Engineer Steve Hegland with Stantec,

GUEST: Mark Williams, Betty Bright, Margi & John Hedren, Greg & Leslie Nicholson, Nancy Lauritsen,

2. PLEDGE OF ALLEGIANCE:

The Council recited the Pledge of Allegiance

3. APPROVE THE CONSENT AGENDA:

Motion was made by Jewett and seconded by Scherschligt to approve the Consent Agenda and to approve the following items;

A. Approve February 2nd, 2026 Workshop and Council Meeting Minutes
B. Approve Payment of Claims
C. Approve 2026 Street Striping Project
D. Approve 2026 Beach Yoga Special Event
E. Approve Termination of 4th of July Res Pyro Fireworks Contract, Transfer to Minnetonka Yacht Club
F. Approve Special Event Permit, Grad Party June 6, 2026
G. Motion carried, Voting in favor was Mayor Carlson and Councilmembers Jewett, Studer and Erdmann. Scherschligt was absent. 4/0 Vote.

Motion carried, Voting in favor was Mayor Carlson and Councilmembers Jewett, Studer, Erdmann and Scherschligt.5/0 Vote.

4. MATTERS FROM THE FLOOR:
NONE

5. PLANNING & ZONING MATTERS:

A. Public Hearing – Showcase Event Permit for 20465 Linwood Road

Smith presented the staff report. Mark D. Williams Custom Homes is requesting a Showcase Event Permit to include the newly constructed residence at 20465 Linwood Road in the upcoming Artisan Home Tour over three weekends in June. The applicant has arranged for a shuttle to bring visitors from the City Hall parking lot to the site.

Mayor Carlson opened the public hearing. No one spoke. Mayor Carlson closed the public hearing. Councilmember Studer asked if the City normally approves showcase events for three weekends. Smith stated typically it less than three weekends. The ordinance allows up to three weekends.

Councilmember Scherschligt asked if parking in the City Hall lot on Friday afternoons would create issues with staff parking. Smith stated no, City Hall is closed Friday afternoons during the summer.

Councilmember Jewett stated he's concern that the neighborhood will be congested with parking for high school graduation parties during that same period. Mark Williams, applicant, addressed the City Council. He said the state requires Artisan Tour to be held three weekends. The signs will say "No Parade Parking" to prevent visitors to the house from parking on the street, but will allow homeowners and their guests to still park on the street. He would be happy to work with neighbors if they are having graduation parties any of those three weekends.

Councilmember Erdmann motioned, Councilmember Studer seconded, to approved the Showcase Event Permit for Mark D. Williams Custom Homes, for the property located at 20465 Linwood Road to participate in the Artisan Home Tour. Motion carried 5-0.

B. Conditional Use Permit to Exceed the Hardcover Limit for an Addition at 19970 Cottagewood Avenue

Smith presented the staff report. According to Hennepin County property information, the house was constructed in 2012. The existing hardcover is 33.1%. The applicant is proposing to remove the patio in the rear of the house and construct a three-season porch of 190 square feet. The resulting hardcover would decrease to 30.9%, but the addition would exceed the 25% hardcover limit by 5.9%. The City Engineer has reviewed the location and size of the proposed infiltration trench, and is recommending the rain garden move at least five feet from the rear property line.

Councilmember Scherschligt asked if there were any other comments besides the hand-written note in the Council packet. Smith stated that was the only public comment submitted, but the son to the neighbor to the north attended the Planning Commission meeting where he expressed his concern with the rain garden being too close to the north property line. Smith stated that the applicant revised the plans to move the rain garden farther from the north property line.

Councilmember Studer has no issues with the proposed plans as the hardcover is going down, and they are mitigating the extra hardcover where there is no mitigation now. Councilmember Erdmann stated that he as no concerns with the project.

Motion by Councilmember Scherschligt, seconded by Councilmember Studer, to accept the recommendation and findings of staff and the Planning Commission and approve a conditional use permit to increase the hardcover to 30.9% for an addition to the house located at 19970 Cottagewood Avenue, subject to the project complying to the conditions list in the City Engineering letter dated March 2, 2026. Motion carried 5/0.

C. Maximum Building Footprint – second reading

Mayor Carlson mentioned the only new information is that a number of neighbors wrote in support of the proposed ordinance changes. Smith did not make any changes since the first reading of the proposed ordinance change. Councilmember Studer stated that the maximum size of the house should be tied to the size of the lot.

Councilmember Scherschligt motioned, Councilmember Jewett seconded, to approve the ordinance amendment changing the maximum building coverage in the three residential zoning districts. Motion carried 5/0.

D. Grading Limits and Building Height Definition

Smith presented the staff report and highlighted the major changes being proposed.

Councilmember Studer asked why staff is recommending a finished grade of not exceeding 33%. City Engineer Hegland said anything over 33% is challenging to maintain. Mayor Carlson said he does not know if a maximum height of 28 feet for a flat roof is the right number as large homes with flat roofs will normally want a winterized flat roof which may need to exceed the proposed 28-foot maximum height limit. Councilmember Erdmann stated if that is the case, then they should look at a variance from the height limit. Mayor Carlson said the city could adopt the proposed ordinance and see how it impacts houses with flat roofs and if there would be an influx of variance requests or not.

Councilmember Erdmann asked about chimneys. Smith stated the proposed ordinance definition of a building height would exempt chimneys from the height limit up to five feet in residential districts, with no limit in commercial districts. Councilmember Scherschligt pointed out that the proposed ordinance does not differentiate between residential and commercial zoning districts.

Mayor Carlson said the ordinance should take into consideration solar panels.

Councilmember Jewett asked how the process would be if a project was proposing to haul in an exorbitant amount of fill. Smith said anything over 300 cubic yards/acre would require a Conditional Use Permit, which would need to be approved by the City Council. The zoning ordinance has standard conditions that must be met in order for the City Council to approve the CUP. So the City Council would have the ability to deny the CUP request based on any negative impacts to the neighborhood or the roads.

Councilmember Studer asked why the proposed ordinance does not regulate the amount of export of soil. Smith stated that the most common concern was the raising of grade not the lowering of grade so only the import of soil was being regulated. Councilmember Studer said both large amounts of export and import will have the same negative effect on local roads. He recommended regulating export along with import. Other Councilmembers agreed.

E. Maximum Height for Retaining Walls – first reading

At the February 2, 2026, the City Council directed staff to amend the ordinance prohibiting retaining walls over 3.5 feet. Councilmember Erdmann asked staff came up with the three-foot separation between retaining walls. Smith state that provision came from Excelsior and he knows that three feet is a sufficient space to plant a garden or shrubs that would screen the retaining wall. City Administrator asked what the normal process is for amending the zoning ordinance. Smith stated that the zoning ordinance requires zoning ordinance amendments be reviewed by the Planning Commission. Mayor Carlson stated that the Planning Commission should review the proposed retaining wall ordinance amendment at their March 17th meeting and bring the ordinance back to the City Council to the April 6th meeting.

6. UNFINISHED BUSINESS:

A. Update on Federal Grant Funding

City Engineer **S**teven Hegland provided information regarding the $250,000 Congressionally Directed Spending (CDS) grant for the Village Park warming house project and the federal requirements that could increase costs and delay construction. Councilmember Scherschligt asked if the funding could be used for other improvements within the park instead of only the

warming house so the City would not lose the grant funds. Engineer Hegland will review the grant language to determine if this would be possible.

Council directed that the item be brought back for future discussion.

7. NEW BUSINESS:

A. Approve 2026 Street Project DDA Bond Issuance, Resolution Calling for Public Hearing.

Removed from the agrenda. Bring back on March 16th, 2026.

B. Montgomerie Ave. / Calvary Church Easement Agreement, Construction and Maintenance Contract.

City Administrator Dan Madsen presented the Stormwater Construction and Maintenance Agreement and Stormwater BMP Easement Agreement related to the Calvary Church / Montgomerie Avenue Stormwater BMP Project. The project includes installation of a stormwater retention pond on a portion of the Calvary Church lower parking lot to address drainage issues in the area.

Motion by Erdmann, seconded by Jewett, to approve the Calvary Church Stormwater Construction and Maintenance Agreement and Stormwater BMP Easement Agreement, subject to ministerial or non-material edits or changes, with edits made to clarify the language for future reference.

Motion Carried, Voting in favor was Mayor Carlson, Councilmembers Scherschligt, Erdmann, Jewett and Studer. 5/0 Vote.

C. 2026 Street Project Presentation of Bids and Project Areas

City Engineer Steve Hegland reviewed the bids received for the 2026 Street Improvement Project, which includes street improvements in the Thorpe Park / Heathcote area, work west of Thorpe Park, repairs to Minnetonka Boulevard, and the stormwater BMP project at Calvary Church on Montgomerie Avenue.

Motion by Studer, seconded by Jewett, to approve the Base Bid and Bid Alternates 2 and 3 to Astech at a total project cost of $3,237,030.68.

Motion Carried, Voting in favor was Mayor Carlson, Councilmembers Scherschligt, Erdmann, Jewett and Studer. 5/0 Vote.

8. COUNCIL REPORTS

A. Mayor Carlson: Spoke about personnel and that we have new Permit Clerk and she is doing great. City Audit is done and will hopefully be on the first meeting in April.

B. Scherschligt: Park Board meets on March 3rd. Full agenda and will be looking at the pavilion options and see if there anything the board would like to add. Erdmann shared that at the Feb meeting, Deephaven was not awarded the buckthorn removal grant.

