



CITY COUNCIL MEETING AGENDA
TUESDAY AUGUST 19, 2025

CITY COUNCIL MEETING TIME: 6:30 PM

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 July 15, 2025, Regular City Council Meeting.
 - b. Approval of Accounts Payable (Batch #1; Checks Numbered 23853-23873 and Batch #2, Checks Numbered 23874-23883).
 - c. Large Assembly Permit: Twin City Polo Club – Private Wedding – August 30, 2025.
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 Matthew DuRose: Presentation of the July 2025 Activity Report.
8. Lake Independence - Ordinance No. 915.19 Slow no wake zone on Lake Independence.
 - a. The City Council will discuss a possible ordinance amendment to change or add provisions to the current slow no wake zone ordinance for Lake Independence. Changes that may be considered include establishing a shoreland setback or buffer zone for certain types of watercrafts. Please note that no formal action is proposed to occur at this meeting.
9. Cardinal Way – Mill and Overlay Project.
 - a. Consider approval of the proposal from GMH Asphalt Corporation to Mill and Overlay Cardinal Way. The City received funding from Hennepin County to complete this project as a part of the County Road 92 Jurisdictional Transfer.
10. Open/Misc.
11. Adjourn.

MINUTES OF A REGULAR MEETING OF
THE INDEPENDENCE CITY COUNCIL
TUESDAY, AUGUST 5, 2025 – 5:00 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 Spencer at 5:00 p.m.

2. PLEDGE OF ALLEGIANCE.

Mayor Spencer led the group in the Pledge of Allegiance.

3. ROLL CALL

PRESENT: Spencer, McCoy, Betts, Fisher, Grotting

ABSENT: None

STAFF: City Administrator Kaltsas, Administrative Services Director Simon,
Public Works Supervisor Ben Lehman

VISITORS: Scott Kirchner

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 July 15, 2025, Regular City Council Meeting.
- b. Approval of Accounts Payable; (Batch #1 - Checks No. 23817-23826, Batch #2 - Checks No. 23827-23836 and Batch #3 - Checks No. 23837-23852).
- c. Approval of a Solicitor Application for Food Truck to be Located in the Parking Lot at Westpoint Church Located at 9090 Highway 12.
- d. 2nd Quarter Building Permit Report – For Council Information Only.

Motion by Betts, seconded by Fisher to approve the Consent Agenda. Ayes: Spencer, McCoy, Betts, Grotting and Fisher. 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.

Fisher attended the following meetings:

- Groundbreaking ceremony of car condos
- Delano Sportsman Trap Shooting

- Workshop
- Personnel Committee Meeting

Betts attended the following meetings:

- Workshop

McCoy attended the following meetings:

- Public Safety Commission
- Ground Breaking Ceremony of Car Condos
- Loretto Fire Quarterly Meeting
- Workshop

Grotting attended the following meetings:

- Planning Commission

Spencer attended the following meetings:

- Planning Commission
- Meeting with Joe Baker (PSCWMC) & Scott Beaupre (Lake Sarah Assoc.)
- Pioneer Sarah Creek Watershed Commission Meeting
- Meeting with MP Councilmember DeLuca (Fire Dept. Update)
- WHPS Commission Meeting
- West Suburban Fire Dist. Quarterly Meeting
- McGarry's Fundraiser Photo Op
- Delano Trap Shooting – Multi City Event
- Eagle Scout Board or Review for Keegan Flansburg
- Workshop
- Personnel Committee Meeting
- Cody Thompson (WHPS) last day lunch
- Tour De Tonka Delano Rest Stop Volunteer
- Delano Honors the Blue

Kaltsas attended the following meetings:

- MP City Council Workshop on Fire Merger

Simon attended the following meetings:

- Planning
- Workshop
- Groundbreaking Ceremony of Gargage Condos

7. Sean Keating (Applicant/Owner) requests that the City consider the following action for the Properties located at 1875 Highsted Dr., Independence, MN (PID No.s 20-118-24-42-0002 and 20-118-24-42-0001):

- a. **RESOLUTION No. 25-0805-01** – Considering a minor subdivision to allow a lot line rearrangement to realign the existing property line that separates the two properties. The proposed lot line rearrangement would shift the boundary away from the existing house and to the east which would bring the existing house into conformance with applicable building setbacks.

Mayor Spencer introduced the item as a request from Sean Keating for the city to consider a minor subdivision and a lot line rearrangement at 1875 Highstead Drive. He asked Mark Kaltsas to introduce the item.

Kaltsas explained that this item was coming before the council after being considered at the planning commission. The applicant, Sean, approached the city about the possibility of subdividing this property. "We call it a subdivision, but it's really a minor subdivision to allow a lot line rearrangement," Kaltsas clarified. He noted that "the current lot lines go actually through a corner of the house. It's always been a unique and kind of different lot, although it is what we would consider lawful or legal nonconforming. Both lots are legal nonconforming in their current arrangement."

Kaltsas explained that a minor subdivision to do a lot line rearrangement "seems to make a lot of sense." The property is zoned agriculture and guided agriculture by the city's comprehensive plan. In the before condition, the large lot was 29.05 acres, and the small property was 10.42 acres. In the after condition, they would be really the same sizes, just being reconfigured. The larger parcel, tract B on the map, would be 29.46 acres, and the small lot would be 10 acres in its entirety.

He detailed that the applicant was proposing to "take and just turn the smaller lot to more of a north south axis so that the proposed track B and the existing house on the property can meet all applicable setbacks, plus have a frontage access on Highstead Drive." Kaltsas felt all of that made sense to bring tract B into conformance so that it would become a lawful conforming lot. The smaller tract A parcel "sets itself up well that if the applicant and owner ever does decide to sell that, that lot can act on its own and then also be a lot that could meet all applicable requirements."

Kaltsas reported that the planning commissioners discussed it, thought it was very clear, and "kind of a clean application." They liked that this would bring the properties into conformance and clean up a unique condition that "we're not sure how came to be." They recommended approval to the city council. There were no comments made at the public hearing.

Mayor Spencer asked if anyone had any questions for Mark, and if the applicant was present. Kaltsas replied no, explaining that the applicant "did actually write in, and he said he wasn't going to be here tonight. He asked if that was going to be an issue. I said yours looked pretty good. So probably not. And he said that everything looked like he had intended it to be."

Mayor Spencer commented, "It's just one of those things that just kind of makes sense. I don't know where it came from, to be honest. It was an interesting prior division." When he asked how long it had been that way, Kaltsas responded, "As far back as Kings owned it and built their house. So, I don't know what or how that got done, but that's what it was." There was some discussion about whether it followed section lines, with Kaltsas confirming it was part of a section line but noting the configuration was still unique.

After confirming there were no other questions:

Motion by McCoy, seconded by Grotting to approve Resolution 25-0805-01 for a minor

subd. to allow a lot line rearrangement. Ayes: Spencer, McCoy, Betts, Grotting and Fisher. Nays: None. Absent: None. Abstain. None. MOTION DECLARED CARRIED. 5-0

8. Scott Kirchner (Applicant/Owner) requests that the City consider the following action for the Property located at 6551 County Road 6, Independence, MN (PID No. 34-118-24-12-0001):

- a. **RESOLUTION No. 25-0805-02** – Considering a minor subdivision to allow a rural view lot subdivision. The proposed rural view lot would be 10 acres and located on the south side of County Road 6 along the east property line.

