



CITY COUNCIL MEETING AGENDA
TUESDAY NOVEMBER 1, 2022

6:30 PM REGULAR MEETING

1. Call to Order

2. Pledge of Allegiance

3. Roll Call

4. ****Consent Agenda****

All items listed under Consent Agenda are considered to be routine by Council and will be acted on by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

a. Approval of City Council Minutes from the October 18, 2022, Regular City Council Meeting.

b. Approval of Accounts Payable (Batch # 1; Checks Numbered 21568-21572, Batch # 2; Checks Numbered 21573-21591).

5. Set Agenda – Anyone Not on the Agenda can be Placed Under Open/Misc.

6. Reports of Boards and Committees by Council and Staff.

7. West Hennepin Public Safety – Director Gary Kroells: Presentation of the September 2022 Activity Report.

8. Kelly Brouwer (Applicant) and Al and Charlene Hatfield (Owners) are requesting the following action for the properties located at 3810 and 3850 County Line Road (PID No's. 07-118- 24-22-0002 and 07-118- 24-22-0006) in the City of Independence, MN:

a. **RESOLUTION NO. 2022-1101-01** – Considering approval of a minor subdivision to allow a lot line rearrangement that would reduce the acreage of 3810 and increase the acreage of 3850 County Line Road.

9. Consideration of an amendment to Chapter II, Section 210.01 to align municipal elections with local, state and national election schedules.

a. **ORDINANCE NO. 2022-07** – Approving an amendment to Chapter II, Section 210.01 of the Independence City Code.

10. Open/Misc.

11. Adjourn.

MINUTES OF A REGULAR MEETING OF
THE INDEPENDENCE CITY COUNCIL
TUESDAY, OCTOBER 18, 2022–6:30 P.M.
City Hall Chambers

1. CALL TO ORDER.

Pursuant to due call and notice thereof, a regular meeting of the Independence City Council was called to order by Mayor Johnson at 6:30 p.m.

2. PLEDGE OF ALLEGIANCE.

Mayor Johnson led the group in the Pledge of Allegiance.

3. ROLL CALL

PRESENT: Mayor Johnson and Councilors McCoy, Betts, Grotting, and Spencer.

ABSENT: None.

STAFF: City Administrator Kaltsas. City Admin Asst Simon, and

VISITORS: (See Sign-In Sheet.)

4. ****Consent Agenda****

All items listed under Consent Agenda are considered to be routine by Council and will be acted on by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

- a. Approval of City Council Minutes from the October 4, 2022, Regular City Council Meeting.
- b. Approval of Accounts Payable (Batch # 1; Checks Numbered 21536-2139, Batch # 2; Checks Numbered 21540-21567).
- c. Building Permit Summary – Quarter 3 (for information only).
- d. Approval to not waive the monetary limits on Tort Liability established by MN Statutes, to the extent of the limits of liability coverage obtained from the LMCIT.

Motion by McCoy, second by Betts to approve the Consent Agenda. Ayes: Johnson, McCoy, Betts, Grotting, and Spencer. Nays: None. Absent: None. Abstain. None. MOTION DECLARED CARRIED. 5.0

5. SET AGENDA – ANYONE NOT ON THE AGENDA CAN BE PLACED UNDER OPEN/MISC.

6. REPORTS OF BOARDS AND COMMITTEES BY COUNCIL AND STAFF

Grotting attended the following meetings:

- Visiting properties

Spencer attended the following meetings:

- Fire Dept Open House

McCoy attended the following meetings:

- MP Fire Dept Open House
- Fire Commission Meeting
- Orono School Board Candidate Meeting

Betts attended the following meetings:

- Fire Commission Meeting
- MP Fire Dept Open House
- Police mtg (cancelled) - Staff Meeting

Johnson attended the following meetings:

- Orono School Board Candidate Meeting
- Visitation for Sharon Cook
- Wesley Bendickson funeral
- MP Fire Dept Open House
- League of MN Cities 8 webinars
- MP Fire Dept Meeting
- Wright HN Co-op dinner,
- MP Chamber of Commerce,
- Energy and Environmental Natural Resources Zoom,
- Senator Limmer event – Loretto
- MN Prayer Breakfast virtually
- American Experiment – Waconia, Tulsi Gabbard, Hawaii speaker

7. Jon Dailing/Windsong Farm Golf Club (Applicant) and David Meyer (Owner) are requesting the following action for the property generally located at and adjacent to 8590 County Road 92 N (PID No.s 32-118- 24-23-0001, 32-118-24-22-0003, 32-118-24-22-0002, 32-118-24-13-0002, 32- 118-24-12-0003 and 32-118-24-12-0004) in the City of Independence, MN:

- a. **RESOLUTION NO. 22-1018-01** – Considering approval of a conditional use permit amendment to allow the development of a new 18- hole golf course and associated site improvements on the subject properties.

Kaltsas recapped packet pages 19-49. Conversion from AG to potential golf course to allow it to exist as a private golf course. Converting land on N side of 6 to a new 18-hole golf course. Zone AG and guided by public semipublic. It is a place holder zoning. We are leaving it as an AG property and considering this Conditional Use Permit/CUP amendment. The City approved North side to be developed as a practice facility and driving range in the past. Prior to that was overflow parking and tunnel under Co Rd 6. The Applicant wasn't interested in driving range plan but wanted to develop a new 18-hole golf course. In review of that the EAW kicked in requirement. AG converted to golf course triggered the EAW along with the acreage amount. A final resolution is required but we are waiting on some more info. There is no further environmental review required and with lack of comments relating to environmental impact, there is a negative declaration. Applicant is wanting to expand golf course with new 18-hole course on the North side

of their property, amending the CUP to expand the existing one. This is a second private course and utilized by membership in place or expansion of it. It includes a 1,400 sq ft seasonal starter house with 400 sq ft bathroom facility in the middle of the course. Those are the only 2 built buildings on North side. Additionally, they'd be expanding parking new driveway off Co Rd 6. We looked at parking and CUP and impacts. It would look and feel very similar to South side of Co Rd 6 with berming to screen from Co Rd 6 on both sides. We will have 3 adjacent golf courses with Pioneer golf course. There are 2 horse farms on the N and one on the E that it would abut. Demand for parking, natural resources, drainage, impacts. There is an extensive mitigation permit plan for a wetland, under ½ acre of 46 acres total. They are cutting and filling approximately 100 acres, moving 170 cu yds devoting 65 acres of turf grass which is typical. 92 new parking spaces being created. Our ratios of 5-6 spaces per hole (106 This would equate to 106 parking spaces required for the North course. The applicant has 137 parking spaces on the South side of Co Rd 6. The total number of parking spaces on both the North and South sides is proposed to be 237 spaces. The total number would exceed the general standard of approximately 212. This is reasonable as it will service a lot of their existing members. Similar to the South side, curb and gutter coming into the spaces. PC recommended bituminous paving this is permanent parking, not temporary. Parking lot proposed illuminated that would not spill out light outside of property boundaries. Watershed of the stormwater management plan needs to be approved. Our approval is subject to them finalizing it. The City received a couple verbal comments, none written. The PC recommendation to approve subject to the list of conditions and City approval. EAW comments are provided. We will make negative declaration through formal resolution.

Betts – You said seasonal buildings. Do they close that up in the Winter?

Jon- They will be like our existing bathrooms, waterlines drained and shut off.

McCoy – It is being identified as 18 Golf Walk; I think we should work with applicant for emergency calls to identify what side of the road. It would be nice to have some identifier to get responders to the right place quicker. They're all on the same phone system.

Johnson – Is there any water in Fox Lake?

Jon – Yes there still is.

Johnson – How often do the apartments get used?

Jon – It is used almost every single day. For meetings during the summer, on average they're used 4-5 nights a week.

Johnson – This golf course is slightly easier than the other one?

Jon – Yes. There isn't much water you are hitting the ball over. 3-4 par 3's. The green complexes can still be tricky but for all ages and skill level. Ever since Covid, golf became very popular. Now you need to set a T time.

Johnson – We do not need to rezone since it is under the AG zoning.