C. Jewett: There is a closed session meeting next and then regular board meeting at the end of the meeting.

D. Studer: Nothing new.

E. Erdmann: Pat Smith covered everything during the meeting.

9. DEPARTMENT REPORTS:

A. Police: Nothing new

B. Fire District: already covered

C. Public Works: Nothing new

D. Administration: Everything that was covered tonight the street project has been busy.

E. Engineering Update: Covered everything during the meeting. Mayor Carlson requested a phase update.

10. ADJOURNMENT:

Motion was made by Studer and seconded by Erdmann to adjourn he regular City Council meeting at 8:30pm.

Motion carried, Voting in favor was Mayor Carlson and Councilmembers Jewett, Studer, Erdmann and Scherschligt. 5/0 Vote.

Typed Respectfully on March11, 2026
By: Kimberly Lenarz-Greenwaldt
Deephaven City Clerk

CITY OF DEEPHAVEN

*Check Detail Register©

Batch: PAY260312

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
10100 CASH					
42128	03/12/26	**Advance Surveying & Engineering Co**			
R 101-34960		REFUNDS	$2,650.00	20260101	3525 Montgomerie Ave As Built Survey to be deducted from the
		Total	$2,650.00		
42129	03/12/26	**BANYON DATA SYSTEMS**			
E 101-41400-309		PROFESSIONAL SERVIC	$195.00	00167511	Banyon PSN Module Annual Support
E 101-41400-309		PROFESSIONAL SERVIC	$1,190.00	00167511	Woodland Payroll & Fund Accounting Module Annual Support
		Total	$1,385.00		
42130	03/12/26	**CINTAS CORP**			
E 101-43900-211		UNIFORMS	$29.00	4260456874	uniform service
E 101-43900-211		UNIFORMS	$19.00	4261136739	uniform service
E 101-43900-211		UNIFORMS	$154.00	4261963191	uniform service
		Total	$202.00		
42131	03/12/26	**CLS Operating**			
E 101-42100-333		VEHICLE MAINTENANCE	$160.23	16224 2/28/2	2/2026 PD car washes
		Total	$160.23		
42132	03/12/26	**DEAKYNES TRUE VALUE HARDWARE**			
E 101-41900-229		R&M SUPPLIES	$37.46	605243	floor finish, applicators
E 101-43900-221		EQUIP/VEHICLE SUPPLI	$15.98	A475761	clips, elbow fitting
E 101-43900-221		EQUIP/VEHICLE SUPPLI	$122.97	A475887	rotary tool, blades
E 101-43900-221		EQUIP/VEHICLE SUPPLI	$3.75	A475896	hardware
E 101-43900-221		EQUIP/VEHICLE SUPPLI	$11.49	A475922	hardware
E 101-41900-229		R&M SUPPLIES	$31.27	B446413	cleaning supplies
		Total	$222.92		
42133	03/12/26	**DORSEY & WHITNEY LLP**			
E 101-41100-304		LEGAL EXPENSES	$3,344.00	4162454	Legal council regarding Minnetonka electrical permits issue
E 101-42400-304		LEGAL EXPENSES	$1,056.00	4162454	Planning/Zoning legal fees
		Total	$4,400.00		
42134	03/12/26	**Flock Group Inc**			
E 101-42100-309		PROFESSIONAL SERVIC	$12,000.00	INV86768	Implementation of Flock cameras
		Total	$12,000.00		
42135	03/12/26	**GALLS LLC**			
E 101-42100-211		UNIFORMS	$238.97	033831259	PD uniform supplies
E 101-42100-211		UNIFORMS	$18.16	034092397	Window punch for PD uniform
		Total	$257.13		
42136	03/12/26	**George & Barbara Webster**			
R 605-36201		BOAT USER FEES	$2,000.00	Dock Refund	Refund Dock Space
		Total	$2,000.00		
42137	03/12/26	**GOPHER STATE ONE CALL**			
E 602-43200-439		MISCELLANEOUS	$54.00	6020337	utility locates
		Total	$54.00		

CITY OF DEEPHAVEN

*Check Detail Register©

Batch: PAY260312

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
42138	03/12/26	**GRAINGER**			
E 101-41900-229		R&M SUPPLIES	$242.02	9819054421	hoist paint
E 101-43100-224		MAINTENANCE	$275.97	9819054421	asphalt lutes,
		Total	$517.99		
42139	03/12/26	**Hecksel Machine Inc**			
E 605-45100-229		R&M SUPPLIES	$33.00	113346	iron for buoy anchors
		Total	$33.00		
42140	03/12/26	**HENNEPIN COUNTY ACCOUNTS RECEIVABLE**			
E 101-42100-323		RADIO	$1,449.48	1000261129	1/2026 PD Radio & MDC fees
E 101-43900-323		RADIO	$140.86	1000264706	2/2026 pw radio
E 101-42100-323		RADIO	$1,449.48	1000264753	2/2026 PD Radio & MDC Fees
		Total	$3,039.82		
42141	03/12/26	**HOME DEPOT CREDIT SERVICES**			
E 101-45100-229		R&M SUPPLIES	$485.38	6035 3225 01	Parks supplies, cleaning products, paper products, trash bag
E 101-43900-229		R&M SUPPLIES	$793.82	6035 3225 01	Shop tools, adheseve. tape measure softener salt
E 101-43900-229		R&M SUPPLIES	($57.96)	6035 3225 01	Credit return dryer cords
		Total	$1,221.24		
42142	03/12/26	**Jsw Embroidery & Tackle Twill**			
E 101-43900-211		UNIFORMS	$132.10	28353	logo shirts
		Total	$132.10		
42143	03/12/26	**L.E.L.S #45 POLICE UNION**			
G 101-21721		POLICE UNION DUES	$438.00	Mar-26	3/2026 PD union dues
		Total	$438.00		
42144	03/12/26	**Lisa Richards Diebel**			
R 605-36201		BOAT USER FEES	$2,000.00	Dock Refund	Dock refund
		Total	$2,000.00		
42145	03/12/26	**LVC COMPANIES**			
E 101-41900-409		R&M CONTRACTURAL-O	$1,500.95	190806	annual fire extinguisher service
		Total	$1,500.95		
42146	03/12/26	**MENARDS**			
E 101-41900-229		R&M SUPPLIES	$128.76	41711	floor drain cap, couplings
		Total	$128.76		
42147	03/12/26	**Metro Garage Door**			
E 101-41900-409		R&M CONTRACTURAL-O	$1,808.21	012347	PD garage door repair
		Total	$1,808.21		
42148	03/12/26	**METRO WEST INSPECTION SERVICES**			
E 101-42400-309		PROFESSIONAL SERVIC	$11,037.20	4950	2/2026 permit finalization
		Total	$11,037.20		
42149	03/12/26	**METROPOLITAN COUNCIL**			
E 602-43200-309		PROFESSIONAL SERVIC	$63,672.05	0001202595	4/2026 waste water services
		Total	$63,672.05		

CITY OF DEEPHAVEN

*Check Detail Register©

Batch: PAY260312

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
42150	03/12/26	**MGX EQUIPMENT SERVICES**			
E 101-43900-221		EQUIP/VEHICLE SUPPLI	$164.02	PSO118611-	#8 plow snow damper
E 602-43200-319		EQUIP MAINTENANCE	$778.31	SWO064296-	Sewer service truck repair
		Total	$942.33		
42151	03/12/26	**MINNESOTA TEAMSTERS #320**			
G 101-21722		PUBLIC WORKS UNION	$314.00	Mar-26	3/2026 PD Union Dues
		Total	$314.00		
42152	03/12/26	**Minuteman Press**			
E 101-41400-309		PROFESSIONAL SERVIC	$196.35	26734	Parking Permit Application printing
		Total	$196.35		
42153	03/12/26	**MN PEIP**			
G 101-21718		BLUE CROSS BLUE SHI	$29,527.20	1613934	4/2026 health insurance
		Total	$29,527.20		
42154	03/12/26	**MORRIS ELECTRONICS INC**			
E 101-43900-309		PROFESSIONAL SERVIC	$248.68	17892	PW IT support for Wifi Issues
		Total	$248.68		
42155	03/12/26	**ON SITE COMPANIES - OSSTC**			
E 101-45100-419		RENTALS	$75.00	0002027722	City hall restroom rental
E 605-45100-419		RENTALS	$75.00	0002027723	Carsons launch restroom rental
		Total	$150.00		
42156	03/12/26	**POPP Communications**			
E 101-41400-321		COMMUNICATIONS-TEL	$218.18	992911075	3/4 - 4/3 phone service - Admin
E 101-42100-321		COMMUNICATIONS-TEL	$218.19	992911075	3/4 - 4/3 phone service - PD
		Total	$436.37		
42157	03/12/26	**PRIMARY PRODUCTS COMPANY**			
E 101-42100-219		OPERATIONAL SUPPLIE	$135.01	85505	Hand soap - PD
		Total	$135.01		
42158	03/12/26	**REPUBLIC SERVICES #894**			
E 603-49520-409		R&M CONTRACTURAL-O	$242.00	08940074332	3/2026 Organics Disposal
		Total	$242.00		
42159	03/12/26	**Stepp Mfg**			
E 101-43900-221		EQUIP/VEHICLE SUPPLI	$133.81	067917	lift cylinders tar wagon
		Total	$133.81		
42160	03/12/26	**Thompson Reuters - West**			
E 101-41400-433		DUES & SUBSCRIPTION	$416.00	853070171	12/2025 Westlaw Proflex Database access
E 101-41400-433		DUES & SUBSCRIPTION	$416.00	853325759	2/2026 Westlaw Proflex portal access subscription
		Total	$832.00		
42161	03/12/26	**U.S. BANK EQUIPMENT FINANCE**			
E 101-42100-309		PROFESSIONAL SERVIC	$282.42	575710512	PD Copier Contract 2/10/2026 - 3/10/2026
		Total	$282.42		
42162	03/12/26	**VERIZON WIRELESS**			