The council examined Scott Kirchner's request for a minor subdivision to create a 10-acre rural view lot on the south side of County Road 6 at 6551 County Rd. 6, Independence, MN. Mark Kaltsas offered a detailed presentation on the proposal, emphasizing the current zoning of the property as agriculture and its adherence to local ordinances. The existing 71.18-acre property would be subdivided, resulting in a 10-acre lot and a remainder of 61.18 acres.

Mark Kaltsas noted that the proposed 10-acre parcel would feature a substantial frontage of nearly 900 lineal feet, exceeding the minimum requirement for rural view lot subdivisions. He explained that the planning commission had previously discussed whether a second rural view lot could potentially be subdivided in the future, highlighting considerations about the nominal 40-acre basis for such subdivisions.

Council members discussed the strategic implications of the property division, recognizing the applicant's current intent to proceed with only one subdivision to facilitate the construction of a new home. The discussion acknowledged the applicant's potential interest in future subdivisions, although current plans do not include additional actions. The council ultimately appreciated the thoroughness of the proposal and its compliance with the city's guidelines.

The applicant, Scott Kirchner, expressed his intent to possibly consider further subdivision opportunities in the future, should the need arise. He affirmed that the current application was primarily driven by immediate plans for personal development. The council responded positively, encouraging open dialogue about strategic planning for further development opportunities.

Motion by Grotting, seconded by Betts to approve Resolution 25-0805-02 for a 10-acre rural view lot subdivision. Ayes: Spencer, McCoy, Betts, Grotting and Fisher. Nays: None. Absent: None. Abstain. None. MOTION DECLARED CARRIED. 5-0

9. Consider the Revocation of a Conditional Use Permit as Requested by the Property Owner for the Property Located at 7104 Pioneer Creek Drive.

- a. **RESOLUTION No. 25-0805-03** – Considering revocation of the Conditional Use Permit which granted approval of an Accessory Dwelling Unit (ADU) on the Property Located at 7104 Pioneer Creek Drive.

The council approved the request to revoke a previously granted Conditional Use Permit (CUP) for an Accessory Dwelling Unit (ADU) at 7104 Pioneer Creek Drive, following a change of plans for the property. The decision followed the landowner's request to repeal the CUP since the new plans did not include the ADU.

Motion by Spencer, seconded by Fisher to approve Resolution 25-0805-03 to revoke the CUP for an ADU at the owner's request. Ayes: Spencer, McCoy, Betts, Grotting and Fisher. Nays: None. Absent: None. Abstain. None. MOTION DECLARED CARRIED. 5-0

10. Consider Approval of the Personnel Committee Recommendations.

Council members engaged in a comprehensive discussion regarding the renewal and extension of Mark Kaltsas' contract. They considered his past contributions, noting that his performance is crucial to the city's achievements. The contract adjustments aimed to align his compensation with market standards while acknowledging his dual role as a contract administrator and planner. The revised terms include an automatic annual salary increase of 5%.

Additionally, the personnel committee evaluated the city's administrative services director. In recognition of her dedication and the recent attainment of her clerk certification following a three-year training program, Amber received a merit-based pay increase of \$2 per hour, effective immediately.

The council underscored the importance of transparency and fairness in rewarding staff efforts, agreeing that these contract changes reflect both market conditions and the high value placed on their contributions. They praised Mark and Amber for their outstanding work, which is integral to the effective functioning of the city.

Motion by McCoy, seconded by Betts to accept the personnel committee's recommendations. Ayes: Spencer, McCoy, Betts, Grotting and Fisher. Nays: None. Absent: None. Abstain. None. MOTION DECLARED CARRIED. 5-0

11. Open/Misc.

12. Adjourn.

Motion to adjourn the meeting was made by Councilmember Fisher, seconded by Councilmember Betts. The motion carried unanimously. 5-0

Meeting adjourned at 5:27pm pm.

Respectfully Submitted,
Amber Simon/ Recording Secretary



NON-CITY ASSEMBLY PERMIT APPLICATION

Fees & Definitions:

200+ Attendees (*Large Assembly) = \$100
100+ Attendees (*Medium Assembly) = \$25
50+ Attendees (Small Assembly) = \$25

*Medium & Large Assemblies require a \$500 WHPS deposit with application.
(Double fee for application received less than 45 business days prior to event).
NOTE: This application must be approved by Council at Council meeting.

Event Location: Twin City Polo Club - 6755 Turner Road, Maple Plain, MN 55359

Number of People: ~210 **Date:** August 30, 2025

Type: ☐ Residential ☐ Corporate ☐ Partnership ☐ Group or Association ☒ Other: Wedding

Event Holder's Name(s): Twin City Polo Club

Event Holder's Address: 6755 Turner Road, Maple Plain, MN 55359

Contact Person's Name: Anna Mazumdar

Email: anna@style-architectsweddings.com Phone #: (763) 229-3575

2nd Contact Person Name: David Smith

Email: David.maris.smith@outlook.com Phone #: (612) 227-7511

SECURITY PLANS:

This is a wedding with friends and family so we did not anticipate having security

Severe Weather Plans (in the event of): _____

We have a tent so if there is severe weather we will hold the event under the tent or shelter in the barn.

If there is extremely severe weather we will postpone / cancel the event.

SOUND PLANS

Amplification and Sound Control: We will have a mic and two speakers for the
Ceremony. We will have a band for the reception and they are bringing their own equipment.

Outdoor Music: ☒ Yes ☐ No **Starting Time:** 2:00 PM **Ending Time:** 11:00 PM

FOOD and CONCESSION PLANS

We have a catering company and a bartending company

Vendor's Name, Address, and License Number *(Copies of vendor license, insurance, and permits must be provided.)*

Fork and Flair – Caterer – 4301 Quebec Avenue N, Suite 5, Minneapolis, MN 55428 – (763) 230-7620

Steady Pour – Bartender – 2125 E Hennepin Avenue, Suite 205, Minneapolis, MN 55413 – (612) 224-9606

Phone/763-479-0527

1920 County Road 90

ASimon@ci.independence.mn.us

Fax/763-479-0528

Independence, MN 55359

www.ci.independence.mn.us

Vendor Work # _____ see above Vendor Cell # _____ see above

Serving Alcohol:

☒ Yes ☐ No

Selling Alcohol

☐ Yes ☒ No

(*If selling alcohol, contact the City for a Permit.)

Restroom Provisions: Quantity: Two bathrooms in clubhouse and rented 20' Biff trailer
Locations: _____

In the clubhouse and trailer immediately next to clubhouse and tent

LIGHTING

Type: hanging pendant lights Quantity 38

Location of lights: overhead lighting inside rented tent

\$1,000,000 Certificate of Liability Insurance-provide a copy: attached

PARKING PLANS: Please provide a site plan showing 1 parking space for each vehicle per 4 guests. If using adjacent property, written permission from property owners must be obtained.