Motion by Grotting, second by McCoy to approve RESOLUTION NO. 22-1018-01 –to amend the conditional use permit for the Windsong Farms Golf Club located at 18 Golf Walk. Ayes: Johnson, McCoy, Betts, Spencer, and Grotting. Nays: None. Absent: None. Abstain. None. MOTION DECLARED CARRIED. 5:0

8. Consideration of an amendment to Chapter II, Section 210.01 to align municipal elections with local, state and national election schedules.

a. **ORDINANCE NO. 2022-07** – Approving an amendment to Chapter II, Section 210.01 of the Independence City Code.

Kaltsas - We have had this discussion a couple times on election cycle, we noted that the City is one of the few in the area that does an odd year election. We have fairly low voter turnout on odd years and quite a bit of resources used. School districts have been pulling out of odd years as well, so should we realign with them? Data going back shows that we have a 20% voter turnout vs. 80% voter turnout. So thousands of residents are not voting on local issues but are on statewide issues. Cost savings, staff resource savings, getting the most voters out are all being considered. Even year elections bring out significantly more voters. Independence has an 80% vote rate, which is very high. Local elections are 20% or less. We aren't capturing the voice of the people and that's why we are talking about it.

Johnson - In some of those higher years, it was a school levy bond referendum that brought out voters.

Kaltsas - Mound Westonka is the only one that still has odd years, and they would just host their own if needed. All other districts are in even years now. Independence has 2,815 resident voters, and we consistently get in the 500's range for odd year elections, but in the even year elections, we get 2,200 voter turnout range. Cost issue of \$10-15k every election, requirements, staff time, trainings. There's never a good time to make a change and it will always impact election cycle, but we are in a non-election year so it wouldn't impact much.

Johnson - When you have odd year elections and there is no other election besides City elections, do the same rules apply as a normal election?

Kaltsas - Yes, the same rules apply.

McCoy - Does the cost include staff time?

Kaltsas - Physical dollars are tracked, \$5,000 are budgeted for election judges' time. Staff cost is not. But we spend weeks of staff time on trying to put on an election, trainings online, people at the window, ballots, etc. Time is hard to separate, staff multi-task. Requirements are more and more robust. We deal with it but with school districts changing and having low voter turnouts, questioning if we should align and additionally save some money.

Betts - I think this is logical and have been wanting to see this happen for a few years now.

Motion by Betts, second by Spencer to accept Ordinance No. 2022-07.

Johnson opened the Public Hearing.

Thompson shared concerns about the Orono school district issue with extending an extra year.

Johnson - That's what would happen too. Adding an extra year.

McCoy - For our next election cycle instead of 4-year terms, I'd rather do two 3-year terms than extend my term one year. We can't cut it short this year since it's too late, but I'd rather run for a 3-year term than extend myself a year. It'll take us longer to get there, but I do fully support have even year elections.

Spencer - It would effectively extend everyone by 1 year. The only other way you can do it is to wait until next year and vote for cutting terms to 3 years for the next 2 elections.

Kaltsas - You are going to have to offset somebody.

McCoy - We all get extended or cut to 3 years.

Spencer - If we didn't do it this year, we'd do it next year. We can't do it this year because it's too late. You could shorten your term next year.

McCoy - No, we expire. (Discussed cycle dates that were tricky.)

Spencer - Cutting terms running for a 3 yr term, now you see why most do it the other way to extend and we would need to be running 2 3-yr off year elections or extending everyone by one year. Now you see why most do it this way.

Betts - We save more money by doing it this way.

McCoy - Optics. I know.

Spencer - If we had political climate where we were filling the hall at all the Council meetings, I would worry about it more. Orono had contentious school board meetings. But this seems to be different. I don't know if the \$142 month. (laughter) The maybe it's self-dealing. It's very complicated to do it the other way.

McCoy - I totally support moving to even year elections.

Betts- We are wasting money.

Spencer – It'll be pretty quiet with school district questions this year.

Johnson – We have a motion... I would like to see this tabled until our next meeting to see if any residents would comment on it. I know it was noticed and I haven't received any comments.

Spencer – I would agree with tabling it. If we did it within this calendar year.

Kaltsas – There isn't a rush on it.

Tabling it overrides the motion.

Motion by Spencer, second by McCoy to table Ordinance 2022-07 –Ayes: Johnson, McCoy, Betts, Spencer, and Grotting. Nays: None. Absent: None. Abstain. None. MOTION DECLARED TABLED. 5:0.

9. Park Development and Hennepin County Facilities Grant Discussion.

Kaltsas – This is regarding a Pioneer Park improvement. We've tried to partner with some organizations historically to help with costs. We have had a couple different plans to make improvements. Hennepin Cty came out late Sept. /early Oct with a deadline of Nov 1 to apply for some grants. We haven't been able to put together a plan with any organizations to partner on a grant, but Orono youth baseball has been pretty serious. A special meeting prior to Nov 1 to pass a resolution would be needed if we want to move forward. The master plan shows some ideas to get the most out of it. Soccer field multi-purpose layout, seasonal parking, grading/drainage work to make them good fields. You can use it for T-ball, football, ultimate Frisbee, flag football, soccer, etc. Cost estimate associated is \$300k. It is not dividable. This is a possible project. We had discussions with Orono softball – 2 softball fields on the East side- a little over a year ago, not a lot of financial support from them. A smaller percentage would use it. Estimate was \$350k not including irrigation, lighting, benches, etc. Lots of earth work will be needed. Lastly, 2 tennis courts- know that pickleball has taken over and lots of interest. Engineers did 2 courts with estimate of \$330k. Asphalt, fencing, screening, and striped to convert to either court. The HN Cty grant funds up to \$300k targeted at youth sports. Goal of leveraging funds – we have \$199k where we could match them. You get scored on % of matching. We want to get that park utilized. We wanted to see if there was any direction towards one project over the other.

Johnson – Loretto had good luck for some of this.

Kaltsas – I think we would have a good shot at a grant. They like to disperse funds to those who haven't asked much.

Betts – What is one of the number one fields that is always in use? Soccer?

Kaltsas – All of the sports are looking for fields all of the time. We are split a little between Delano and Orono. Soccer is still looking for space. I haven't discussed as much with Delano organizations.

Spencer – I have had considerable amount of maintenance involvement, and I would love to see the soccer fields developed. But without a partnership with strong local organization funding, it is going to turn into a maintenance tail with the City to maintain it all. If we had a Orono soccer organization as a partnership to help maintain the facility. I don't think we have time to put anything like that together before Nov. 1. It can be expensive to take care of. That short turnaround time that rules out 2 of the 3. That leaves you with the tennis courts and pickleball. There's not a lot of maintenance with an asphalt pad. I would not put in a baseball field without having a partnership first.

Betts – Likely the tennis and pickleball courts would get a lot of use out of residents.

Kaltsas – Orono Baseball called last week. We have developments coming in with park dedication once they build out. We can start with a project and then do another project if we can come up with a partnership for another one. We are just trying to get the park used.

Spencer – We would have to do it in phases

Johnson – When do we need to have it built?

Kaltsas – Spring. We'd have to be ready to build it next year. With tennis courts, it would be harder to have youth interest. But you can put a basketball hoop on a tennis court as well. We won't stop trying to partner within the community. Softball really wants a 4-field cloverleaf, but we can only do 2. Baseball wants more than 1 but we don't have the space unless we redesigned it to be mostly baseball.

McCoy – 7-8 people reached out about softball/baseball in recent months.

Kaltsas - If you wouldn't build baseball, you could get a 3rd field in for softball. But then the \$350 for 2 without the extras.

Betts – I think we should pursue pickleball/tennis.

Johnson – Is that ok and then call a special meeting?

Spencer – Reach out to Delano and Orono Tennis to see if they would be interested Delano only has 3 courts. Both coaches would probably be interested or would write a letter of support.

McCoy – J Palmer might be willing to give it a once over. There's no concession stand on here and it would be worth having the relook at this.

Grotting - Are you going after highest volume sports?

Kaltsas – Mound-Westonka is the largest youth soccer approached us and broke down our city's numbers.

Re: parks - We had a resident that had passed away on Lindgren Lane and others had asked if they could put in a memorial bench, picnic table, or tree?

Spencer – Since we don't know what we are going to do with that City land, so something that would be able to relocate (bench or table) would be best.

10. Open/Misc. -

11. Adjourn.

Motion by Spencer, second by McCoy to adjourn the meeting at 7:41pm.