CITY OF DEEPHAVEN

*Check Detail Register©

Batch: PAY260312

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 101-42100-321		COMMUNICATIONS-TEL	$313.70	6135886578	1/13 - 2/12 PD cells & hotspots
E 101-43900-321		COMMUNICATIONS-TEL	$80.04	6135886578	1/13 - 2/12 PW ipads service
		Total	$393.74		
42163	03/12/26	**WACONIA COMFORT**			
E 101-41900-409		R&M CONTRACTURAL-O	$1,500.00	i18220	City hall backflow valve
E 101-43900-221		EQUIP/VEHICLE SUPPLI	$430.00	i18220	city hall backflow valve
E 602-43200-319		EQUIP MAINTENANCE	$1,500.00	i18220	city hall backflow valve
E 101-41900-409		R&M CONTRACTURAL-O	$825.00	i18340	police garage drain reroute
		Total	$4,255.00		
		10100	$146,949.51		

Fund Summary

10100 CASH	
101 GENERAL FUND	$76,595.15
602 SEWER FUND	$66,004.36
603 RECYCLING FUND	$242.00
605 MARINA FUND	$4,108.00
	$146,949.51

ITEM 3C

Deephaven Public Works

20225 Cottagewood Rd, Deephaven MN 55331.

3/04/2026

Dear Honorable Mayor and Councilmembers,

Staff have contacted several companies to provide quotations for spring and fall sweeping operations. Contractors that submitted a bid were Reliakor Services, Care Free services, and Allied Blacktop, This year the lowest bidder was Reliakor services who submitted a bid at $120.00 per sweeper hour.

Reliakor services has done our sweeping in the past. Upon their completion many additional hours were needed to complete the project, this led to substantially higher costs. Additionaly, the end result was less than desirable, leaving much debris behind and a substantial dissatisfaction from the residents.

Allied Blacktop submitted the second lowest bid at $124.50 per sweeper hour. We have used Allied Blacktop for sweeping multiple times. They are very familiar with our process, and our streets, leading to great end results, as well as substantially lower costs. For reference their price last year was $120.00 per sweeper hour. On a typical year around 120 hours are spent between spring and fall operations. This is right in line with the budgeted amount of $16,000 for sweeping services in Deephaven

I recommend the approval of Allied Blacktops bid for $124.50 per hour to provide spring sweeping services for The City of Deephaven, The City of Greenwood, and The City of Woodland. Allied Blacktop will also provide fall sweeping services to the City of Deephaven, and The City of Greenwood.

Sincerely,

Jeff Kask

Public Works Supervisor

City of Deephaven

CITY OF DEEPHAVEN
20225 COTTAGEWOOD ROAD
DEEPHAVEN, MN 55331

Request for Quotations for 2026 Street Sweeping

Request

The City of Deephaven is requesting quotations for 2026 Street Sweeping Services for the cities of Deephaven, Greenwood, and Woodland. 2026 Street Sweeping Services will consist of a Spring sweeping of the cities of Deephaven, Greenwood and Woodland on or before April 20th, 2026 and the Fall sweeping of the City of Deephaven and Greenwood on or before September 21, 2026.

Contractor Provides:

1. A minimum of two sweeper(s), in good working condition, two operator(s), and fuel.
2. Certificate of insurance upon award of bid.
3. Daily copy of operator's job report.
4. Completion of all Spring sweeping operations on or before April 20, 2026, weather permitting.
5. Completion of all Fall sweeping operations on or before September 21, 2026, weather permitting.
6. Model, make and year of sweepers to be provided:

Model	Make	Year
Elgin	Pelican	2005 - 2015
Elgin	Pelican	2005 - 2015

City Provides:

1. Hydrant access or other suitable water source for the sweeper(s)
2. Copies of City Street map.
3. Daily supervision of areas to be swept and "No Parking" posting as necessary
4. Contact number of City Supervisor, to allow operator(s) to call to verify days of questionable weather.
5. Space at the City Maintenance Shop for overnight parking.
6. Truck(s), driver(s), and disposal of all collected debris.

Quotation:

Please email your quotation to Jeff Kask, j.kask@cityofdeephaven.org. No later than Feb, 20th, 2025.

Hourly rate per sweeper: $ 124.50 per hour

Company: Allied Blacktop Company	
Contract Person: Matt Dolecki	
Address: 10503 89th Ave N, Maple Grove	
State: MN	Zip Code: 55369
Email Address: m.dolecki@alliedblacktopmn.com	
Phone Number: 763-425-0575	Fax:
Authorized Signature: Matt Dolecki	

CITY OF DEEPHAVEN
20225 COTTAGEWOOD ROAD
DEEPHAVEN, MN 55331

Request for Quotations for 2026 Street Sweeping

Request

The City of Deephaven is requesting quotations for 2026 Street Sweeping Services for the cities of Deephaven, Greenwood, and Woodland. 2026 Street Sweeping Services will consist of a Spring sweeping of the cities of Deephaven, Greenwood and Woodland on or before April 20th, 2026 and the Fall sweeping of the City of Deephaven and Greenwood on or before September 21, 2026.

Contractor Provides:

1. A minimum of two sweeper(s), in good working condition, two operator(s), and fuel.
2. Certificate of insurance upon award of bid.
3. Daily copy of operator's job report.
4. Completion of all Spring sweeping operations on or before April 20, 2026, weather permitting.
5. Completion of all Fall sweeping operations on or before September 21, 2026, weather permitting.
6. Model, make and year of sweepers to be provided:

Model	Make	Year
Pelican	Elgin	2012
Broom Bear	Elgin	2008

City Provides:

1. Hydrant access or other suitable water source for the sweeper(s)
2. Copies of City Street map.
3. Daily supervision of areas to be swept and "No Parking" posting as necessary
4. Contact number of City Supervisor, to allow operator(s) to call to verify days of questionable weather.
5. Space at the City Maintenance Shop for overnight parking.
6. Truck(s), driver(s), and disposal of all collected debris.

Quotation:

Please email your quotation to Jeff Kask, j.kask@cityofdeephaven.org. No later than Feb, 20th, 2025.

Hourly rate per sweeper: $120.00 per hour

Company:	Pelican Services
Contract Person:	David Brown
Address:	8600 Hanson Ave Shakopee
State:	Mn Zip Code: 55379
Email Address:	DBrown@Pelikan.com
Phone Number:	952-403-1440 Fax: 952-403-1441
Authorized Signature:	



Carefree Services Inc.

Commercial Sweeping Service

24-Hour Dispatch 612-363-6729
E-mail: steve@carefreesweeping.com

March 2, 2026

Mr. Jeff Kask j.kask@cityofdeephavan.org
City of Deephavan
20225 Cottagewood Rd.
Excelsior, MN 55331

2026 SWEEPING HOURLY RATES:

TYMCO 600 Road Sweepers	**$165.00***
BACKPACK BLOWER+OPERATOR	**$75.00**
WALK BLOWERS+OPERATOR	**$75.00**
JD 3039 W/ 60" Windrow Broom	**$148.00**
DEBRIS DISPOSAL RECYCLING	**$46.00 yd.**

***See Addendum below for Prevailing Wage Projects (PWP"s).**

We are able to submit documentation for State compliance statutes.

Fuel Surcharges: CFS will charge a 1% surcharge on the total invoice for every rise of $.10 per gallon for petroleum fuels from, the base rate of **$3.64** for diesel at the date of this contract. (EIA Midwest pricing)

Parking Lot Sweeping and Municipal Road Sweeping Specifications:

Carefree Services Inc. (CSI) will provide the labor and equipment necessary to power sweep and vacuum debris from your parking and driveway surfaces. We exclusively use TYMCO model 600 regenerative air sweepers that consistently remove 25% more debris from all surfaces than ordinary broom type sweepers. Our high performance equipment removes micron-sized particles that are trapped in the irregularities of all surfaces. These micron-sized particles are the most harmful to our environment.
All debris collected will be disposed of at your predetermined disposal location for no charge.
Additional disposal charges of **$46.00** per cubic yard will be necessary for projects that require off site disposal.

OUR WEBSITE: **carefreesweeping.com**

- **Addendum To Comply With MN and WI State And Federal Prevailing Wage Projects (PWP"s)**

Sweeper rates of $248.00 per hour will be levied on all **PWP's** while on site of these special projects. Prevailing wage overtime rates will be charged on projects of more than eight hours per day. This rate is $282.00 per hour.
Posted 2026 rates will be charged while traveling to jobsites and during off jobsite billable practices. Billing will include two separate line items per job to reflect these charges. (Actual **PWP** time on project and regular rates for off project time.) Certified payroll documentation will be included with billing to streamline this process. **PWP** rates are available for operations in other states as needed. Prevailing wage rates adjust as state area district rates change.