August 8, 2025

Date



Applicant's Signature

Date

Applicant's Signature

Office Use Only

Application Received: 8 - 14 - 2025 Application Fee: \$ 200.00 Date Fee Paid: 8 - 15 - 2025

Received Date of \$1,000,000 Certificate of Liability Insurance: 8 - 14 - 2025

Date West Hennepin Public Safety was notified of event. 8 - 14 - 2025

City Official's Signature



West Hennepin Public Safety Official's Signature

Date

8 - 14 - 25

Date

Date Council Approved

Date: August 8th, 2025

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

From: Director Matt DuRose

SUBJECT: JULY 2025 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 crashes, 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

July 2025

Offense	This Month	Same Month Last Year		This Year To Date		Last Year To Date
City Of Independence						
Criminal	6	1		31		22
Traffic	109	79		750		518
Part III	2	17		40		55
Part IV	30	31		210		226
Part V	129	131		744		768
Total City of Independence	276	259		1,775		1,589
City Of Maple Plain						
Criminal	2	5		19		17
Traffic	53	20		324		150
Part III	2	4		25		29
Part IV	34	19		284		155
Part V	67	49		309		336
Total City Of Maple Plain	158	97		961		687
Grand Total Both Cities	434	356		2,736		2,276
TZD	37	45		185		183
Agency Assists	48	40		199		166
Total ICR Reports	519	441		3,120		2,625
How Received						
Fax	12	4		50		34
In Person	12	12		88		96
Mail	0	0		4		6
Other	0	0		5		3
Phone	10	27		129		167
Radio	205	174		1,135		1,067
Visual	236	164		1,431		939
Email	12	19		103		118
Lobby Walk In	32	41		175		195
Total	519	441		3,120		2,625

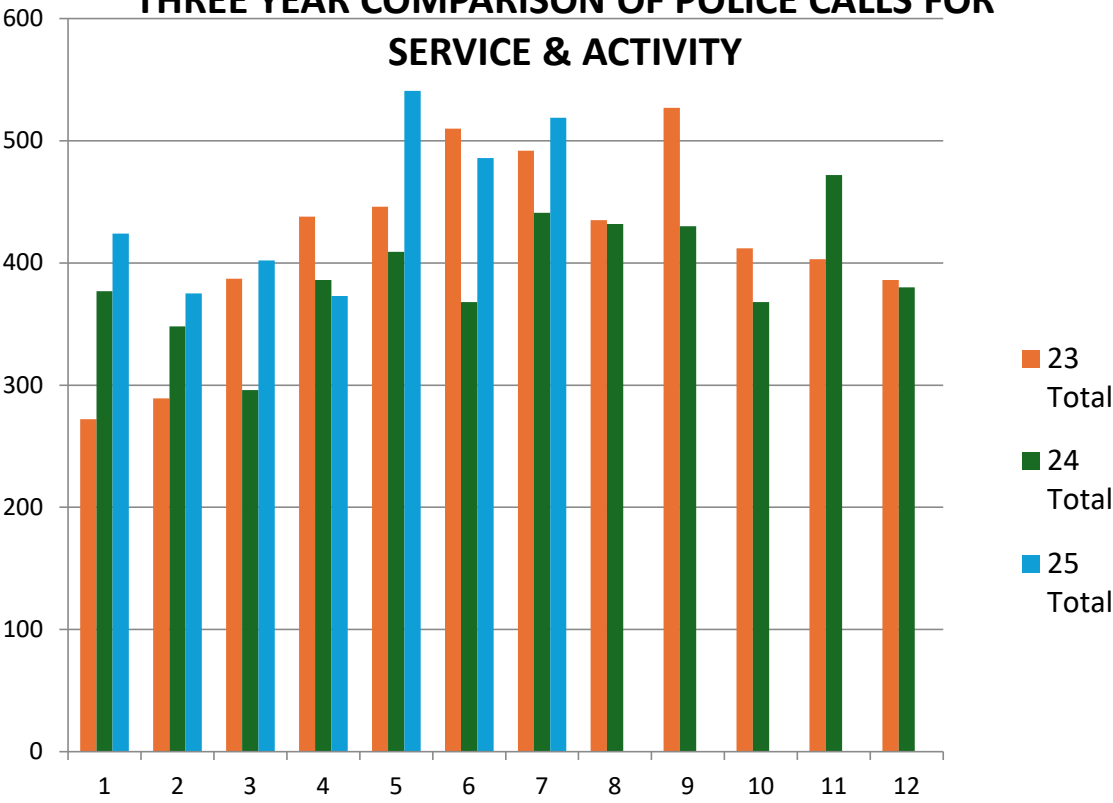
July 2025 Part I & II**City of Maple Plain Grid #'s 1 & 2**

AGN	ICR	Title	Create Date	Grid #	MOC range	UCR Part
WHPS	25002647	Theft – Aluminum Trailer	2025-07-02	01	TE159	1
WHPS	25002695	Domestic	2025-07-05	02	AL350	2

July 2025 Part I & II**City of Independence Grid #'s 3-5**

AGN	ICR	Title	Create Date	Grid #	MOC range	UCR Part
WHPS	25002642	2ns Degree DWI – Alcohol	2025-07-02	03	JE5J1	2
WHPS	25002748	Theft by Swindle	2025-07-09	03	U0063	2
WHPS	25002782	Crash – 4 th Degree DWI	2025-07-10	03	JGW03	2
WHPS	25002996	Traffic Complaint – DWI Arrest 3 rd Degree	2025-07-24	03	JFW01	2
WHPS	25003104	DWI – 4 th Degree	2025-07-30	03	JG501	2
WHPS	25003058	Theft/Rpt – Apples	2025-07-28	05	U2513	1

**THREE YEAR COMPARISON OF POLICE CALLS FOR
SERVICE & ACTIVITY**



DIRECTOR'S NEWS & NOTES

WEST HENNEPIN PUBLIC SAFETY July 2025 Activity Report

Year to Date Activity Report

At the end of July 2025, West Hennepin Public Safety (WHPS) handled year-to-date a total of 3,120 incident complaints. For the month of July; 276 incidents occurred in the City of Independence and 158 in the City of Maple Plain.

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

Traffic Complaint

July 1

5400 block of Joyce Street, Maple Plain. Multiple calls regarding kids on ATV's and Minibikes driving approximately 50-MPH through a residential neighborhood. Eventually, the officer on duty located two juvenile boys on ATVs. Neither juvenile had a driver's license and neither ATV had registration. Parents were contacted and told to pick their kids up and transport the ATV's home.

Arrest

July 2

Intersection of County Road 6 and Copeland Road, Independence. The officer was on routine patrol and observed a vehicle driving over the posted speed limit. The officer initiated a traffic stop and spoke to the driver who admitted to drinking the night prior. Field sobriety tests were conducted and showed indicators of impairment. Ultimately, the driver was arrested and transported to the police department where the evidentiary breath test indicated BAC of 0.20. The driver has two prior DWI convictions within 10 years. He was transported to Hennepin County Jail where he was charged with 2nd Degree DWI.

Suspicious Activity

July 4

400 block of County Road 92, Independence. Officer was on routine patrol around 0300 hours and observed a golf cart driving alongside the road. The golf cart then pulled into a closed business maintenance area. Officer stopped the golf cart and spoke to the driver. It was determined the driver was an employee who was starting work early in anticipation of a busy day at the golf course.

Arrest
July 5

5300 block of Highway 12, Maple Plain. Officer was dispatched to a 911 hangup call. Officer arrived and heard a female yelling. Officer looked through the window and observed a male wrestling on top of a female. Officer forced entry into the room and were able to separate the two. The female had a cut lip and laceration on her neck. The female did not have a picture ID and gave false information of another. It was found she was in violation of an order for protection against the male. The male was arrested for Domestic Assault. The female was arrested for False Information and Violation of an OFP.