Respectfully Submitted,
Linda Johnson / Recording Secretary

Date: October 5th, 2022

To: Public Safety Commissioners
City of Independence Council Members
City of Maple Plain Council Members

From: Director Gary Kroells

SUBJECT: SEPTEMBER 2022 ACTIVITY REPORT



The purpose of this report is to give the reader a quick overview of the activities of the Public Safety Department each month. It also compares monthly and year-to-date information to the reader.

The report is broken down into five categories, as defined by the Criminal Justice Reporting System.

CRIMINAL-- Criminal is broken down into Part I and Part II crimes.

Part I includes crimes against persons versus crimes against property; criminal homicide, forcible rape, robbery assault, aggravated assault, burglary -breaking or entering, larceny-theft, larceny analysis, motor vehicle theft and arson.

Part II includes other assaults, forgery and counterfeiting, fraud, embezzlement, stolen property, buying, receiving, possession; vandalism, weapons, carrying, possessing, etc.; prostitution and commercialized vice, sex offenses; drug abuse violations, gambling, offenses against the family and children, driving under the influence, liquor laws, drunkenness, disorderly conduct, vagrancy, all other offenses, suspicion, curfew and loitering laws - persons under 18; and runaways - persons under 18.

TRAFFIC-- Includes violations of the road and driving laws.

PART III-- Lost and Found: Includes lost and found persons, animals, and property, and stalled and abandoned vehicles.

PART IV-- Casualties: Includes all motor vehicle accidents, boating, and snowmobile; public home occupational accidents, fires, suicides, sudden deaths, burning permits, and burning violations.

PART V-- Miscellaneous Public: Includes open doors, gun permit applications, suspicious activities, animal complaints, motorist assists, alarm calls, parking complaints, house checks, driving complaints, civil matters, family disputes, department assists.

The balance of the report shows the total number of incidents handled, miles driven and how the Public Safety Department received calls. If anyone should desire more detailed statistical data, please contact my office.

Monthly Activity Report

September 2022

Offense	This Month	Same Month Last Year		This Year To Date		Last Year To Date
City Of Independence						
Criminal	9	4		55		71
Traffic	89	149		819		964
Part III	3	6		36		57
Part IV	45	44		292		286
Part V	109	121		1,062		1,102
Total City of Independence	255	324		2,264		2,480
City Of Maple Plain						
Criminal	2	2		39		68
Traffic	28	35		218		297
Part III	1	3		15		25
Part IV	30	28		195		197
Part V	40	48		462		510
Total City Of Maple Plain	101	116		929		1,097
Grand Total Both Cities	356	440		3,193		3,577
TZD	19	8		135		54
Agency Assists	33	23		230		109
Total ICR Reports	389	471		3,558		3,740
How Received						
Fax	9	16		61		116
In Person	15	10		127		173
Mail	0	1		9		21
Other	0	4		12		13
Phone	25	30		286		317
Radio	159	166		1,418		1,459
Visual	140	206		1,210		1,383
Email	10	15		178		225
Lobby Walk In	31	23		229		33
Total	389	471		3,530		3,740

September 2022 Part I & II**City of Maple Plain #'s 1 & 2**

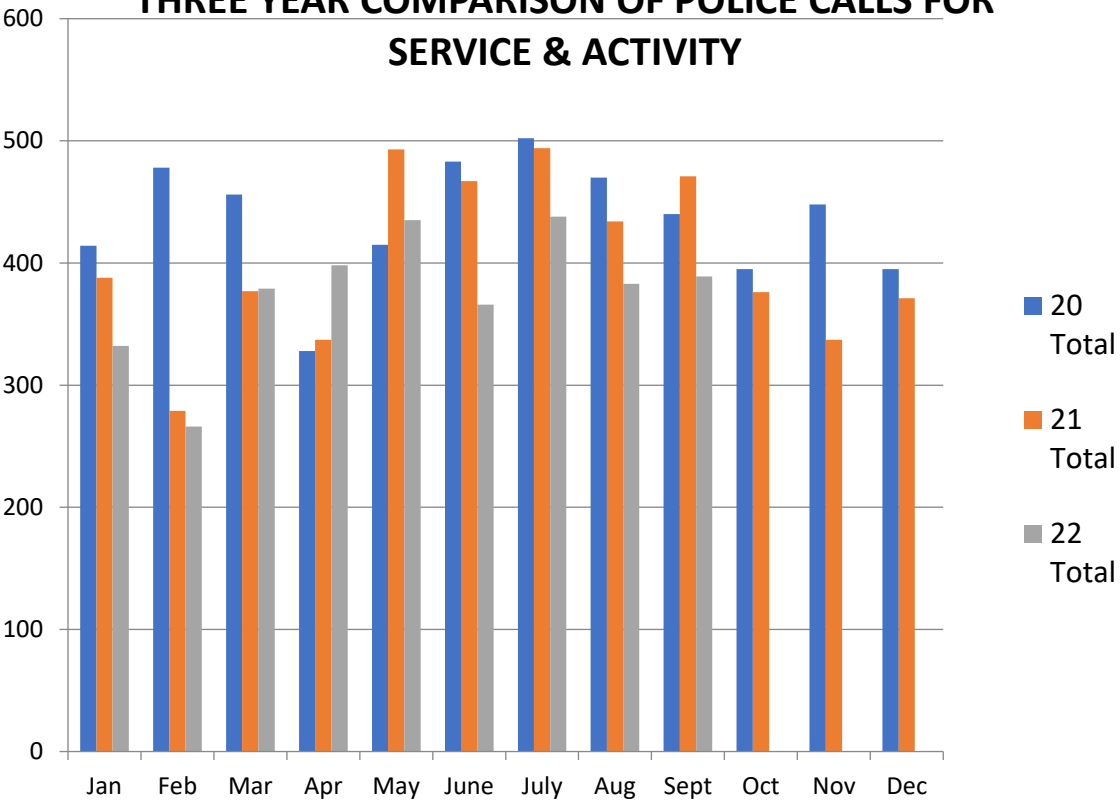
AGN	ICR	Title	Create Date	Grid #	Committed Date	MOC range	UCR Part
WHPS	22003195	Theft Report – Stolen Vehicle	2022-09-06	01	2022-09-06	VA071	1
WHPS	22003287	Domestic Arrest	2022-09-13	02	2022-09-13	AL552	2

September 2022 Part I & II**City of Independence Grid #'s 3-5**

WHPS	22003176	Theft Report	2022-09-05	03	2022-09-05	TR999	1
WHPS	22003256	Traffic/Complain/DWI	2022-09-11	03	2022-09-11	JGW01	2
WHPS	22003281	Narcotics Complaint	2022-09-13	04	2022-09-13	M5506	2
WHPS	22003292	Theft Report	2022-09-14	03	2022-09-14	P3110	2
WHPS	22003310	Forgery Report	2022-09-15	03	2022-09-15	U273C	2
WHPS	22003345	Litter/Dumping	2022-09-19	04	2022-09-19	P3600	2
WHPS	22003358	ID Theft	2022-09-20	03	2022-09-20	U0730	2
WHPS	22003442	Damage Prop/Rpt	2022-09-26	03	2022-09-26	P3110	2

WHPS	22003445	Damage Prop/Rpt	2022-09-26	03	2022-09-26	P3110	2
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**THREE YEAR COMPARISON OF POLICE CALLS FOR
SERVICE & ACTIVITY**



DIRECTOR'S NEWS & NOTES

WEST HENNEPIN PUBLIC SAFETY

September 2022 Activity Report

Year to Date Activity Report

At the end September 30, 2022, West Hennepin Public Safety (WHPS) handled year-to-date a total of 3,558 incident complaints: For the month of September; 255 incidents occurred in the City of Independence and 101 in the City of Maple Plain.

The Criminal Part I and Part II cases for both cities have been highlighted for your review on the attached documents.

Recent Highlighted Cases:

Signal Problem

September 1

5300 block of Highway 12, Maple Plain. Officer observed multiple pilons and traffic barrels that were struck and out of place for the detour around the construction. Officer replaced and restaged the pilons and barrels to correctly follow the detour.

Fire Alarm

September 2

6100 block of Wood Hill Lane, Independence. Officer and MPFD were dispatched to a residential fire alarm. Officer and MPFD arrived and observed a light haze of smoke. It was determined to be a small electrical fire from an air exchange machine. MPFD ensured there was no further fire risk present.