1. CSI is available 24 hours per day 7 days per week and would appreciate a 48 hours advance notice to schedule if possible.
2. CSI is not responsible for sweeping around unattended vehicles or equipment not moved in a timely manor.
3. CSI is not responsible for cleanup of all debris in holes or uneven areas of parking lots or road surfaces.
4. CSI will do everything with in its power to complete the job as agreed, but cannot assume responsibility for equipment breakdowns or delays due to weather. Proper notification will be given for rescheduling.
5. CSI uses Tymco equipment because of the far superior cleaning capability over mechanical brooms (these machines collect 25% more material than broom sweepers) for the same approximate cost. Remember our truck mounted regenerative air sweepers do not create a dust storm and can operate at highway speeds for time saving transporting.
6. Our Tymco 600 equipment can sweep 12 feet wide, making these machines highly efficient. Our equipment doesn't require additional support from your employees or dumping equipment to follow the sweeping process, saving you time and money. Our operators are completely self-sufficient and trained and experienced in all aspects of on road safety.
7. Our equipment does require a water source for large jobs to periodically refill our 400-gallon water tank.
8. CSI's equipment, proudly displays arrow boards and high intensity warning lights to safely navigate your on road projects.
9. **CSI will charge mobilization time to all jobs, ($495.00 Minimum Charge for all jobs).** We are available for work outside the local area. (PW rates may apply), plus lodging costs if necessary. Sweeper operators must follow Federal Carrier guidelines.

All payments are due within 25 days of the date of invoice. Any outstanding balances over 25 days will be subject to a service charge of 1.5% per month or an annual rate of 18%. All services will be discontinued on past due accounts until payment is received. Reasonable attorney fees will be charged to collect past due accounts.

PRICES SUBJECT TO CHANGE DUE TO FUEL PRICE ESCALATION

Carefree Services Inc., a 53 year full service company, and is in business to give you the best service possible. We are insured, licensed, and are responsible for any damage caused by our negligence and will be happy to take care of any problems that may arise.
THANK YOU FOR CHOOSING CAREFREE SERVICES, INC. FOR ALL YOUR SWEEPING NEEDS. WE LOOK FORWARD TO WORKING WITH YOU THIS YEAR!

Best Regards,

Steve Curtis,
President Carefree Services Inc. Direct 612-363-6729, Email: steve@carefreesweeping.com

ITEM 3D

Deephaven Public Works

20225 Cottagewood Rd, Deephaven MN 55331.

3/09/2026

Dear Honorable Mayor and Councilmembers

Staff is seeking approval to hire two summertime employees for the 2026 summer season. The pay range for these employees is $20.00 - $21.00 per hour depending on qualifications. The Department currently has budgeted up to 1000 hours for part-time staff.

Typically, the duties of the summertime staff include daily beach cleaning, and the mowing / weed whipping of all public property. As well as the general assistance of the full-time staff in completing regularly scheduled tasks as required to maintain all City property. With the addition of providing public works services to The City of Greenwood these employees will be a vital asset to the department.

Staff recommend the approval to hire two part time staff members for the 2026 summer season with the pay range of $20.00 - $21.00 per hour.

Sincerely,

Jeff Kask
Public Works Supervisor
City of Deephaven

EEPHAVEN CITY COUNCIL WORKSHOP MEMORANDUM
20225 COTTAGEWOOD ROAD, DEEPHAVEN, MN 55331

City Council Meeting
7:00 p.m. Consent Agenda
Monday, March 16, 2026
2026 Street Project Bond Agent Shannon Sweeney, David Drown and Associates, and Approve Resolution Calling for Public Hearing on Tax Abatement Bond

---

Recommended Motion:
Approve Shannon Sweeney, DDA as Bond Agent and Approve Resolution Calling for Public Hearing on Tax Abatement and the issuance of Bonds.

The 2026 Street Project is set on for approval at tonight's meeting. The project cost as proposed is in the amount of $3,570,000 which would fund the Thorpe Park / Heathcote area base street project and the Minnetonka Boulevard alternate project, if approved. Based upon the project costs, the City will need to issue a bond to cover the project expenses.

Staff have worked with Shannon Sweeney for nearly 20 years as a municipal bond agent. His experience and knowledge of the process have proved extremely beneficial in both navigating bond issuances and in the on-going reporting obligations that follow. Attached for your consideration and review is an engagement letter sent by Shannon Sweeny on behalf of DDA, along with a Resolution calling for a Public Hearing that is a required part of the bond issuance process.

Staff will note that the City has one outstanding bond for the Minnetonka Boulevard Project that was issued with the assistance of Stacie Kvilvang at Ehlers as our Bond Agent. Staff asked both Ms. Kvilvang and Mr. Sweeney to provide an engagement letter for the Council's consideration that listed their fee schedule and stated their fee for supporting this bond issuance. Shannon Sweeney provided that information, which is attached for your review. Mr. Sweeney states that DDA would charge between $22,000 and $24,000 for a total issuance fee. Although Staff spoke with Ms. Kvilvang about this request, no engagement letter has been received at the time of issuance of these Council Packets. Staff will send that letter along if received, but will note that DDA has traditionally had lower issuance fees than Ehlers.

Also attached for your review is a Bond Issuance Memorandum that discusses the process and type of issuance the City would pursue, along with a Resolution that calls for a Public Hearing – a requirement for the issuance of tax abatement bonds.

Staff have asked Shannon Sweeney to attend the meeting on Monday night to help provide background and answer any questions the Council may have about this process. Thank you, and as always, feel free to send any questions, comments or requests for additional information you may have prior to the meeting.

Sincerely,

Dan Madsen
City Administrator, Special Counsel
Deephaven, Minnesota

February 27, 2026

Mr. Dan Madsen
City Administrator
20225 Cottagewood Road
Deephaven, MN 55331

RE: Proposal to Provide Municipal Advisory Services to the City of Deephaven, Minnesota

Dear Mr. Madsen,

Thank you for the opportunity to discuss the proposed debt issuance for your 2026 road reconstruction project. As you know, Ehlers has been privileged to serve as your municipal advisor since 2019 when we assisted the City on the issuance for the 2019 road reconstruction project. This work included helping the City navigate the process of obtaining its first ever bond rating from Standard and Poors, with the outcome being a AAA rating. In addition to debt issuance advisory, we also handle the City's annual continuing disclosure and paying agent obligations and provide arbitrage consulting services for the prior bond issue. We provided the required annual Municipal Advisor Disclosure pursuant to MSRB Rules G-10 and G-42 on December 27, 2025, for the 2026 calendar year.

Ehlers is a full service municipal advisory firm that delivers debt issuance and management services far beyond what our competitors can offer. This includes all actions that occur post debt issuance such as paying agent services, arbitrage services and investment services. In addition, Ehlers advises more Minnesota governmental entities on debt issuance than any other firm, a statement which is evidenced by our published performance. According to Bloomberg data from January 1 - December 31, 2025, Ehlers ranks first in Minnesota for the total number and par amount of sales advised and third in the nation for the number of competitive sales advised.

Ehlers leverages deep market knowledge, strong relationships with rating agencies, daily engagement with underwriters and commercial banks, and industry best practices to proactively guide clients through the debt issuance and oversight process from beginning to end.

Our project approach is as follows:



Our fee for a bond with the par amount of $3,560,000 will be $20,560, which will be assessed at bond closing. We have enclosed our fee schedule for City review.

We look forward to working with the City again on its latest road reconstruction project.

Sincerely,



Stacie Kvilvang
Senior Municipal Advisor



Jason Aarsvold
Senior Municipal Advisor

ENCL: 1

Acceptance by the City of Deephaven:

Name:_____

Title:_____

Signature:_____

Date:_____

Schedule of Professional Fees
Fiscal 2026

Debt Issuance Fees

Ehlers' debt issuance fees are based on the amount issued. The below schedule applies to both competitive and negotiated transactions:

Par Value	Base Fee	+ Fee/$1,000
First $1 Million	$5,000	$6.00
Next $2 Million		$4.00
Next $2 Million		$2.40
Next $5 Million		$2.20
Next $15 Million		$1.00

- Contemporaneously sold issues with the same security are charged with the largest issue at full fee and all other issues at 85% of the fee schedule.
- Advance refunding issues require an additional $2,500 for added technical support per issue.
- Use of open market securities within a defeasance escrow requires an additional $1,500 per escrow.
- Revenue-secured obligations and those subject to appropriation will carry fees of 125% - 150%, depending on the security and complexity of the issue.
- Debt issues not requiring an official statement will carry fees at 80% of the applicable fee for general or revenue-secured obligations that require an official statement, but in no case less than $9,500.
- A minimum fee of $5,000 will apply to soliciting proposals for investment banking services associated with a negotiated underwriting or placement agent engagement.

The Client will be responsible for credit rating fees, legal services, publication of notices (if any), paying agent fees (if any), escrow agent fees (if any), verification agent (if any), and any fees charged by third parties for information required for the official statement.

Paying Agent Service Fees

Paying agent administration fees will be assessed annually on a per-issue basis:

Fee	Item	Services
$450	**Initial Set-up** ***(one-time fee)***	» Review final bond documents » Communicate with bond counsel & municipal advisor » Coordinate delivery of bonds for closing » Establish necessary accounts & records
$475	**Annual Administration** ***(per issue)***	» Invoice & collect debt service payments from issuer » Document & transmit bond payments per schedule » Coordinate with the Depository Trust Company » Maintain issuer's account » Process optional redemption notices, as needed
$100	**Additional Services** ***(per notice)***	» Process mandatory sinking fund notices

Arbitrage Consulting Fees

Ehlers will assess fixed fees for the following analyses:

Fee	Analysis	Services
$1,000	***Spending Exceptions***	
$3,750	***Arbitrage Reporting***	» Per 5-year analysis period » Prorated for interim reports
$1,000	***Arbitrage Review***	» Per analysis » Up to 5 years

Ehlers will charge $300 per hour for Arbitrage Consulting services outside of the fixed-fee analysis schedule.