Welfare Check
July 7

1800 block of Budd Avenue, Maple Plain. Officer was dispatched to a welfare check called in by a third party. Officer learned the subject and her boyfriend recently broke up and the subject had been sending concerning text messages. Officers arrived on scene and spoke to the subject who advised her phone died, she didn't send concerning texts, and she was fine. The subject showed officers her phone and no concerning messages were found. Resources were left with the subject just in case.

Solicitor
July 8

200 block of Hamilton Hills, Independence. Officer was dispatched to a report of a person soliciting without a permit. Officer arrived in the area and observed a male walking on the side of the road that matched the description provided. Officer spoke to the individual and issued a citation for soliciting without a permit.

Welfare Check
July 9

4800 block of Highway 12, Maple Plain. Officer was dispatched to check the welfare of an elderly male who made contact with a business and was looking for help finding his way to Richfield. The male's ability to comprehend directions concerned the patrons. Officer arrived on scene and spoke to the male who advised he dropped his wife off for an appointment in Richfield approximately six hours earlier and was trying to pick her up. Officer contacted the male's sons who would pick him up and take him home.

Arrest
July 10

Intersection of County Road 6 and County Road 90, Independence. Officer was dispatched to a single vehicle crash where the vehicle rolled and hit a light pole. Officers arrived on scene and spoke to the driver who was off balance and slurring his speech. Officer conducted a DWI investigation and placed the driver under arrest. He provided an evidentiary breath sample of 0.15 and was released with a citation for 4th Degree DWI.

Domestic
July 18

5300 block of Highway 12, Maple Plain. Officer was dispatched to a report of a woman shouting for help. Officers arrived on scene and checked on the parties involved. The female denied need for help. The male stated the female struggles with mental health issues and began shouting for help for no known reason. Both parties appeared to be under the influence of an unknown substance, but they appeared to be able to take care of themselves. Referred to embedded social worker.

Solicitor
July 19

1500 block of Rainbow Avenue, Maple Plain. Officer was dispatched to a report of solicitors in the area without permits. Officer arrived on scene and located two solicitors and confirmed neither of them had permits. They were brought to the police department where they were booked, cited, and released.

Welfare Check
July 21

1800 block of Newport Street, Maple Plain. Officer was dispatched to check the welfare of an individual who was talking to Xcel Energy Customer Support via online chat about a power outage. While speaking with a custom service representative, he reportedly stated something about ending his life due to the outage. Officer arrived and spoke to the individual who apologized and explained he thought he was venting to an automated system, not a live person. He advised all was okay and the power came back on.

Overdose
July 21

7600 block of Pioneer Creek Road, Independence. Officer was dispatched to a patient who was said to be in withdrawal having suicidal ideations and had taken multiple prescription medications. Officer arrived on scene and spoke to the patient who was awake and alert. Patient's mother advised she left to run an errand and came back 30 minutes later, and her daughter had taken multiple pills. Patient was transported to the hospital.

Suspicious Activity
July 23

Independence Street & Baker Park Road, Maple Plain. Officer was dispatched to suspicious activity. Reporting party advised a female had knocked on their door and was desperate to use their phone and Wi-Fi. The reporting party said no, and the female left the area on a segway. Officer arrived in the area and was unable to locate the subject.

Crash
July 24

County Road 11 & Townline Road, Independence. Officer was dispatched to a vehicle in the ditch. Officer arrived on scene and found the vehicle unoccupied with no one nearby. Officer was able to contact the driver who advised it was foggy, and he was unable to slow for the turn before entering the ditch. Driver advised he was on his way home from poker night and that he had not been drinking.

Arrest
July 24

County Road 6 & Townline Road, Independence. Officer was dispatched to a traffic complaint where it was reported a vehicle was swerving all over the road and driving in the middle of both lanes. Officer quickly located the vehicle and spoke to the driver who displayed signs of impairment. Field Sobriety Tests were conducted, and a preliminary breath sample was obtained, indicating 0.197. Driver was arrested for DWI, booked, and provided an evidentiary breath sample of 0.17. He was released to a sober party pending charges.

Crash
July 26

Highway 12 & Main Street East, Maple Plain. Officer was dispatched to a property damage crash. Officer arrived and found it was a rearend crash. Driver 1 advised he slowed to accommodate traffic that was also slowing when they were rearended by Driver 2. Driver 2 advised he couldn't stop in time. Driver 2 did not have a license or insurance, he was cited for the violations, and his vehicle was towed.

Welfare Check
July 28

4800 block of Gateway Boulevard, Maple Plain. Officer was on routine patrol and observed an individual sleeping in their vehicle very early in the morning. Officer made contact with the occupant of the vehicle who advised she traveled from out of state to visit her mother. Officer made sure she didn't need any assistance.

Theft
July 28

3100 block of County Road 92, Independence. Officer was dispatched to take a theft report where apples were stolen from the reporting party's tree. The tree was cleared of all apples. Reporting party wanted to make a report to warn other apple farms and farmer's market vendors. Reporting party was advised to call back if she sees suspicious individuals.

Traffic
July 28

Highway 12 & Delano Avenue, Maple Plain. Officer initiated a traffic stop on a vehicle for a traffic violation. The driver advised he did not have a license, which officer confirmed his driving status was revoked. Driver was advised to call for a ride. Before clearing the traffic stop, the driver drove off. Officer reinitiated a traffic stop and asked him to step out of the vehicle. Due to his behavior, field sobriety tests were performed with limited indicators of impairment. Driver admitted to using marijuana in the morning before work. Driver consented to a vehicle search where 40 grams of marijuana and drug paraphernalia were found. Driver also had a permit to carry which was confiscated and returned to the issuing county due to him being a cannabis user. The packaging of the cannabis was opened and not in the original dispensary packaging. The marijuana was seized, and the driver was cited for the noncompliant packaging and driving after revocation.

Arrest
July 30

Highway 12 & County Road 92, Independence. Officer was dispatched to a driving complaint where two people called reporting a vehicle swerving, braking, stopping, and drove over the County Road 90 roundabout. Officer located the vehicle that was driving 25-35 MPH in a 55 MPH zone. Officer made contact with the driver who urinated on himself and had constricted pupils. Driver was ultimately arrested for DWI. A search warrant was granted, and a blood draw was performed for suspicion of the driver being under the influence of narcotics. Pending results.

City of Independence

Discussion Regarding Ordinance No. 915.19 - Slow no wake zone on Lake Independence

To: City Council
From: Mark Kaltsas, City Administrator
Meeting Date: August 19, 2025

Discussion:

The City Council briefly discussed a petition and information presented by a group of residents on Lake Independence regarding the Slow no wake ordinance on Lake Independence in July. At that time Council directed staff to notify property owners that this item would be further discussed at the August 19th City Council Meeting. To prepare for the discussion, I would offer the following information to Council:

- The city's ordinance currently has the following provisions relating to the slow no-wake zoned on Lake Independence.

915.19. Slow no-wake zone on Lake Independence.

Subd. 1. *Slow no-wake at high water level.* Whenever the waters of Lake Independence reach or exceed 958.2 feet above sea level for a period of three consecutive days or more, as measured by the water level gauge set by the Minnesota department of natural resources on Lake Independence, the city administrator-clerk or designee, upon notifying the Hennepin county sheriff, shall establish a slow no-wake zone on those portions of the lake within Independence. No person shall operate a watercraft, including aircraft except during landings and take-offs, in excess of slow no-wake speed on the entire lake when the high water slow no-wake restrictions are in effect. Both the implementation and removal of these restrictions must be done in coordination with action by the city of Medina.