Smoke

September 2

2000 block of Budd Street, Independence. Officer was dispatched to a residence for the smell of a burning candle or plastic in a garage. Officer and MPFD responded and observed some burnt paper and plastic near a work bench. No other fire hazard.

Open Bottle

September 2

200 block of County Road 92, Independence. Officer observed a vehicle driving 50 in a 30 mile per hour zone. Officer discovered the driver's license was revoked and the passenger had an open bottle on the center console. Both parties cited for the violations.

Medical
September 2

4800 block of Gateway Blvd, Maple Plain. Officer was dispatched to a party that fell and was bleeding from the head. Officer arrived on scene with MPFD and North Memorial Paramedics. It appeared the patient had fallen when trying to get out of bed. Patient was transported to the hospital.

Stolen License Plates
September 2

5200 block of Bryantwood Drive, Maple Plain. Officer was dispatched to contact the owner of a vehicle whose license plates were found in someone else's vehicle. Upon arrival, Officer made contact with the owner of the license plates and learned they had been stolen but not yet reported stolen.

Fall
September 3

Intersection of Luce Line Trail and Ingerson Road North, Independence. Officer was dispatched to a party who fell off a bike and went down into the ditch. Officer responded with North Memorial Paramedics and MPFD. The patient was located a mile east on the Luce Line Trail. North Memorial transported the patient to the hospital.

Verbal Domestic
September 4

7300 block of Highway 12, Independence. Officer observed a male walking along Highway 12 in the road closed section. Officer made contact with the male who advised he and his girlfriend got into an argument. He advised he wanted space. The male was transported to Coborns in Delano to wait for his sister to get off work.

Motorist Assist
September 4

6000 block of Highway 12, Independence. Officer was on routine patrol in the area and observed a stalled vehicle. Officer made contact with the driver who advised she ran out of gas and didn't have any money or a phone. Officer provided the driver fuel.

Sign Theft
September 4

2200 block of South Lake Shore Drive, Independence. Officers took reports for signs that were stolen from resident's lawns. No surveillance video or suspect information.

Suspicious Activity

September 4

700 block of Copeland Road, Independence. Officer observed people standing outside of a car at a closed business with frequent damage to property. Officer identified the driver and learned the group was trying to see the aurora lights. Officer saw no harm and cleared.

Pursuit

September 5

Intersection of County Road 92 and County Road 6, Independence. Officer was conducting traffic enforcement in the area and observed a vehicle was driving 55 miles per hour in a posted 30 mile per hour zone. Officer activated emergency lights and sirens to conduct a traffic stop and the vehicle continued to drive and took off at a high rate of speed and ultimately, initiated a pursuit. The vehicle reached speeds over 100 miles per hour in the area of Halgren Road. Officer lost visual of the vehicle and terminated the pursuit. The vehicle appeared to be brand new with chalk markings on the windows and no license plate. Case under investigation.

Overdose

September 5

4400 block of Eagle Ridge Court, Independence. Officer was dispatched to a patient who had been heavily drinking and took valium. Officer arrived on scene with LFD and took the patient's vitals, which appeared to be good. The patient came to and was awake and coherent and refused further medical treatment.

After Hours

September 5

1500 block of Rainbow Avenue, Maple Plain. Officer was on routine patrol in the area and observed a vehicle in the park after hours. Officer made contact with the party who advised she was letting her dogs run around and she would leave.

Welfare Check

September 6

4800 block of Gateway Boulevard, Maple Plain. Officer was dispatched to a welfare check after an elderly woman called dispatch and stated she couldn't get ahold of staff or family members. The elderly woman has a history of health conditions. Officer asked if she wanted to be seen by North Memorial Paramedics. Patient declined further services.

Medical
September 6

4800 block of Gateway Boulevard, Maple Plain. Officer was dispatched to a report of a male with high blood pressure, who was sweating. Officer arrived on scene with MPFD and began tending to the patient. North Memorial Paramedics arrived and transported the patient to the hospital.

Medical
September 7

5200 block of Bryantwood Drive, Maple Plain. Officer responded to a medical where the patient had a seizure, fell and was having back and lung pain. Upon arrival, the patient was having difficulty speaking. Officer and MPFD assessed the patient who was then transported to the hospital by North Memorial Paramedics.

Disturbance
September 7

6100 block of Wood Hill Lane, Independence. Officer was dispatched to individuals outside yelling. Upon arrival, Officer observed one party yelling at another party who was in a vehicle. Parties were separated and Officer determined no crime had occurred.

Medical
September 7

2200 block of County Road 90, Independence. Officer was dispatched to a patient that has not eaten and was weak. Officer observed the patient who appeared intoxicated and blew a .390 BAC. Officer determined the patient could not take care of herself and was put on a health evaluation hold and transported to the hospital.

Animal Complaint
September 7

Intersection of Howard Avenue and Main Street, Maple Plain. Officer was dispatched to a loose dog in the area. Officer attempted to catch the dog, but it kept running away. The dog eventually led Officer back to its home where the animal owner was warned for a dog at large violation.

Disturbance
September 8

1800 block of Newport Street, Maple Plain. Officer was dispatched to a welfare check. The caller called 911 and told dispatch she was looking for a ride to the airport due to being intoxicated from the night prior. Officer advised she would have to call a cab to get to the airport.

Suspicious Activity

September 8

Intersection of County Road 110 and Luce Line Trail, Independence. Officer was dispatched to two parties who entered the back of a van and placed window coverings over the windows. Officer attempted to make contact with the individuals but was unsuccessful.

Crash

September 8

7800 block of County Road 6, Independence. Officer was dispatched to a single vehicle crash involving a motorcycle. Driver stated traffic stopped abruptly in front of him, causing him to brake quickly, then tipping his motorcycle over on its side. Driver refused ambulance.

Medical

September 8

4800 block of Gateway Boulevard, Maple Plain. Officer was dispatched to a male suffering chest pain. MPFD and North Memorial Paramedics arrived and began obtaining vitals. Vital showed the patient was hypertensive. Patient was transported to the hospital.

Crime Prevention

September 9

4800 block of Drake Street, Maple Plain. Officer was on routine patrol in the area and observed an open garage door. Officer approached the garage and observed a vehicle with its window rolled down. Officer left a crime prevention report on the vehicle reminding homeowner to secure their residence at night.

Allergic Reaction

September 9

1000 block of County Road 83, Independence. Officer was dispatched to a report of an allergic reaction to medication, causing her tongue to swell. Patient called into the hospital directly. The patient refused ambulance and decided she would just drive to the hospital herself.

Disturbance

September 9

5200 block of Main Street, Maple Plain. Officer was dispatched to two people arguing. Officer made contact with the individuals and determined it was a verbal argument only and nothing physical occurred. Officer transported both subjects back to their residence.

Shots Heard
September 10

2500 block of Geggen Tine Road, Independence. Officer was dispatched to a report of a shooting complaint. Officer arrived and observed people shooting trap on their property within 500 feet of an occupied dwelling. Officer issued verbal warning for the violation and advised the group to move to the far side of the property.

Disturbance
September 10

4800 block of Highway 12, Maple Plain. Officer was dispatched to a possible assault. The reporting party told dispatch he was being assaulted. Witnesses stated the reporting party left on foot after being escorted out by the property owner. Officer attempted to locate the reporting party but were unsuccessful.

DWI
September 11

Intersection of County Road 90 and Waldmar Way, Independence. Officer was dispatched to a driving complaint where a vehicle was swerving, had struck road barriers, and nearly drove off the road. Officer caught up to the suspect vehicle and observed the same driving conduct. Officer ultimately arrested the driver, Sharon Eileen Maloney (56) for DWI. Driver was released to a responsible party pending charges.

Domestic Arrest
September 13

5300 block of Highway 12, Maple Plain. Officer was dispatched to check the welfare of a male party walking in the middle of Highway 12. Upon arrival, Officer observed blood running down his face with a laceration above his eye. It was determined the male's girlfriend, Anastasia Marie Bacon (21) threw a television remote at his head, causing his injuries. Officers made contact with the suspect and arrested her for Domestic Assault. She was booked and transported to Hennepin County Adult Detention Center.