Continuing Disclosure Fees

Ehlers will assess Continuing Disclosure fees as follows:

Continuing Disclosure Undertakings (CDUs)	Annual Fee
1-3 CDUs	$3,150
4-6 CDUs	$3,700
7+ CDUs	$4,250
Limited Disclosures	$850
Periodic Filings	$500

DORSEY
DORSEY+WHITNEY LLP

JENNIFER L. HANSON
(612) 492-6959
Fax (612) 340-2643
hanson.jennifer@dorsey.com

March 11, 2026

Mr. Dan Madsen
City Administrator
City of Deephaven
20225 Cottagewood Road
Deephaven, MN 55331

Re: Proposed Issuance of G.O. Tax Abatement Bonds, Series 2026A

Dear Dan:

We are pleased to be working with you as bond counsel in connection with the issuance of the above-referenced obligations (the "Bonds") by the City of Deephaven, Minnesota (the "City"). We appreciate the opportunity to assist the City with this financing. The purpose of this letter is to discuss the scope of our engagement as bond counsel.

Bond counsel is engaged to render an objective legal opinion with respect to the authorization and issuance of the Bonds. As bond counsel, we will examine applicable law, prepare authorizing and operative resolutions and closing documents, consult with the parties to the transaction prior to the issuance of the Bonds, review certified proceedings, and undertake such additional duties as we deem necessary to render our approving opinion. Subject to the completion of proceedings to our satisfaction, we will render our opinion that:

(1) the Bonds are valid and binding general obligations of the City; and

(2) the interest paid on the Bonds will be excluded from gross income for federal income tax purposes (subject to certain limitations which may be expressed in the opinion).

The bond counsel opinion will be executed and delivered by us in written form on the date the Bonds are exchanged for their purchase price (the "Closing") and will be based on facts and law existing as of its date. Upon delivery of the opinion, our responsibilities as bond counsel will be concluded with respect to this financing; specifically, but without implied limitation, we do not undertake (unless specifically engaged and requested to do so) to provide continuing advice to the City or any other party concerning any actions necessary to assure that interest paid on the Bonds will continue to be excluded from gross income for federal income tax purposes after the Closing.

In performing our services as bond counsel, our client will be the City, and we will represent its interests. We will not represent any other party in this financing and it is mutually understood that the services to be provided by us as described herein are solely for the benefit of the City.

Because you have engaged Ehlers & Associates, Inc., as municpal advisor for the Bonds, we will not assume a role in the financial planning and structuring of the Bonds. We further understand that you, with assistance from the financial advisor, will prepare an Official Statement in connection with the sale of the Bonds. As bond counsel, we will not assume or undertake responsibility for the preparation of the Official Statement or any other disclosure document with respect to the Bonds, nor are we responsible for performing an independent investigation to determine the accuracy, completeness or sufficiency of any such document or compliance with State and federal securities laws.

Based upon: (i) our current understanding of the terms, structure, size and schedule of the financing, (ii) the duties we will undertake pursuant to this letter; (iii) the time we anticipate devoting to the financing, and (iv) the responsibilities we assume, we estimate that our fee as bond counsel will be $12,000.00. Such fee may vary: (i) if the principal amount of Bonds actually issued differs significantly from our present understanding; (ii) if material changes in the structure of the financing occur; or (iii) if unusual or unforeseen circumstances arise which require a significant increase in our responsibility. If, at any time, we believe that circumstances require an adjustment of our original fee estimate, we will consult with you. Our fee is usually paid at the Closing out of proceeds, and we customarily do not submit any statement until the Closing unless there is a substantial delay in completing the financing.

Since the Bonds have not yet been marketed, the actual purchaser or purchasers of the Bonds (the "Purchaser") cannot be identified at this time. We wish to point out that it is highly likely that the eventual Purchaser will be a broker-dealer or other financial institution that has been or is a client of this office with respect to matters other than the proposed Bond issue. Under applicable ethics rules, we do not believe our representation of you will be either (A) materially limited by the Purchaser being our client on other matters or (B) "directly adverse" to the Purchaser under these circumstances since (i) the terms of the Bond offering, Official Statement, the sale resolution and our opinion will have been established prior to the acceptance of the low bid for the Bonds from the Purchaser; (ii) the terms of said documents will not be modified in any material manner following the sale of the Bonds; and (iii) all that remains to be completed subsequent to the Bond sale is the delivery of the Bonds to the Purchaser in accordance with the terms of the Official Statement.

We greatly appreciate the opportunity to be of service. If there are any questions about our services, or the fee and billing arrangements, please call me.

Thanks--we look forward to working with you.

Very truly yours,

Jennifer L. Hanson

JLH/jl

City of Deephaven, Minnesota

$4,245,000 General Obligation Tax Abatement Bonds, Series 2026A

Assumes Current Market BQ AAA Rates plus 50bps

Sources & Uses

Dated 06/01/2026 | Delivered 06/01/2026

Sources Of Funds

Par Amount of Bonds	$4,245,000.00
Total Sources	**$4,245,000.00**

Uses Of Funds

Total Underwriter's Discount (1.200%)	50,940.00
Costs of Issuance	77,000.00
Deposit to Capitalized Interest (CIF) Fund	83,435.00
Deposit to Project Construction Fund	4,033,477.00
Rounding Amount	148.00
Total Uses	**$4,245,000.00**

City of Deephaven, Minnesota

$4,245,000 General Obligation Tax Abatement Bonds, Series 2026A

Assumes Current Market BQ AAA Rates plus 50bps

Net Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I	CIF	Net New D/S	Fiscal Total
06/01/2026	-	-	-	-	-	-	-
02/01/2027	-	-	83,435.00	83,435.00	(83,435.00)	-	-
08/01/2027	-	-	62,576.25	62,576.25	-	62,576.25	-
02/01/2028	375,000.00	2.650%	62,576.25	437,576.25	-	437,576.25	500,152.50
08/01/2028	-	-	57,607.50	57,607.50	-	57,607.50	-
02/01/2029	385,000.00	2.700%	57,607.50	442,607.50	-	442,607.50	500,215.00
08/01/2029	-	-	52,410.00	52,410.00	-	52,410.00	-
02/01/2030	395,000.00	2.700%	52,410.00	447,410.00	-	447,410.00	499,820.00
08/01/2030	-	-	47,077.50	47,077.50	-	47,077.50	-
02/01/2031	405,000.00	2.750%	47,077.50	452,077.50	-	452,077.50	499,155.00
08/01/2031	-	-	41,508.75	41,508.75	-	41,508.75	-
02/01/2032	415,000.00	2.850%	41,508.75	456,508.75	-	456,508.75	498,017.50
08/01/2032	-	-	35,595.00	35,595.00	-	35,595.00	-
02/01/2033	430,000.00	2.950%	35,595.00	465,595.00	-	465,595.00	501,190.00
08/01/2033	-	-	29,252.50	29,252.50	-	29,252.50	-
02/01/2034	440,000.00	3.000%	29,252.50	469,252.50	-	469,252.50	498,505.00
08/01/2034	-	-	22,652.50	22,652.50	-	22,652.50	-
02/01/2035	455,000.00	3.100%	22,652.50	477,652.50	-	477,652.50	500,305.00
08/01/2035	-	-	15,600.00	15,600.00	-	15,600.00	-
02/01/2036	465,000.00	3.200%	15,600.00	480,600.00	-	480,600.00	496,200.00
08/01/2036	-	-	8,160.00	8,160.00	-	8,160.00	-
02/01/2037	480,000.00	3.400%	8,160.00	488,160.00	-	488,160.00	496,320.00
Total	**$4,245,000.00**	**-**	**$828,315.00**	**$5,073,315.00**	**(83,435.00)**	**$4,989,880.00**	**-**

Significant Dates

Dated	6/01/2026
First Coupon Date	2/01/2027

Yield Statistics

Bond Year Dollars	$27,140.00
Average Life	6.393 Years
Average Coupon	3.0520081%
Net Interest Cost (NIC)	3.2397015%
True Interest Cost (TIC)	3.2557706%
Bond Yield for Arbitrage Purposes	3.0429524%
All Inclusive Cost (AIC)	3.5841701%

IRS Form 8038

Net Interest Cost	3.0520081%
Weighted Average Maturity	6.393 Years

City of Deephaven, Minnesota

$4,245,000 General Obligation Tax Abatement Bonds, Series 2026A

Assumes Current Market BQ AAA Rates plus 50bps

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I	CIF	Net New D/S	105% of Total
02/01/2027	-	-	83,435.00	83,435.00	(83,435.00)	-	-
02/01/2028	375,000.00	2.650%	125,152.50	500,152.50	-	500,152.50	525,160.13
02/01/2029	385,000.00	2.700%	115,215.00	500,215.00	-	500,215.00	525,225.75
02/01/2030	395,000.00	2.700%	104,820.00	499,820.00	-	499,820.00	524,811.00
02/01/2031	405,000.00	2.750%	94,155.00	499,155.00	-	499,155.00	524,112.75
02/01/2032	415,000.00	2.850%	83,017.50	498,017.50	-	498,017.50	522,918.38
02/01/2033	430,000.00	2.950%	71,190.00	501,190.00	-	501,190.00	526,249.50
02/01/2034	440,000.00	3.000%	58,505.00	498,505.00	-	498,505.00	523,430.25
02/01/2035	455,000.00	3.100%	45,305.00	500,305.00	-	500,305.00	525,320.25
02/01/2036	465,000.00	3.200%	31,200.00	496,200.00	-	496,200.00	521,010.00
02/01/2037	480,000.00	3.400%	16,320.00	496,320.00	-	496,320.00	521,136.00
Total	**$4,245,000.00**	**-**	**$828,315.00**	**$5,073,315.00**	**(83,435.00)**	**$4,989,880.00**	**$5,239,374.00**