(Added, Ord. No. 2006-05; Amended, Ord. No. 2014-02, § 2; Amended, Ord. No. 2020-01, § 1, 4-7-2020)

Subd. 2. *Effective date of no-wake regulation.* A slow no-wake restriction shall become effective upon the date specified by the city administrator-clerk and shall remain in effect until the water level for the lake has receded below 958.2 feet above sea level for at least three consecutive days.

(Added, Ord. No. 2006-05; Amended, Ord. No. 2020-01, § 1, 4-7-2020)

- The city should also note that Lake Sarah has a similar provision.
- The DNR completed an Ordinary High-Water Level (OHWL) survey for Lake Independence (27-176) at end of February. The results of the survey concluded a new OHWL elevation of 957.5ft (NGVD 29) or an increase of .7ft (~8.4 inches).

- Note that the existing slow no-wake trigger is above the new OWHL (958.2 v. 957.5).
- Both Medina and Independence would need to approve any changes to the slow no-wake ordinance.
- The University of Minnesota recently completed a study relating to wake boats (link below).

<https://twin-cities.umn.edu/news-events/how-powerboats-impact-lakes-below-surface>

- Several lakes in the metro area have established no-wake buffer zones in an effort to allow use of the lake when water is high while still attempting to mitigate impacts resulting from wave/wake creation. Some of the buffers are permanently deployed and others are temporarily applied if a certain water level is exceeded. Several examples of this are as follows:
 - Lake Waconia - temporary 600' from shore no-wake buffer restriction
 - Buffalo Lake - temporary 600' from shore no-wake buffer restriction
 - Lake Minnetonka - perpetual 300' from shore no-wake buffer restriction
 - Prior Lake - perpetual 150' from shore no-wake buffer restriction
- Should the city consider amending the slow no-wake ordinance, there are several options that could be further explored:
 - Consider the establishment of a temporary no-wake buffer from the shoreline that would go into effect when a trigger water level is exceeded. Draft language for this could look like the following:

Subd. 1. *Slow no-wake at high water level.* Whenever the waters of Lake Independence reach or exceed 958.2 feet above sea level for a period of three consecutive days or more, as measured by the water level gauge set by the Minnesota department of natural resources on Lake Independence, the city administrator-clerk or designee, upon notifying the Hennepin county sheriff, shall establish a slow no-wake zone on those portions of the lake within Independence. No person shall operate a watercraft, including aircraft except during landings and take-offs, in excess of five (5) miles per hour ~~slow no-wake speed on the entire lake~~ within (xxx) feet of any shoreline on Lake Independence when the high water slow no-wake restrictions are in effect. Both the implementation and removal of these restrictions must be done in coordination with action by the city of Medina.

- Consider the establishment of a perpetual no-wake buffer from the shoreline that would be permanently in place. Draft language for this could look like the following:

Subd. 1. *Slow no-wake zone established at high water level. Whenever the waters of Lake Independence reach or exceed 958.2 feet above sea level for a period of three consecutive days or more, as measured by the water level gauge set by the Minnesota department of natural resources on Lake Independence, the city administrator clerk or designee, upon notifying the Hennepin county sheriff, shall establish a slow no wake zone on those portions of the lake within Independence. No person shall operate a watercraft, including aircraft except during landings and take-offs, in excess of five (5) miles per hour slow no wake speed on the entire lake within (xxx) feet of any shoreline on Lake Independence when the high water slow no wake restrictions are in effect. Both the implementation and removal of these restrictions must be done in coordination with action by the city of Medina.*

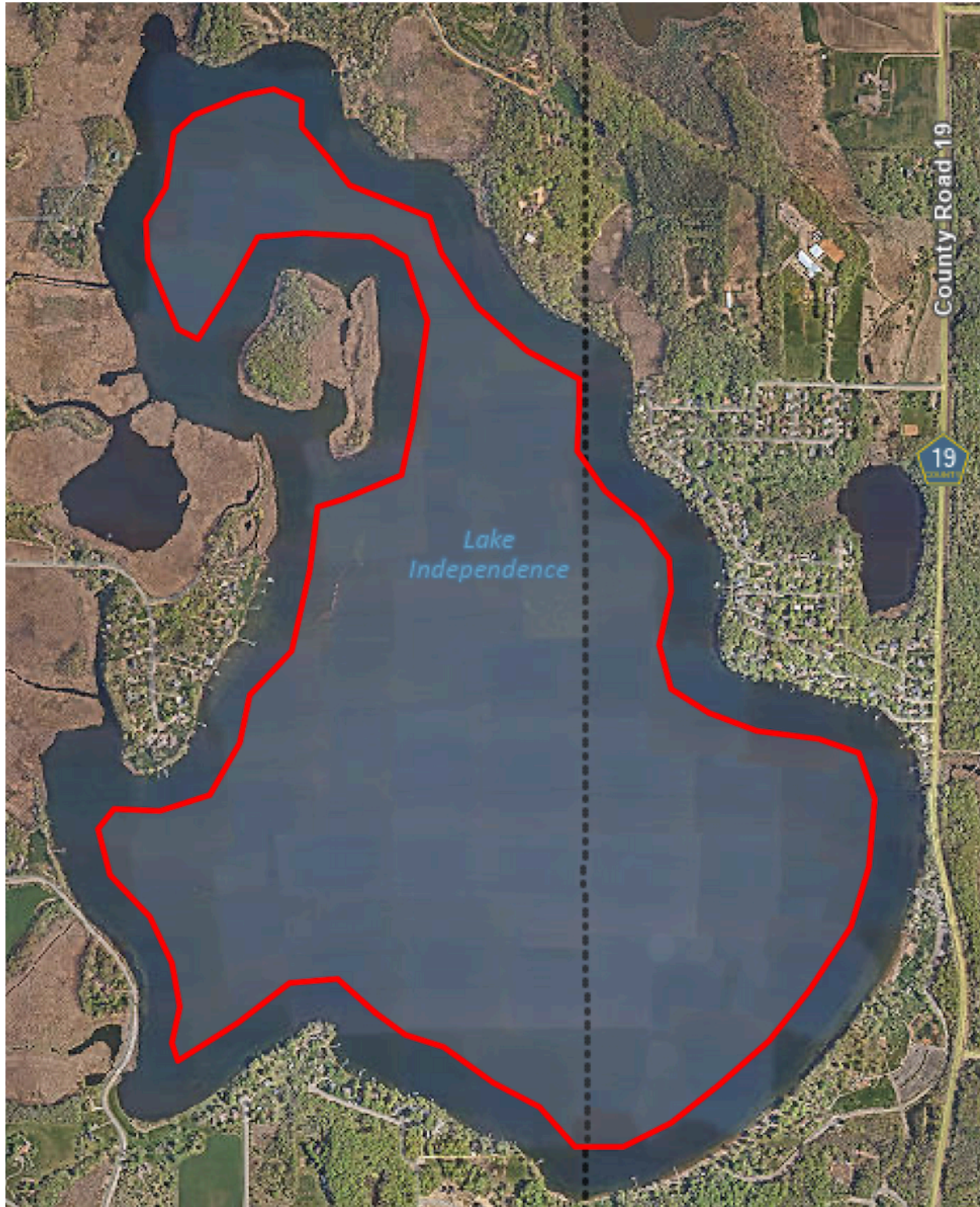
- The city prepared several maps showing a 300-foot and 600-foot buffer to illustrate possible buffer zones and provide context to the discussion.
- The city has included a contour map of the lake to show the general lake depths.