Theft
September 14

6300 block of County Road 6, Independence. Officer was dispatched to a theft report. The victim provided clear surveillance video where the suspect can be seen getting out of his vehicle and taking the cashbox where flowers were being sold near the road. Case is under investigation.

Nosie Complaint
September 15

1600 block of Delano Avenue, Maple Plain. Officer was dispatched to a noise complaint. The reporting party stated someone was driving a backhoe and the backup alarm was going off. Officer arrived on scene and the driver apologized for moving it so late at night.

Crime Prevention
September 15

5000 block of Independence Street, Maple Plain. Officer was on routine patrol in the area and found that there was an unlocked and open door to a shed nearby. Officer secured the door and left a crime prevention report in the door.

Shots Heard
September 16

5300 block of Main Street, Maple Plain. Officer was dispatched to shots heard in the area. Reporting party stated he heard two shots. Officer arrived in the area and did not hear or see anything. Officer attempted to call the reporting party but was unable to make contact.

Gas Odor
September 16

300 block of County Road 92, Independence. Officer was dispatched to a gas leak. Homeowner stated they were having siding put up and the workers hit and punctured a hole in their propane tank. Officer arrived and shut off the propane. MPFD checked the home for any readings of explosive gas. None were found.

Medical-Gunshot
September 16

5200 block of Bryantwood Drive, Maple Plain. Officer was dispatched to a patient who was bleeding. Reporting party was uncooperative with dispatch and stated they would transport the patient to the hospital themselves before hanging up. It was later determined the patient suffered an accidental gunshot wound to the hand. Patient was at the hospital getting treated. Case under investigation.

PD Crash
September 17

1900 block of County Road 90, Independence. Officer was dispatched to a property damage crash. It was determined one of the parties involved had a revoked license was not paying attention which caused her to rear-end another vehicle. Driver cited for failure to drive with due care and driving after revocation.

Utility Problem
September 17

1400 block of Halgren Road, Maple Plain. Officer was dispatched to a wire down. Officer arrived and met with the reporting party who advised a large tree took his service line off his house. MPFD arrived and assisted with contacting Xcel.

Welfare Check
September 18

5200 block of Manchester Drive, Maple Plain. Officer was dispatched to check the welfare of an individual who has not shown up for work. Officer made contact with the party at her residence and determined she was sick. Officer advised the party to notify her employer.

Crash
September 19

Intersection of County Road 90 and Main Street, Independence. Officer was dispatched to a rear-end crash in the area. Officer determined there were no injuries. Driver claimed he fell asleep, which caused him to rear-end the other vehicle. Driver was cited for failure to drive with due care.

Subject Stop
September 19

7500 block of County Road 6. Officer was on routine patrol in the area when he observed a female sitting in the grass on the side of the road. The female had two backpacks and stated her ex-husband kicked her out of the car. Officer gave her a ride to a gas station to wait for a ride.

Medical
September 19

4800 block of Gateway Boulevard, Maple Plain. Officer was dispatched to a patient that was bleeding from the head due to a fall. Upon arrival, the bleeding was controlled. North Memorial Paramedics arrived and transported the patient to the hospital.

Crash
September 20

Intersection of Highway 12 and County Road 90, Independence. Officer was dispatched to a semi that had rolled over. Upon arrival, the driver was conscious but had sustained injuries to his head. Neighboring agencies responded to assist with traffic and extracting the driver from the truck. Driver claimed the brakes on the semi locked up which caused the crash. North Memorial Paramedics arrived and transported the driver to the hospital. MPFD and MNDOT shut down eastbound Highway 12 to clear debris and investigate the crash site.

Crash

September 20

Intersection of County Road 90 and W Main Street, Independence. Officer was dispatched to a three-vehicle crash. Upon arrival, it was determined one driver cut in front of another, then backed into a third vehicle after the original crash occurred. All vehicles were towed. Driver cited for failure to yield.

Fall

September 23

4800 block of Gateway Boulevard, Maple Plain. Officer was dispatched to a fall with a possible head injury. Officer arrived on scene with MPFD. When the patient was speaking, he was unable to make complete sentences and was not making sense. Patient was transported to the hospital by North Memorial Paramedics.

Welfare Check

September 23

5200 block of Manchester Drive, Maple Plain. Officer was dispatched to a report of a possible suicidal female. It was determined partners got into an argument and one partner tried to strangle themselves with nylons then left the residence. An alert was put out on the vehicle for the suicidal ideations. A short time later, a different agency located the party and determined everything was fine.

Crash

September 24

Intersection of Highway 12 and County Road 92, Independence. Officer was dispatched to a property damage crash in the area. The driver went into the roundabout at 55 miles per hour. The driver struck the yield sign and the curb before stopping. Driver was cited for failure to drive with due care.

Verbal Domestic

September 24

5200 block of Bryantwood Drive, Maple Plain. Officer was dispatched to a verbal domestic. Reporting party could hear yelling and kids crying. Officer arrived on scene and made contact with a male party. The male stated he was arguing with his wife. The male party left to stay with a friend and both parties were advised to call if they needed anything further.

Gas Odor

September 28

1800 block of Newport Street, Maple Plain. Officer and MPFD were dispatched to a gas odor that was stronger than normal. Upon arrival, Officer observed a large flame burning under the boiler. Officer immediately shut the gas off and extinguished the fire. The building was evacuated, CenterPoint was notified, and a technician was contacted for maintenance.

Stalled Vehicle

September 29

Intersection of Highway 12 and Histman Lane, Independence. Officer was dispatched to a box truck in the ditch. Officer arrived on scene and determined the engine lights were flashing, so the driver pulled over too far and slid down into the ditch. Tow truck arrived on scene and pulled the vehicle out of the ditch.

117 contacts of citations, verbal and written warnings were issued for traffic and equipment.

City of Independence

Request for a Minor Subdivision to Allow a Lot Line Rearrangement for the Properties Located at 3810 and 3850 County Line Road

<i>To:</i>	City Council
<i>From:</i>	Mark Kaltsas, City Planner
<i>Meeting Date:</i>	November 1, 2022
<i>Applicant:</i>	Kelly Brouwer
<i>Owner:</i>	Al and Charlene Hatfield
<i>Location:</i>	3810 and 3850 County Line Road

Request:

Kelly Brouwer (Applicant) and Al and Charlene Hatfield (Owners) are requesting the following action for the properties located at 3810 and 3850 County Line Road (PID No's. 07-118- 24-22-0002 and 07-118-24-22-0006) in the City of Independence, MN:

- a. A minor subdivision to allow a lot line rearrangement that would reduce the acreage of 3810 and increase the acreage of 3850 County Line Road.

Property/Site Information:

The subject properties are located at 3810 and 3850 County Line Road. There is an existing home and several small sheds located on the 3810 property. There is a non-conforming detached accessory structure on the 3850 property. The 3850 property is primarily comprised of tillable acreage wooded areas and several wetlands. Both properties are accessed from County Line Road.