Significant Dates

Dated	6/01/2026
First Coupon Date	2/01/2027

Yield Statistics

Bond Year Dollars	$27,140.00
Average Life	6.393 Years
Average Coupon	3.0520081%
Net Interest Cost (NIC)	3.2397015%
True Interest Cost (TIC)	3.2557706%
Bond Yield for Arbitrage Purposes	3.0429524%
All Inclusive Cost (AIC)	3.5841701%

RESOLUTION 15-26
CALLING FOR A PUBLIC HEARING ON PROPOSED PROPERTY
TAX ABATEMENTS FOR THE PURPOSE OF ISSUING TAX ABATEMENT BONDS

WHEREAS, Minnesota Statutes, Sections 469.1812 through 469.1815, as amended (the "Act"), authorizes the City of Deephaven, Minnesota (the "City"), upon satisfaction of certain conditions, to grant an abatement of all or a part of the taxes levied by the City on certain property; and

WHEREAS, the City has determined it is the best interest of the City to pay for public improvements that benefit the property, including street and utility reconstruction (the "Project"), with the proceeds of tax abatement bonds authorized by the Act; and

WHEREAS, the City has determined that it is in the best interest of the City to authorize a property tax abatement with respect to various parcels of land that benefit from the Project; and

WHEREAS, the Act requires the City to hold a public hearing prior to adoption of a resolution granting any property tax abatements:

NOW THEREFORE, BE IT RESOLVED by the City Council of the City, as follows:

1. Hearing. A public hearing on the consideration of authorizing a property tax abatement in connection with the issuance of tax abatement bonds will be held at the time and place set forth in the Notice of Hearing attached hereto as Exhibit A and hereby made a part hereof.

2. Notice. The City Clerk is hereby authorized and directed to cause notice of said hearing in substantially the form attached hereto as Exhibit A to be published at least once in newspaper of general circulation in the City at least 10 days but less than 30 days before the hearing. The newspaper must be one of general circulation, interest and readership in the City, and must be published at least once per week.

The motion for the adoption of the foregoing resolution was duly seconded by member _____ and, upon a vote being taken thereon after full discussion thereof, the following voted in favor thereof:

and the following voted against the same:

Whereupon said resolution was declared duly passed and adopted.

_____
Mayor

Attest:

_____
City Clerk

STATE OF MINNESOTA)
HENNEPIN COUNTY) ss

I, the undersigned, being the duly qualified and acting Clerk of the City of Deephaven, Minnesota (the "City"), by reason of my office as City Clerk, DO HEREBY CERTIFY that I have compared the attached and foregoing extract of minutes with the original thereof on file in my office, and that the same is a full, true and complete transcript of the minutes of a meeting of the City Council of the City, duly called and held on the date therein indicated, insofar as such minutes relate to the calling of a public hearing on proposed property tax abatements.

WITNESS my hand this _____ day of _____, 2026.

_____
City Clerk

EXHIBIT A

CITY OF DEEPHAVEN
COUNTY OF HENNEPIN
STATE OF MINNESOTA

NOTICE OF PUBLIC HEARING REGARDING
A PROPOSED PROPERTY TAX ABATEMENT AND THE ISSUANCE OF
GENERAL OBLIGATION TAX ABATEMENT BONDS

NOTICE IS HEREBY GIVEN that the City Council of the City of Deephaven, Minnesota (the "City"), will hold a public hearing on Monday, April 6, 2026, at or after 6:00 P.M. in the City Council Chambers at City Hall, 20225 Cottagewood Road in the City, for the purpose of conducting a public hearing concerning a proposal that the City abate all or a portion of property taxes levied by the City on the properties located in the City and with the following parcel identification numbers (the "Property"):

[TO BE ADDED PRIOR TO PUBLICATION]

The total amount of the taxes proposed to be abated by the City on the Property is estimated to be approximately $4,445,000. The City Council will consider the property tax abatement in connection with the issuance by the City of its general obligation tax abatement bonds in an aggregate principal amount not to exceed $4,445,000 (the "Bonds"), under Minnesota Statutes, Sections 469.1812 to 469.1815, as amended, and Chapter 475, for the purpose of financing street and utility reconstruction in the City.

At the time and place fixed for the public hearing, the City Council will give all persons who appear at the hearing an opportunity to express their views with respect to the proposal. In addition, interested persons may direct any questions or file written comments respecting the proposal with the City Clerk, at or prior to said public hearing.

Dated: March 26, 2026

BY ORDER OF THE CITY COUNCIL OF
THE CITY OF DEEPHAVEN, MINNESOTA

_____
City Clerk
City of Deephaven, Minnesota

DEEPHAVEN CITY COUNCIL MEETING MEMORANDUM

20225 COTTAGEWOOD ROAD, DEEPHAVEN, MN 55331

City Council Meeting
Monday, March 16, 2026
Consent Agenda:
Deephaven Special Event Policy

Dear Mayor Carlson & Councilmembers,

The City's Special Event Policy establishes procedures to ensure events held on public property or within the right-of-way are conducted safely and responsibly. Currently, many permits are brought before the City Council even when they are small-scale and low impact.

The proposed amendment would authorize the City Clerk to administratively approve qualifying special events.

Under the revised policy, the Clerk would be able to approve events that:
• Do not require temporary liquor licenses;
• Do not involve large crowds or significant City resources;
• Involve cul-de-sac closures or small neighborhood street closures**,** with review and assistance from the Police Chief.

Prior to approval, the Clerk would consult with the Police Chief and Public Works Director to review safety, traffic, parking, and operational considerations.

Events involving major street closures, traffic detours, temporary liquor licenses, large attendance, or significant City staffing or equipment would continue to require City Council approval**.**

This change is intended to improve administrative efficiency, reduce unnecessary Council agenda items, and still maintain appropriate safety oversight. All insurance requirements, permit conditions, and enforcement provisions would remain unchanged.

Staff recommends approval of the amendment authorizing administrative approval of qualifying special events while retaining Council authority for higher-impact events.

Sincerely,

Kimberly Lenarz-Greenwaldt
City Clerk
Deephaven, MN

City of Deephaven

Special Event Policy

The purpose of this Special Event Policy is to establish clear and consistent procedures for individuals and organizations to conduct special events within the City of Deephaven. This policy ensures that events are conducted safely, responsibly, and in a manner that protects public property, public safety, and the interests of residents.

Definition of a Special Event

A Special Event means any concert, parade, fair, show, festival, carnival, rally, party, filming of a movie, video, or television show, motorcade, run, street dance, bike-a-thon, race, walk, athletic event, or any other attended outdoor entertainment or celebration that is to be held, in whole or in part, upon publicly owned property or within a public right-of-way.

Permit Required

Any person or organization desiring to conduct or sponsor a special event in the City must first obtain a Special Event Permit.
No special event may occur on publicly owned property or within the public right-of-way without an approved permit.

Permit Application Requirements

Application Timeline

A completed Special Event Permit application must be filed no less than thirty (30) days in advance of the proposed event if it requires:

- Closure of any street,
- Detouring or rerouting of traffic,
- Significant City staffing or services, or
- Attendance likely to affect public roadways or neighborhoods.

Late applications may be denied.

Application Submission

Applications must be submitted to the City Clerk, accompanied by:

- Required documentation,
- Insurance certificates,
- Any necessary operational plans, and
- The application fee.

Application Fee

A non-refundable $50 fee is due at the time of application.

Shuttle Service Requirements

Any event that proposes to use shuttle service**,** including off-site parking shuttles, valet shuttles, or transportation of attendees to or from the event, is required to obtain a Special Event Permit, regardless of event size, location, or anticipated impact.

A Shuttle Operations Plan must accompany the application and include:

- Shuttle routes
- Pick-up and drop-off zones
- Staging locations
- Staff or volunteer management
- Insurance for all shuttle vehicles naming the City of Deephaven **as** an additional insured

No shuttle service may operate within the City during an event without an approved Special Event Permit.

Food Truck Requirements

Events including food trucks or mobile food vendors must ensure:

- Submission of a Certificate of Insurance naming the City of Deephaven as an additional insured;
- The vendor contacts the Excelsior Fire District to schedule and complete a required fire safety inspection;
- Proof of successful inspection is provided prior to the event.

Food trucks may not operate without approved insurance and fire inspection.

Permit Review and Approval

Administrative Approval – City Clerk

The City Clerk is authorized to approve special events that:

- Do not require street closures,
- Do not require detours or significant City resources,
- Do not require temporary liquor licensing,
- Do not include large crowds or citywide impacts.

The City Clerk may impose conditions to ensure safety and compliance.

Safety, Parking, and Traffic Approval – Police Chief

The Police Chief must review and approve all events involving:

- Shuttle services,
- Alcohol service,
- Expected parking impacts exceeding 25 vehicles,
- Traffic control needs,
- Large attendance or crowd management concerns,
- On-site police staffing,
- Parking plan requirements.

The Police Chief may:

- Impose safety conditions;
- Require modifications to traffic or parking plans;
- Require police officer presence;
- Deny approval if the event poses safety risks.