Recommendation:

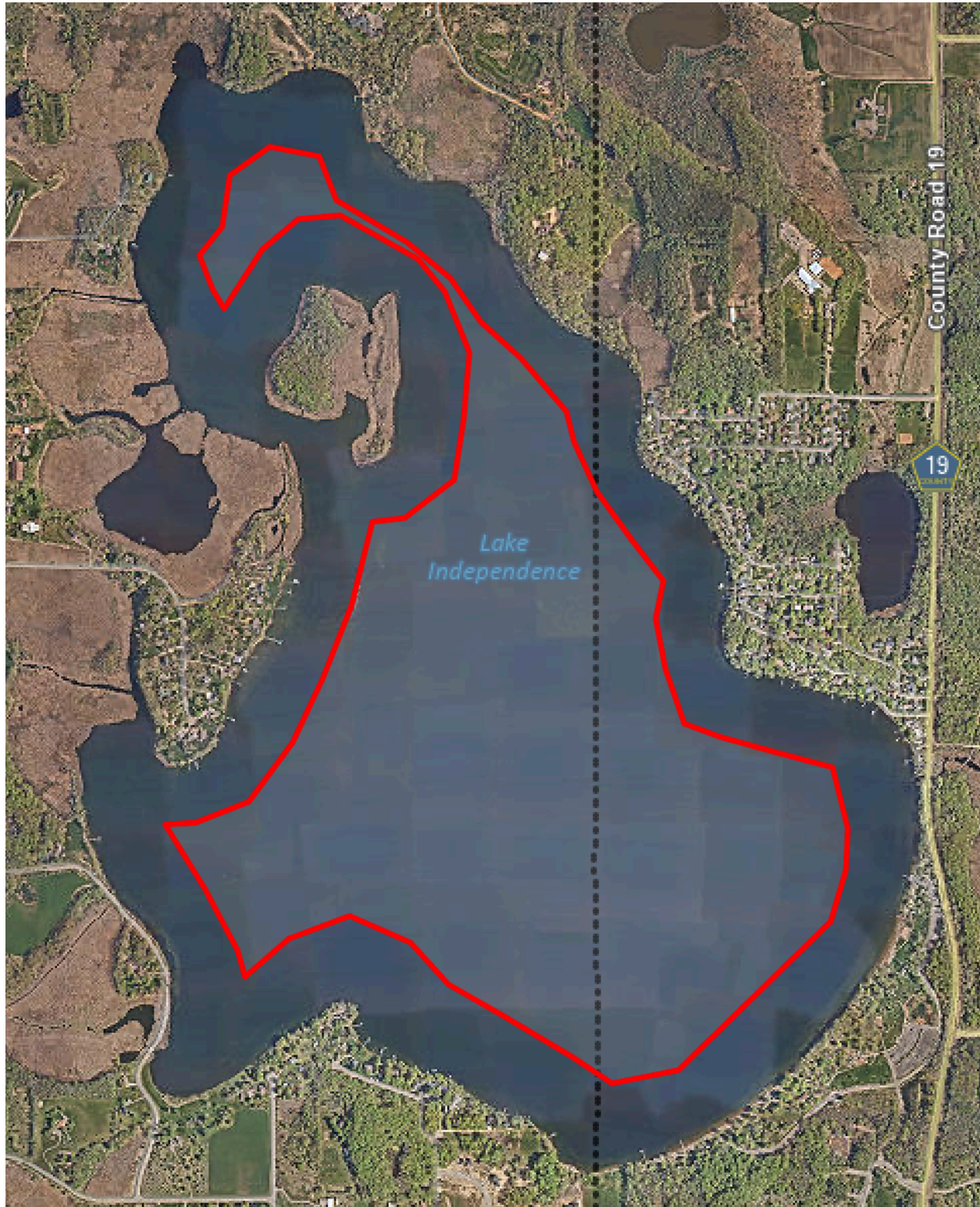
The City Council is being asked to take public comments and discuss the slow no-wake ordinance at the meeting. No official action will be taken at this meeting; however, direction can be provided to staff relating to possible next steps. It should be noted that the Medina City Council has not yet scheduled a time to consider any changes to this ordinance.