Property Information: 3850 County Line Road

Zoning: *Agriculture*

Comprehensive Plan: *Agriculture*

Acreage: (Before) 19.90 acres

(After) 31.47 acres

Property Information: 3850 County Line Road

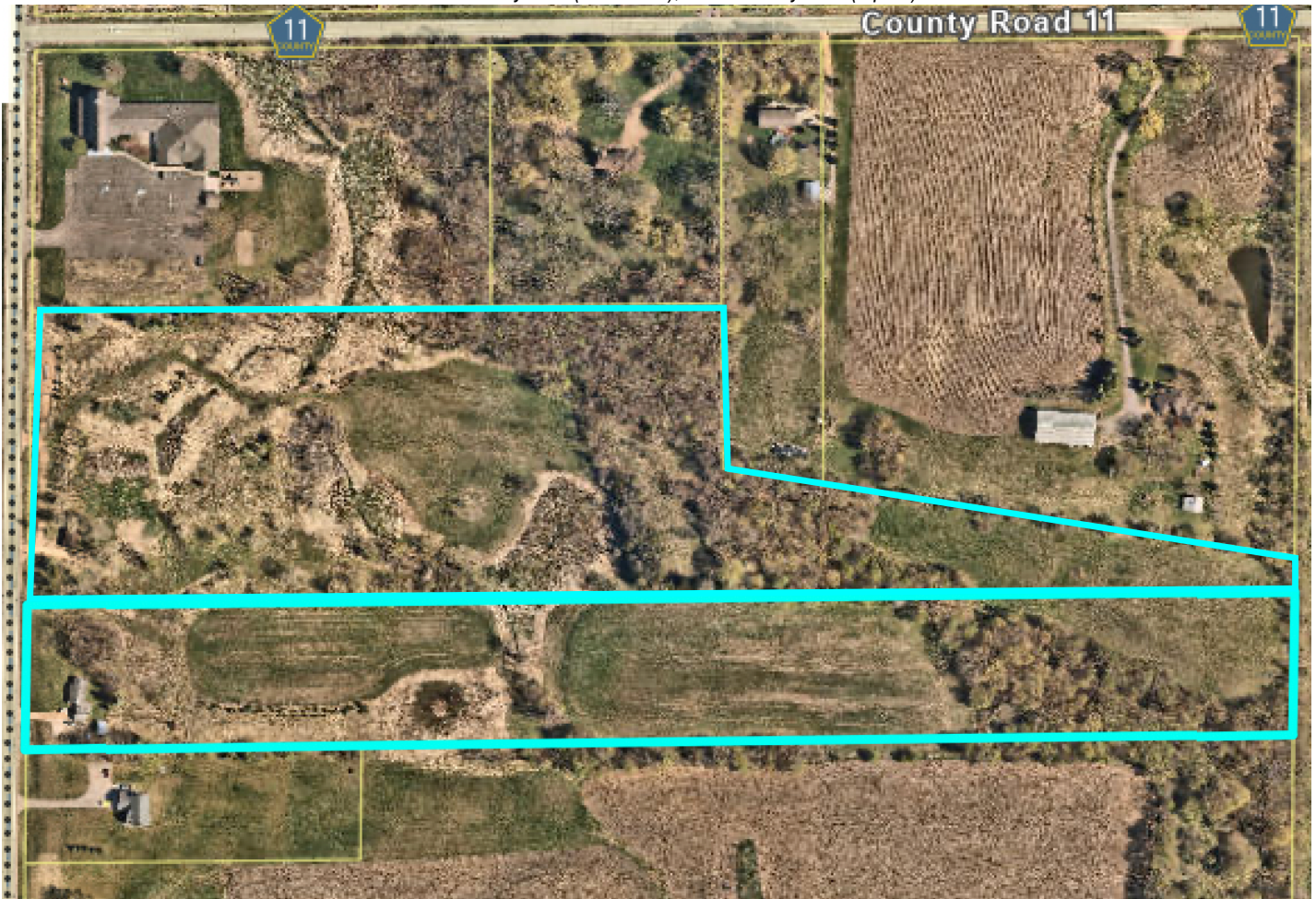
Zoning: *Agriculture*

Comprehensive Plan: *Agriculture*

Acreage: (Before) 14.33 acres

(After) 2.76 acres

3810 County Line (bottom lot), 3850 County Line (top lot)



Discussion:

The applicant approached the City about the possibility of adjusting the lot line between the two properties. In the existing condition, there are two 15 plus acre properties. The applicant is proposing to take a portion of the south property (3810 - ~11 acres and combine it with the north property 3850). This would reduce the south property to approximately 2.75 acres and increase the north property to ~31.50 acres. The City allows lot line rearrangements in the Agriculture zoning district.

Upon review of the existing properties, it was noted that there were several existing wetlands located on the subject properties. The ordinance allows a minimum lot size of 2.5 acres of buildable upland (excluding wetlands). As a result of the probable wetlands, the applicant completed a wetland delineation to verify buildable upland acreage.

There are several factors to consider relating to proposed minor subdivision as follows:

3810 County Line Road

- The applicant has completed and received approval of the wetland delineation. The proposed property has approximately .05 acres of wetlands. The applicant is proposing a minimum lot size

of 2.5 acres of buildable upland by accounting for the wetlands and County Line Road right of way (.05 acres – wetlands and .21 acres of right of way).

- The City will require drainage and utility easements around the property perimeter and around the wetlands and requisite wetland buffers.
- The property has 264 lineal feet of frontage in both the before and after conditions. The minimum frontage required for properties between 2.50 acres and 3.49 acres is 200 lineal feet. In the before condition, the property did not meet the minimum frontage requirements for a ~15.00-acre parcel and was considered to be a legal non-conforming property. In the after condition, the property would have more than the required minimum frontage.
- The applicant has provided a report verifying a secondary on-site septic system.
- There is an existing shed located on the west side of the existing house that meets applicable building setbacks and is less than the allowed square footage for detached accessory structures.
- The existing home meets all applicable building setbacks in the before and after conditions.

3850 County Line Road

- There is an existing detached accessory structure located on the subject property without a principal structure. This property is considered legal non-conforming. The proposed lot line rearrangement would not change the status of the property in the after condition.
- The applicant has provided a report verifying a primary and secondary on-site septic system.
- The City will require drainage and utility easements around the property perimeter and around the wetlands and requisite wetland buffers.
- No change in property access is proposed as a result of the lot line rearrangement. Any future access requests would be subject to the review and approval of Hennepin County.

The proposed minor subdivision to allow a lot line rearrangement brings 3810 into compliance with applicable frontage requirements and does not change the conformity of the 3850 County Line Road property. There do not appear to be any adverse impacts resulting from the proposed lot line rearrangement.

Neighbor Comments:

The property owner to the south of the subject property attended the public hearing and noted that they were concerned about changes to the property that would impact the existing drain tile that ran from her property to the north and west. Commissioners noted that the proposed subdivision to adjust the lot line would not in and of itself impact the drain tile and encouraged the property owner to reach out to the owners of the subject properties. Commissioners found that the criteria for approval of a minor subdivision were satisfied by the applicant and recommended approval to the City Council.

Planning Commission Discussion and Recommendation:

Planning Commissioners discussed the request and asked questions of staff and the applicant. Commissioners asked for clarification relating to the total acreage calculations and the 2.5 minimum acre requirement. Commissioners noted that

Recommendation:

The Planning Commission recommended approval for the requested minor subdivision to allow a lot line rearrangement with the following findings and conditions:

1. The proposed minor subdivision request meets all applicable conditions and restrictions stated in Chapter V, Section 500, Subdivisions and Chapter V, Section 510, Zoning, in the City of Independence Zoning Ordinance.
2. The applicant shall provide the revised exhibit and corresponding drainage and requisite utility easements around all property perimeters. In addition, the applicant shall provide drainage and utility easements around all wetlands and wetland buffers as prescribed in the approved wetland delineation.
3. The applicant shall pay for all costs associated with the City's review and recording of the requested minor subdivision.
4. The City Council Resolution shall be recorded with the County.

Attachments:

1. **RESOLUTION 22-1101-01**
2. Site Survey – Depicting both the Before and After Conditions



**CITY OF INDEPENDENCE
RESOLUTION NO. 22-1101-01**

**A RESOLUTION APPROVING A MINOR SUBDIVISION
TO ALLOW A LOT LINE REARRANGMENT FOR THE PROPERTIES
LOCATED AT 3810 AND 3850 COUNTY LINE ROAD**

WHEREAS, the City of Independence (the “City”) is a municipal corporation under the laws of Minnesota; and

WHEREAS, the City adopted a Comprehensive Plan in 2010 to guide the development of the community; and

WHEREAS, the City has adopted a Zoning and Subdivision Ordinance and other official controls to assist in implementing the Comprehensive Plan; and

WHEREAS, Kelly Brouwer (the “Applicant”) and Al and Charlene Hatfield (“Owners”) have submitted a request for a minor subdivision for the properties located at 3810 and 3850 County Line Road (PID No.s 07-118-24-22-0002 and 07-118-24-22-0006) in the City of Independence, MN; and

WHEREAS, the revised properties are legally described on **Exhibit A** attached hereto; and

WHEREAS, the properties are zoned AG-Agriculture; and

WHEREAS the requested minor subdivision meets all requirements, standards and specifications of the City of Independence subdivision and zoning ordinance for Rural Residential Property; and

WHEREAS the City held a public hearing on October 18, 2022, to review the application for a minor subdivision, following mailed and published noticed as required by law; and

WHEREAS, the City Council has reviewed all materials submitted by the Applicant; considered the oral and written testimony offered by the applicant and all interested parties; and has now concluded that the application is in compliance with all applicable standards and can be considered for approval.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MINNESOTA, that it should and hereby does approve the application by Al and Charlene Hatfield for a minor subdivision to allow a lot line rearrangement per the City’s subdivision and zoning regulations with the following conditions:

1. The proposed minor subdivision request meets all applicable conditions and restrictions stated in Chapter V, Section 500, Subdivisions and Chapter V, Section 510, Zoning, in the City of Independence Zoning Ordinance.
2. City Council approval of the minor subdivision is subject to the following:
 - a. The applicant shall provide the revised exhibit and corresponding drainage and requisite utility easements around all property perimeters. In addition, the applicant shall provide drainage and utility easements around all wetlands and wetland buffers as prescribed in the approved wetland delineation.
3. The Applicant shall pay for all costs associated with the City's review of the requested minor subdivision.
4. The Applicant shall record the subdivision and City Council Resolution with the county within six (6) months of approval.
5. The Applicant shall execute and record the requisite drainage and utility easements with the county within six (6) months of approval

This resolution was adopted by the City Council of the City of Independence on this 1st day of October 2022, by a vote of ____ ayes and ____ nays.