City Council Approval – Large or High-Impact Events

The City Council must approve events that:

- Require closure of a public street,
- Require traffic detours or significant rerouting,
- Require a temporary liquor license,
- Involve large crowds or citywide impacts,
- Require significant City staffing or equipment,
- Are determined by the Clerk or Police Chief to exceed administrative authority.

Council may approve, deny, or approve with conditions.

Permit Conditions

The City Clerk, Police Chief, or City Council may impose reasonable conditions regarding the time, place, and manner of an event, including:

- Traffic or crowd management,
- Noise restrictions,
- Operating hours,
- Emergency access,
- Parking requirements,
- Safety measures.

Conditions must not unreasonably restrict free speech.

Insurance Requirements

General Insurance

All special event applicants must provide a Certificate of Insurance meeting City liability standards and naming the City of Deephaven as an additional insured.

Vendor/Operator Insurance

All contractors, entertainers, equipment providers, shuttle operators, and similar service providers must carry their own insurance and name the City as an additional insured when operating on public property.

Food Truck and Shuttle Insurance

Food trucks and shuttle services must provide separate insurance certificates naming the City of Deephaven as an additional insured.

No permit will be issued without approved insurance documentation.

Temporary Liquor License Requirements

If alcohol is sold or served, a State of Minnesota Temporary Liquor License is required and must be obtained at least 60 days before the event.

Temporary 3.2 Beer License

May be issued to eligible charitable, religious, nonprofit organizations subject to State and City requirements.

Temporary On-Sale Spirits, Wine, and Beer License

Eligible nonprofit, charitable, or religious organizations in existence for three years may apply. License may not exceed four consecutive days.

All temporary liquor licenses require City Council approval.

Police, Parking, and Traffic Requirements

Police Officer Requirements

The Police Chief may require an officer on-site depending on event size, alcohol service, traffic impacts, and safety factors.

Fees:

- **$**125 per hour, 3-hour minimum

Parking Requirements

Events expecting more than 25 vehicles must submit a Parking Plan for Police Chief review.

If temporary parking signs are required:

- Applicant picks up signs from the Police Department,
- Installs and removes them,
- Returns them to City Hall during regular business hours.

Enforcement and Revocation

A Special Event Permit may be revoked if:

- Conditions are violated,
- The application included false information,
- Public safety is threatened,
- Weather or unforeseen conditions create hazards.

No refunds are issued for revoked permits.

Compliance

Event organizers, vendors, and participants must comply with:

- City ordinances,
- State laws,

- Permit conditions,
- Police and City staff instructions.

Failure to comply may result in enforcement action or denial of future permits.

SECTION 555 – SPECIAL EVENTS

555.01. Purpose. The following Section governs the time, place and manner of holding certain special events on City streets, on City property and on private property when an event impacts upon the health, fire, law enforcement, transportation or other services exceeds those regularly provided to that property. This Section is enacted in order to promote the health, safety and welfare of all residents and visitors of the City by ensuring that special events do not create disturbances, become nuisances, menace or threaten life, health and property, disrupt traffic or threaten or damage private or public property. It is not the intent of the City Council by enacting this Section to regulate in any manner the content of speech or infringe upon the right to assemble, except for regulating the time, place and manner of speech and assembly and this Section should not be interpreted or construed otherwise.

555.02. Definitions. Subdivision 1. For purposes of this Section, the terms defined have the following meanings given to them:

Subd. 2. "Special Event" means any concert, parade, fair, show, festival, carnival, rally, party, filming of a movie, video or television show, motorcade, run, street dance, bike-a-thon, race, walk, athletic event or other attended outdoor entertainment or celebration that is to be held in whole or in part upon publicly owned property or public right-of-way, or that involves shuttle service, organized use of public parking areas, or results in more than twenty (20) vehicles parked on public streets in connection with the event."

555.03. Permit Required. Any person or organization desiring to conduct or sponsor a special event in the City shall first obtain a special event permit from the City, at least 30 days before the event.

555.04. Permit Not Required. Subdivision 1. A special event permit is not required for the use of traditional public forums as alternative channels of communication by the public, provided that such use is for the free exercise of constitutionally protected activities and does not disrupt or interfere with traffic on public streets or the use of public places by other members of the public.

555.05. Permit Application. Subdivision 1. Any person or organization desiring to sponsor a special event that is not exempted by this Section must apply to the City for a special event permit. The special event permit application must be filed not less thirty days in advance of the date in which the event is to occur if the special event requires the use or closure of any street, any detouring of traffic or any significant impact on City services.

Subd. 2. Application Information. Special event applications must include the following information:

a) Type and description of the special event and a list of all activities to take place at the special event;

b) Name of the sponsoring entity, contact person, address, and phone number;

c) Proposed date(s) of the special event, together with the beginning and ending times for each date;

d) Proposed location of the special event, including a map of the proposed area to be used which shows any barricades, street route plans or perimeter/security fencing;

e) Estimated numbers of special event staff, participants and spectators;

f) Any public health plans, including supplying water to the site, solid waste collection and provision of toilet facilities;

g) Any fire prevention and emergency medical service plans;

h) Any security plans;

i) The admission fee, donation or other consideration to be charged or requested for admission to the special event, if applicable;

j) Whether food or alcohol is to be served or sold at the special event;

k) Signature of the applicant; and

l) If the event is planned within a residential area in which a street is to be closed, the applicant must collect and submit with the application a list of signatures from all properties whose vehicular access to their properties will be affected consenting to the street closure.

m) If shuttle service or organized transportation of attendees is proposed, a description of the shuttle service, including routes, pick-up and drop-off locations, staging areas, and the name of the shuttle provider, along with proof of insurance for all shuttle vehicles naming the City, its officials, employees, and agents as additional insureds.

555.06. Permit Review. Subdivision 1. ~~The City Council shall review the special event permit application and make a determination on whether to issue the permit or deny it.~~ The City Clerk shall review Special Event Permit applications and may administratively approve Special Event Permits for events determined to be small or low-impact. Applications that exceed administrative approval authority shall be referred to the City Council for review and determination.

The City Clerk may approve permits for events that:

a) Do not require closure of major public streets and involve only minimal, localized closures such as cul-de-sacs or short segments of residential neighborhood streets;
b) Do not require traffic detours or significant rerouting;
c) Do not require a temporary liquor license;
d) Do not create significant disturbance to surrounding residential neighborhoods; and
e) Do not require substantial City staffing, equipment, or services beyond normal operations.

In administering this authority, the City Clerk shall coordinate with and obtain input from the Police Chief and the Public Works Supervisor, as applicable, to ensure that proposed parking arrangements, traffic control measures, use of public parking areas, shuttle service, safety considerations, and any minimal road closures can be safely and effectively accommodated.

As part of this coordination, the Police Chief may recommend conditions related to public safety, traffic control, parking management, shuttle operations, and law enforcement staffing, and the Public Works Supervisor may recommend conditions related to streets, signage, barricades, and public infrastructure.

Based on anticipated attendance, events expecting more than fifty (50) guests may be required to provide on-site law enforcement presence, as determined necessary by the Police Chief to ensure public safety.

The City Clerk may approve the permit, approve the permit with conditions, or refer the application to the City Council for consideration if the event exceeds administrative approval authority or if coordination with the Police Chief or Public Works Supervisor identifies significant concerns.

Subd. 2. City Council Review and Approval

The City Council shall review and approve Special Event Permit applications for events that:

a) Require closure of a public street or a significant portion of a public right-of-way;
b) Require traffic detours or substantial rerouting;
c) Require a temporary liquor license;
d) Involve large crowds or citywide impacts;
e) Require significant City staffing, equipment, or services; or
f) Are determined by the City Clerk, in coordination with the Police Chief or Public Works Supervisor, to exceed administrative approval authority due to shuttle service, parking impacts, use of public parking areas, or public safety concerns.

Subd. ~~2~~ 3. Permit Denial. The City Clerk or City Council may deny an application for a special event permit if it determines from a consideration of the application or other pertinent information, that:

a) The information contained in the application or supplemental information requested from the applicant is false or nonexistent in any material detail;

b) The applicant fails to supplement the application after having been notified by the City of additional information or documents needed;

c) The applicant fails to agree to abide or comply with all of the conditions and terms of the special event permit;

d) The time, route, hours, location or size of the special event will unnecessarily disrupt the movement of other traffic within the area of the special event;

e) The special event is of the size or nature that requires the diversion of too many law enforcement officers to properly police the event, site and contiguous areas that allowing the special event would unreasonably deny law enforcement protection to the remainder of the City and its residents;

f) Another special event permit application has already been approved to hold another special event at the same time and place requested by the applicant or so close in time and place as to cause undue traffic congestion, or the City is unable to meet the needs to provide for law enforcement and other City services for both special events;

g) The location of the special event would cause undue hardship for adjacent businesses or residents;

h) The location of the special event will substantially interfere with any construction or maintenance work scheduled to take place upon or along public property or right-of-way;

i) The special event would endanger public safety or health;

j) The special event would seriously inconvenience the general public's use of public property, services or facilities;

k) The applicant fails to comply with the liability insurance requirements or the applicant's insurance lapses or is canceled;

l) The special event would create or constitute a public nuisance;

m) The special event would be likely to cause significant damage to public property or facilities; or

n) The special event would engage in or encourage participants to engage in illegal acts.