ATTACHMENTS: 300' Buffer Map
600' Buffer Map
Contour Map of Lake Independence

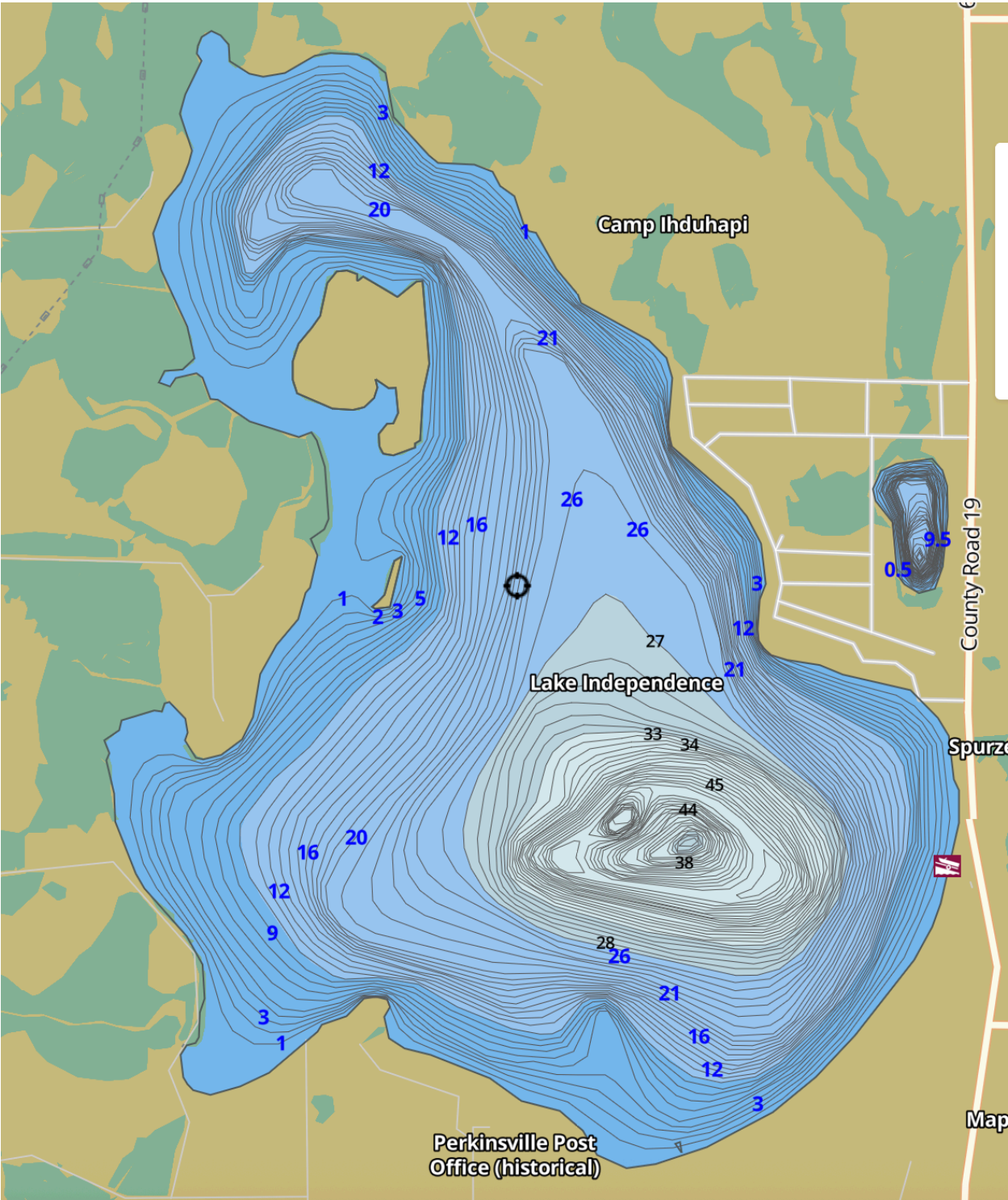
300' buffer



600' buffer



Lake Independence Contour Map





REQUISITION FOR TECHNICAL SERVICES

Project Lake Independence OHWL Resurvey			Lake No. 27017600P	
City Independence		County Hennepin		Req. No. 2025-23
Sec. 13	Twp. 118	Rng. 24		Quad No.
Funding string must be included with request if project specific.				
Fund 2120	FinDeptID R293274	AppropID R292010		CC2 12PWP

Statement of Problem/Situation (Provide detailed information)

The lake's current OHWL of 956.80 was determined in 1976 prior to installation of a water level control structure. The lake's outlet weir was constructed in 1984 pursuant to public waters permit 1979-6193. The authorized runout was 955.5. Public waters permit 2014-0199 authorized reconstruction of the weir to the as-built survey elevation 956.18. (All elevations above are NGVD 1929 datum.)

Lake Independence has persistent high water levels. Detailed long term monitoring since 1991 shows lake levels frequently exceed the OHWL. In the period 1993-2013, lake levels exceed the OHWL more than 70% of the time. Since 2014, with wetter years, lake levels exceed the OHWL more than 80% of the time.

Residential developments in 2024 along the southwest shoreline in Independence (e.g. at Bridgevine Court and Bridgevine Way) revealed the OHWL may have changed over a long period of time. Independence and Medina city staff were notified on November 18, 2024 that DNR was willing to resurvey the OHWL, and as a courtesy, were provided a chance to comment. Additionally, the OHWL resurvey topic was discussed at an Independence city council meeting on December 3, 2024. No official comments were provided.

Water level charts are on next page.

Services Requested (Attach map as necessary)

Determine an Ordinary High Water Level for basin 27-176P.

Priority / date survey needed by: ASAP

Landowner(s):

Contact Name: Various

Permission obtained for access: Contact Area Hydrologist to coordinate access as needed.

Requested By: Wes Saunders-Pearce	Date 1/14/25	Phone No. 651-259-5822
Manager/Supervisor Approval by:		Date

Minnesota DNR Field Survey Report

Project: Independence

Lake No. 27-176

City: nr Maple Plain

County: Hennepin

Req. No. 2025-23

Sec. 7,18,19;12,13,24

Twp. 118

Rng. 23;24

SURVEY DATE: 2/27/25

SURVEY CREW: Meyer/Selle/Plovnick

LAKE SIZE

Meandered Area: 828.1 Acres

☐ Non-meandered

Planimetered Area: 1020 Acres

☐ Unknown

DATUM ADJUSTMENT

NGVD 29

Note: for lake-specific elevations: NAVD 88 = NGVD 29 + 0.45' based on 2/18/16 DNR GPS survey.

CONTROL BENCHMARK

Source: Existing DNR benchmark

Location: UTM 4985962.9, 449906.5

Elevation: 959.46 NGVD 29

Description: Centerline top end of 24" reinforced concrete pipe culvert about 200' south of public access ramp in Baker Regional Park Reserve, 2301 Co Rd 19, Maple Plain.

SURVEY WORK COMPLETED

X levels topography

cross sections

profiles

X OHW

establish benchmarks

outlet elevations

other: GPS/VRS/RTK survey

WATER LEVELS

Water Surface: 957.10

Highest Recorded: 959.08 (6/25/2024)

OHW Level: 956.8 – 9/17/1976

Lowest Recorded: 951.10 (6/13/1935)

957.5 – 2/27/2025

Range: 7.98

Highest Known: 959.2 (stainline on boulder)

OUTLET

Description: channel with weir on SW corner of basin

Runout Elevation and Location: Outlet weir is at 956.18, runout likely currently higher due to vegetation blockages in downstream wetland, unable to determine on 2/27/25.

BENCHMARK(S) SET

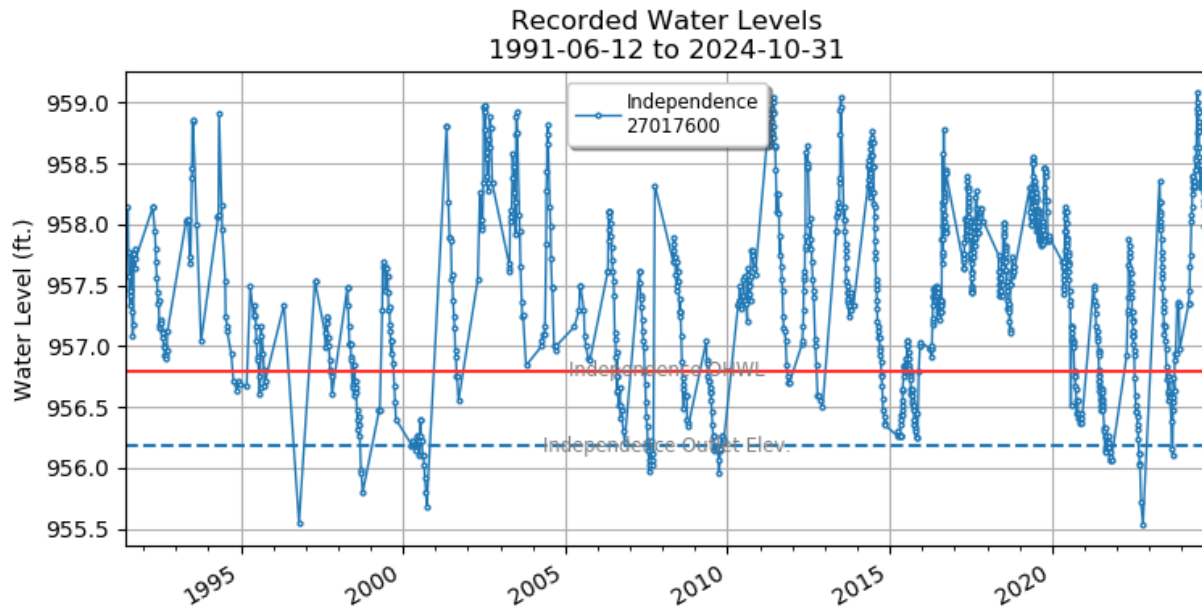
None

Prepared by Dan Plovnick

Title Sr. Engineering Aide

Date

Water levels at Independence have consistently been above the OHWL for many years:



The OHWL of Independence was determined to be 956.7 in 1949 and reevaluated at 956.8 in 1976. The 1949 OHWL determination was based on 22 trees (willow, ash, elm, oak, and cottonwood). The 1976 OHWL evaluation was based on 7 trees (5 willows, 2 oaks).

During the 1949 survey, the runout elevation was determined to be 955.1 at a high point in the natural bottom of the outlet channel. The 1976 outlet elevation was 955.3 in the natural outlet channel. An outlet control weir at an elevation of 955.5 was constructed in 1984. In 2014, a plank was replaced and a steel plate added to the weir so the outlet elevation from 2014 to present is 956.18.