Marvin Johnson, Mayor

ATTEST:

Mark Kaltsas, City Administrator

EXHIBIT A
(Legal Description of Properties)

Proposed Tract A

The South 264 feet of the North Half of the Northwest Quarter of Section 7, Township 118, Range 24, Hennepin County, Minnesota, as measured at right angles to the south line of said North Half of the Northwest Quarter.

AND

That part of the Northwest Quarter of Section 7, Township 118, Range 24, Hennepin County, Minnesota, described as follows:

Commencing at the northeast corner of said Northwest Quarter; thence on an assumed bearing of South 1 degree 07 minutes 16 seconds West along the east line of said Northwest Quarter a distance of 991.50 feet to the point of beginning; thence North 80 degrees 34 minutes 31 seconds West a distance of 877.43 feet; thence North 80 degrees 49 minutes 06 seconds West to the intersection with a line bearing South 0 degrees 23 minutes 19 seconds West from a point on the north line of said Northwest Quarter, hereinafter referred to as Point "A", distant 1064.25 feet westerly from the northeast corner of the Northwest Quarter; thence North 0 degrees 23 minutes 19 seconds East to a point 512.47 feet southerly from said Point "A"; thence South 89 degrees 57 minutes 28 seconds West parallel with the north line of said Northwest Quarter a distance of 425.00 feet; thence North 0 degrees 23 minutes 19 seconds East a distance of 512.47 feet to the north line of said Northwest Quarter; thence South 89 degrees 57 minutes 28 seconds West along said north line a distance of 868.97 feet to the northwest corner of said Northwest Quarter; thence South 1 degree 22 minutes 52 seconds West along the west line of said Northwest Quarter a distance of 1054.09 feet to the north line of the south 264.00 feet of the North Half of said Northwest Quarter; thence North 89 degrees 58 minutes 50 seconds East along said north line of the south 264.00 feet of the North Half of the Northwest Quarter a distance of 2362.99 feet to the east line of said Northwest Quarter; thence North 1 degree 07 minutes 16 seconds East along said east line a distance of 63.42 feet to the point of beginning, except the north 512.47 feet thereof as measured at right angles to the north line of said Section 7, Township 118, Range 24, Hennepin County, Minnesota.

EXCEPT

The West 454.73 feet of the South 264.00 feet of the North Half of the Northwest Quarter of Section 7, Township 118, Range 24, Hennepin County, Minnesota, as measured at right angles to the west and south lines of said North Half of the Northwest Quarter.

Proposed Tract B

The West 454.73 feet of the South 264.00 feet of the North Half of the Northwest Quarter of Section 7, Township 118, Range 24, Hennepin County, Minnesota, as measured at right angles to the west and south lines of said North Half of the Northwest Quarter.



**CITY OF
INDEPENDENCE
MINNESOTA**

Applicant Information

Name: Kelly Brouwer
Address: 8997 County Road 13 SE
Delano, Minnesota 55328
Primary Phone: 763-442-2715
Email: kelly@SchoborgLand.com

Owner Information

Name: Al & Charlene Hatfield
Address: 3810 County Line Road
Independence, Minnesota
55328
Primary Phone: 763-442-2715
Email: kelly@Schoborgland.com

Property Address:

PID:

Planning Application Type: Subdivision

Subdivision Type: Lot Line Rearrangement

Description:

Supporting Documents: Site Survey (Proposed Conditions)

Signature:

Kelly Brouwer

Certificate of Survey

Prepared for: Al Hatfield

Legend

- Found Iron Monument
- Set Iron Monument (LS 48328)
- ⊙

Cast Iron Monument
- ⊠

Set Lath
- ⊕

Soil Boring
- ⊗

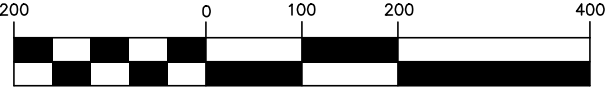
Existing Well
- ▨

Existing Structure
- Ⓢ

Septic Vent Pipe
- Ⓢ

Septic Tanks

SCALE



1 inch = 200 feet

Proposed Tract A
The South 264 feet of the North Half of the Northwest Quarter of Section 7, Township 118, Range 24, Hennepin County, Minnesota, as measured at right angles to the south line of said North Half of the Northwest Quarter.

AND

That part of the Northwest Quarter of Section 7, Township 118, Range 24, Hennepin County, Minnesota, described as follows:

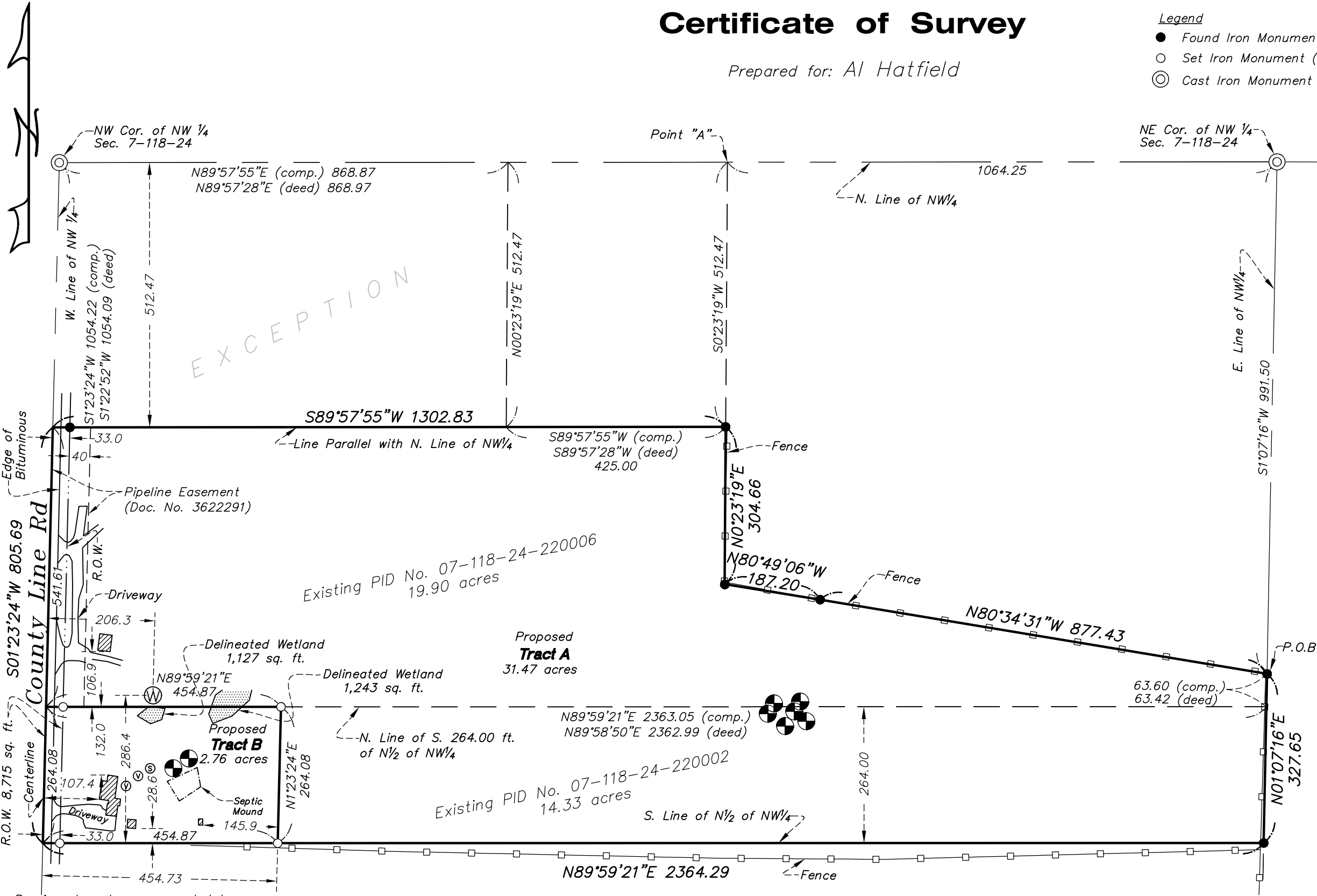
Commencing at the northeast corner of said Northwest Quarter; thence on an assumed bearing of South 1 degree 07 minutes 16 seconds West along the east line of said Northwest Quarter a distance of 991.50 feet to the point of beginning; thence North 80 degrees 34 minutes 31 seconds West a distance of 877.43 feet; thence North 80 degrees 49 minutes 06 seconds West to the intersection with a line bearing South 0 degrees 23 minutes 19 seconds West from a point on the north line of said Northwest Quarter, hereinafter referred to as Point "A", distant 1064.25 feet westerly from the northeast corner of the Northwest Quarter; thence North 0 degrees 23 minutes 19 seconds East to a point 512.47 feet southerly from said Point "A"; thence South 89 degrees 57 minutes 28 seconds West parallel with the north line of said Northwest Quarter a distance of 425.00 feet; thence North 0 degrees 23 minutes 19 seconds East a distance of 512.47 feet to the north line of said Northwest Quarter; thence South 89 degrees 57 minutes 28 seconds West along said north line a distance of 868.97 feet to the northwest corner of said Northwest Quarter; thence South 1 degree 22 minutes 52 seconds West along the west line of said Northwest Quarter a distance of 1054.09 feet to the north line of the south 264.00 feet of the North Half of said Northwest Quarter; thence North 89 degrees 58 minutes 50 seconds East along said north line of the south 264.00 feet of the North Half of the Northwest Quarter a distance of 2362.99 feet to the east line of said Northwest Quarter; thence North 1 degree 07 minutes 16 seconds East along said east line a distance of 63.42 feet to the point of beginning, except the north 512.47 feet thereof as measured at right angles to the north line of said Section 7, Township 118, Range 24, Hennepin County, Minnesota.

EXCEPT

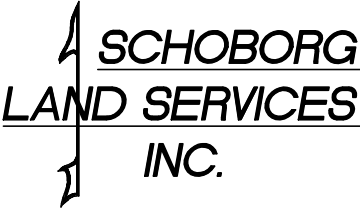
The West 454.73 feet of the South 264.00 feet of the North Half of the Northwest Quarter of Section 7, Township 118, Range 24, Hennepin County, Minnesota, as measured at right angles to the west and south lines of said North Half of the Northwest Quarter.

Proposed Tract B
The West 454.73 feet of the South 264.00 feet of the North Half of the Northwest Quarter of Section 7, Township 118, Range 24, Hennepin County, Minnesota, as measured at right angles to the west and south lines of said North Half of the Northwest Quarter.

EXCEPTION



Bearings based on assumed datum.



I hereby certify that this certificate of survey was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

Kelly L. Brouwer
Kelly L. Brouwer

Date: September 30, 2022 Registration No. 48328

Job Number:	8261
Book/Page:	LL
Survey Date:	11/1/16, 11/14/16, 6/9/21, 9/13/22, 9/20/22
Drawing Name:	hatfield.dwg
Drawn by:	DMS
Revisions:	6/10/21 (Tracts A & B)
	6/23/21 (Tracts A & B areas)
	9/13/22 (Tracts A & B areas, wetlands)
	9/30/22 (Tract B, soil borings, easement, septic tanks)

City of Independence

Election Cycle Ordinance Amendment

To: City Council
From: Mark Kaltsas, City Administrator
Meeting Date: November 1, 2022

Discussion:

City Council discussed this issue at its last meeting and recommended tabling the item to allow more time for public comment. Council discussed phasing in the date change but noted that this would prove difficult and lengthy as you would have to temporarily adjust Mayor and Council Member terms (from 4 to 3 years), hold multiple elections, and then switch terms back (from 3 to 4 years) in order to align with even year elections. There are other scenarios that could also be considered relating to term limits but would be similarly confusing. The example process would take 6 years to complete and would require that the City continue to hold annual elections For example:

2023 Election: Mayor and Two Council Members – switch to 3- year term (to 2026)
2024 Election: National Election
2025 Election: Two Council Members – switch to 3-year term (to 2028)
2026 Election: Mayor and Two Council Members – switch to 4- year term (to 2030)
2027 – No Election
2028 Election: Two Council Members – switch to 4- year term (to 2032)

City Council has held several discussions relating to the current election year cycle for municipal elections. The City has noted that there are several known issues relating to holding local elections in odd years. The following has been noted by the City:

- Low voter turnout: the City has discussed whether or not the current local election schedule best serves the City’s residents. The City has reviewed the last 20 years of voter turnout for local elections and noted that voter turnout is approximately 20% (off all registered voters) as compared to voter turnout during even year elections which is close to 80%. The City has 2,815 registered voters and consistently see more than 2,000 vote during even year elections. The City Council noted that increasing voter turnout would promote more public engagement in local decision making (sample of recent election turnout below).

○ 2021 Election	755 voters (27%)
○ 2020 Election	2,200 voters (78%)
○ 2019 Election	545 voters (19%)

- 2018 Election 2,173 voters (77%)
- Off the four-school district represented in Independence, all but one have recently switched to even year elections. Adjusting the City's election schedule would align with school district voting schedules. It should be noted that if Mound Westonka had an odd year election, the City would not be responsible for hosting the election.

EVEN YEARS

- Orono/#278
- Rockford/#883
- Delano/#879 – can also be on ODD depending on levy needs, etc.

ODD YEARS

- Mound Westonka/#277
- The cost of hosting an election: the City is continually looking at how to provide efficient and cost-effective government. An average election costs approximately \$10,000-\$15,000 depending on a variety of factors. This estimate of cost includes staff hours that are often difficult to account for due to the increasing complexity, documentation, and expansion of the voting system. Removing odd year elections would reduce costs and increase available staff time for City residents.

Council Direction:

The City Council has discussed this issue several times over the course of the last year and noted that there is not an “ideal” time to make a change to the local election schedule. The Council has the ability to amend the City's ordinance and subsequent election schedule. Adoption of an amendment would cause for a shift in the current Council Member terms by aligning with the new election date (i.e., 2023 election shifts to 2024).

City Council can consider adoption of **ORDINANCE No. 2022-07** attached to this report.

Attachments: ***ORDINANCE No. 2022-07***



RESOLUTION OF THE
CITY OF INDEPENDENCE
HENNEPIN COUNTY, MINNESOTA

ORDINANCE NO. 2022-07

**AN ORDINANCE AMENDING THE CITY OF INDEPENDENCE
CITY CODE, CHAPTER II, ELECTIONS, SECTION 210.01, WHEN HELD IN ORDER
TO ALIGN WITH STATE, LOCAL AND SCHOOL DISTRICT ELECTION
SCHEDULES**

THE CITY OF INDEPENDENCE, MINNESOTA DOES ORDAIN:

Section 1. The City of Independence City Code Chapter II, Section 210.01 be amended to as follows:

SECTION 210 ELECTIONS

210.01. When held.

The regular city election shall be held biennially on the first Tuesday after the first Monday in November in every ~~odd~~even-numbered year.

Section 2. Effective date. This ordinance shall be and is hereby declared to be in full force and effect after its passage and publication according to law.

Adopted this 1st day of November 2022.

Marvin Johnson, Mayor

ATTEST:

Mark Kaltsas, City Administrator