Subd. ~~3~~ 4. Permit Conditions. The City Clerk and/or City Council may condition the issuance of a special event permit by imposing reasonable conditions concerning the time, place and manner of the special event, and such conditions are necessary to protect the safety of persons and

property, and the control of traffic; provided that such conditions shall not unreasonably restrict the right of free speech. Such conditions may include, but are not limited to:

a) Alteration of the date(s), time(s), route or location of the special event proposed;

b) Elimination of an activity at the special event which cannot be mitigated to a point as to ensure public safety and welfare, or which causes undue liability to the City;

c) Requirements concerning the area of assembly and disbanding of a parade or other events occurring along a route;

d) Requirements concerning the accommodation of pedestrian or vehicular traffic, including restricting the event to only a portion of the street or right-of-way;

e) Requirements for the use of traffic cones or barricades;

f) Requirements for the use of City personnel and equipment;

g) Requirements for the provision of first aid or sanitary facilities at the special event;

h) Requirements for the use of special event monitors and the providing notice of the special permit conditions to the events' participants;

i) Requirements on the number and type of vehicles, animals or structures to be allowed at the special event and the inspection and approval of floats, structures and decorated vehicles by the City for safety purposes;

j) Compliance with animal protection ordinances and laws;

k) Requirements for the use of garbage containers and the cleanup and restoration of any public property;

l) Restrictions on the use of amplified sound and compliance with noise ordinances, regulations and laws;

m) Requirements to provide notice of the special event to surrounding property owners; and

n) Restrictions on the sale or consumption of food and alcohol.

555.07. Permit Issuance. T~~he City Administrator shall issue the special events permit once the application has been approved by the City Council and the applicant has agreed to comply with the terms and conditions of the permit as well as the requirements of this Section.~~ The City Clerk shall issue the Special Event Permit for events approved by the City Council or administratively approved by the City Clerk, once the application has been approved by the appropriate authority and the applicant has agreed to comply with the terms and conditions of the permit and the requirements of this Section.

555.08. Indemnification Agreement. If the event, or any portion of the event is to be held on City property or right-of-way, prior to the issuance of a special event permit, the permit applicant and authorizing officer of the sponsoring organization, if any, must sign an agreement to indemnify, defend and hold the City, its officials, employees and agents harmless from any claim that arises in whole or in part out of the special event, except any claims arising solely out of the negligent acts or omissions of the City, its officials, employees and agents.

555.09. Insurance Requirements.

Subd. 1. Liability Insurance Required. The applicant or sponsor of a special event must possess or obtain liability insurance to protect against loss from liability imposed by law for damages on account of bodily injury or property damage arising from the special event. A certificate of insurance must be filed with the City prior to issuance of the special events permit. The certificate of insurance must name the City, its officials, employees and agents as additional insureds. Insurance coverage must be maintained for the duration of the special event.

Subd. 2. Minimum Limits. Insurance coverage must be a commercial general liability policy. The minimum limits must be at least $1,000,000. If alcoholic beverages are to be sold or distributed at the special event, the policy must also include an endorsement for liquor liability. The City Council may require additional endorsements depending upon the type of special event and proposed activities.

Subd. 3. Waiver or Reduction of Required Limits. The City may waive or reduce the insurance requirements of this Section under the following circumstances:

a) The applicant or officer of the sponsoring organization signs a verified statement that it believes that the special event's purpose is First Amendment expression and that the cost of obtaining the insurance is so financially burdensome that it would constitute an unreasonable burden on the right of First Amendment expression;

b) The applicant or an officer of the sponsoring organization signs a verified statement that the insurance coverage required by this Section is impossible to obtain; or

c) The City Council determines that the insurance requirements are in excess of the reasonable risk presented by the proposed special event.

Subdivision 4. Additional Insured Requirements

Insurance requirements under this Section apply to all event activities, including but not limited to food trucks, shuttle services, parking operations, vendors, contractors, entertainers, and other operators. Each shall provide a Certificate of Insurance naming the City, its officials, employees, and agents as additional insureds prior to permit issuance.

555.10. Cleanup Deposit. The applicant or sponsor of the special event involving the sale of food or beverages for immediate consumption, erection of structures, horses or other large animals, water aid stations or another activity likely to create a substantial need for cleanup may be required by the City to provide a cleanup deposit prior to issuance of the special event permit. The cleanup deposit shall be in an amount set by the City Council. The cleanup deposit will be returned to the applicant/sponsor if the area used for the special event has been cleaned and restored to the same condition as it existed prior to the event. If the property used for the event has not been properly cleaned or restored, the applicant/sponsor will be billed for the actual cost by the City for the cleanup and restoration. The cleanup deposit will be applied toward payment of the bill.

555.11. Revocation of Permit. Any permit issued pursuant to this Section may be summarily revoked by the City's law enforcement officer at any time when, by reason of disaster, public calamity, riot or other emergency, the law enforcement officer determines that the safety of the public or property requires such revocation. The City Administrator may also summarily revoke any special event permit issued pursuant to this Section if he or she finds that the permit has been issued based upon false information or when the permittee exceeds the scope of the permit. Notice of such action revoking a permit shall be delivered in writing to the permittee by personal service or certified mail at the address specified by the permittee in its application.

555.12. Violations.

Subd. 1. Unlawful to Sponsor a Special Event without a Permit. It is unlawful for any person to sponsor or conduct a special event requiring a permit pursuant to this Section unless a valid special event permit has been issued for the event.

Subd. 2. Unlawful to Exceed the Scope of the Permit. The special event permit authorizes the special event permittee or sponsor to conduct only such a special event as is described in the permit, and in accordance with the terms and conditions of the permit. It is unlawful for the permittee or sponsor to willfully violate the terms and conditions of the permit.

Subd. 3. Misdemeanor. Any person convicted of violating this section shall be guilty of a misdemeanor and shall be subject to a fine or imprisonment as specified by state statute. Each day in which a violation continues to occur shall constitute a separate offense. Violation of any provision of this section shall also be grounds for revocation of the special event permit.

Stantec

Memo

To:	Honorable Mayor and Council	From:	Steven Hegland, City Engineer
Project:	Maintenance Agreement Montgomerie Stormwater Improvements	Date:	March 12, 2025

Purpose

Staff are requesting the City council review and approve the attached Maintenance Agreement between the Minnehaha Creek Watershed District (MCWD) and the City of Deephaven.

Background

At the February 26th Board Meeting, the MCWD approved the permit for the Montgomerie Ave Stormwater Improvements. As a requirement of the permit approval, the watershed requires the City to execute a maintenance agreement which acknowledges the City's responsibility to maintain the stormwater treatment device in working order. The Stormwater Maintenance Agreement is attached to this memo.

This project will be constructed in partnership with the Calvary Church to provide regional stormwater improvement to the neighborhood.

Council Request

We ask that the City Council review and approve the attached Maintenance Agreement for the Montgomerie Ave Stormwater Improvements.

Thank you,



Steven Hegland
City Engineer
Phone: (763) 479-4237
steven.hegland@stantec.com

Attachments: Maintenance Agreement

MAINTENANCE AGREEMENT
Stormwater Management
Between the Minnehaha Creek Watershed District
and the City of Deephaven

This Maintenance Agreement (Agreement) is made by and between the Minnehaha Creek Watershed District, a watershed district with purposes and powers set forth at Minnesota Statutes chapters 103B and 103D (MCWD), and the City of Deephaven, a Minnesota municipal corporation and political subdivision of the State of Minnesota (CITY).

Recitals and Statement of Purpose

WHEREAS pursuant to Minnesota Statutes § 103D.345, the MCWD has adopted and implements the Stormwater Management Rule;

WHEREAS under the Stormwater Management Rule, certain land development activity triggers the requirement that the City record a declaration establishing the landowner's perpetual obligation to inspect and maintain stormwater-management facilities;

WHEREAS in each case, a public landowner, as an alternative to a recorded instrument, may meet the maintenance requirement by documenting its obligations in an unrecorded written agreement with the MCWD;

WHEREAS in accordance with the MCWD rules and as a condition of Permit 25-599 the City's obligation to maintain stormwater facilities must be memorialized by a recorded maintenance declaration or, alternatively, a maintenance agreement establishing the City's perpetual maintenance obligation;

WHEREAS CITY and the MCWD execute this Agreement to fulfill the condition of Permit 25-599, and concur that it is binding and rests on mutual valuable consideration;

THEREFORE CITY and MCWD agree as follows:

1. CITY, at its cost, will inspect and maintain the stormwater facilities as shown in the site plan attached to and incorporated into this Agreement as Exhibit A in perpetuity as follows:

1. STORMWATER FACILITIES

   i. **Infiltration basins**. infiltration basins will be inspected annually to ensure continued live storage capacity at or above the design volume. Invasive vegetation, excess sediment and debris will be removed as needed and healthy plant growth will be maintained to ensure that the facilities continue to perform per design.

   ii. **Reporting.** The Declarant will submit to the MCWD annually a brief written report that describes stormwater facility maintenance activities performed under this declaration, including dates, locations of inspections and the maintenance activities performed.

2. The CITY has obtained an easement which will remain with the property in perpetuity to ensure that the access to the property to maintain the Stormwater Facilities is maintained.

3. This Agreement may be amended only in a writing signed by the parties.

4. The recitals are incorporated as a part of this Agreement.

(SIGNATURE PAGE FOLLOWS)

IN WITNESS WHEREOF, the parties hereto have executed this Agreement.

MINNEHAHA CREEK WATERSHED DISTRICT

By _____ Date:
Administrator

CITY OF DEEPHAVEN

By: _____ Date:
Its Mayor

By: _____ Date:
Its Administrator