It should be noted that revisiting established OHWLs is an uncommon occurrence. Typically OHWLs do not change unless the outlet of a lake or basin is modified or changed, and a 20-30+ year length of time has passed to allow for new evidence to develop. Since the previous OHW surveys in 1949 and 1976 were conducted before the current weir was in place, and it has been 40+ years since the weir was installed, reevaluating the OHWL in this particular situation was justified.

On 2/27/25, we checked the entire shoreline for tree and other OHWL evidence. The OHW of 957.5 is based on 29 trees (oak, ash, elm, maple, and cottonwood). The trees used ranged in diameter from 1.1' to 4.2'. We also located recent washlines at 957.7 and 958.8, and stainlines on boulders ranging from 958.3 to 959.2.

We did not observe much evidence that is typical of extended periods of high water levels such as dead trees very near or in water. We did see several significant recent ice heaves and ridges at various locations around the lake, however.

The lake outlets into Pioneer Creek at the southwest part of the lake. The creek flows through Unnamed Basin 27-394, south through a culvert under Pagenkopf Rd, and through Unnamed Basin 27-393.

In 2011, Hakanson Anderson conducted an outlet channel survey of Pioneer Creek from the Independence Road bridge to CR-90. Their findings are listed on a 3/7/12 report stored in the MPARS

system. The survey found several locations between Independence Rd and Pagenkopf Rd where the channel was completely blocked with heavy aquatic vegetation. Due to ice cover, we were not able to complete a full outlet profile or safely access the outlet weir located under the Independence Rd. bridge. The weir looked to be covered by about 1-2 feet of water at the time of the survey, indicating that it is likely not functioning as the outlet control at present, and blockages within the channel are still controlling water levels. The exact runout location and elevation may change year to year based on water levels and vegetative growth cycles.

The survey crew can revisit the outlet after ice out to complete a profile and determine the current runout if needed.

City of Independence

Consider Approval of the Proposal for the Mill and Overlay of Cardinal Way

To: City Council
From: Mark Kaltsas, City Administrator
Meeting Date: August 19, 2025

Discussion:

The City Council approved the jurisdictional transfer of CSAH 92 in 2022 (see attached agreement) following the completion of the CSAH 92 overpass and new road alignment project. Hennepin County had identified the need to mill and overlay the portion of road that was being transferred to the City of Independence in order to bring the roadway up to a 15-year service life. Hennepin County paid the city \$107,600 which was the amount estimated at the time of the transfer to complete the mill and overlay.

The city bid this project in the fall of 2024 for construction in 2025. The city received two quotes for the proposed mill and overlay work and has confirmed with the vendors that they have capacity to complete the work this fall and that their pricing is still applicable.

It is recommended by Public Works that we move forward with this project in 2025. The following bids were obtained by the city:

GMH Asphalt Corporation: \$108,930.00
Bituminous Roadways Inc.: \$137,300.00

The lowest bidder on the project was GMH Asphalt Corporation. The proposed work will include milling off 3" of the existing asphalt and placing a new 3" wear course. The city is evaluating one culvert replacement that would be done prior to the project commencement.

Recommendation:

The City Council is being asked to consider approving the lowest bid provided by GMH Asphalt Corporation for \$108,930.00. The city will utilize \$1,330 from the budgeted 2025 bituminous road maintenance account to fund the gap.

ATTACHMENTS: Asphalt Bids

INDEPENDENCE-CARDINAL WAY



GMH ASPHALT CORPORATION

9180 LAKETOWN ROAD

CHASKA, MN 55318

Contact: David Swanson

Phone: 952-442-5288

Email: estimating@gmhasphalt.com

Quote To:

Shawn Bode
sbode@ci.independence.mn.us

Addendums:

Date on Plans:

Company:

City of Independence

Revision Date:

No Bond

Union 49er Contractor

ITEM	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
10	MOBILIZATION	2.00	EA	1,200.00	2,400.00
20	3" MILL	5,300.00	SY	3.50	18,550.00
30	3" WEAR COURSE - SPWEA240B	5,300.00	SY	16.60	87,980.00
GRAND TOTAL					\$108,930.00

NOTES:

ITEMS NOT INCLUDED IN QUOTE:

Bond, Traffic Control, Saw Cutting, Removals, Testing, Sweeping, Manhole/Gate Valve adjusts, Permits, Incidental bituminous wedge curb protection, leaf blowing, any special insurances.

MOBILIZATIONS:

Quote is for up to 2 Mobilizations, any Additional Mob's will be charged \$1200.00/EA.

NOTES:

Quote is 2025 ONLY, if different, prices are subject to change.

QUOTED PRICES ARE GOOD FOR 10 DAYS PER OUR SUPPLIER'S TERMS AND CONDITIONS, MARTIN MARIETTA.

QUOTED ASPHALT PRICES ARE SUBJECT TO CHANGE IF WTI OIL PRICE EXCEEDS \$125/ BARREL AT TIME OF PROJECT DELIVERY (APPLIES TO PRIVATE JOBS ONLY)



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www.bitroads.com | info@bitroads.com

To: GENERAL CONTRACTOR	Contact:
Address: VARIOUS	Phone: (612) 840-4019
	Fax:
Project Name: INDEPENDENCE MILL AND OVERLAY	Bid Number:
Project Location: EGRET DR & CARDINAL WAY, INDEPENDENCE, MN	Bid Date: 10/18/2024

Item #	Item Description	Estimated Quantity	Unit	Unit Price	Total Price
001	MOBILIZATION	1.00	LS	\$5,500.00	\$5,500.00
002	MILL BITUMINOUS SURFACE (3.0")	6,800.00	SY	\$4.50	\$30,600.00
003	TYPE SP 9.5 WEARING COURSE MIX (3;B)	1,150.00	TON	\$88.00	\$101,200.00

Total Bid Price: \$137,300.00

Notes:

- All work to be completed in 2025.
- Proposed Work Does Not Include: Landscape Restoration, Irrigation Repair/Restoration, Private Utility Locates/Repairs, Sub-soil Corrections, Erosion Control, Towing Charges, Permits and Fees, Multiple Mobilizations, Surveying or any Unforeseen Conditions, Guarantee on drainage or ponding of water on lots with less than 1% slope. No epoxy or thermoplastic striping.

If wear course is to be placed after October 31, Bituminous Roadways cold weather paving advisory will need to be signed.

- Noted Addn: None
- For more information: www.bitroads.com

Payment Terms:

This proposal is subject to credit approval and is valid for 10 calendar days, after which time price quotes may be withdrawn without notice. This quote is based on standard AGC subcontract language and shall become a rider to any contract.

Payment due upon receipt of invoice. A finance charge of 1 1/2% per month (18% per year) will be charged on any balance over 30 days past invoice date, unless otherwise agreed upon in writing. We gladly accept Visa, Mastercard, Discover & American Express.

<https://bitroads.com/About-Us/75th-Anniversary>

ACCEPTED:

The above prices, specifications and conditions are satisfactory and are hereby accepted.

Buyer: _____

Signature: _____

Date of Acceptance: _____

CONFIRMED:

BITUMINOUS ROADWAYS, INC. - MENDOTA HEIGHTS

Authorized Signature: _____

Estimator: Kyle Kubes

kyle.kubes@bitroads.com

Exhibit A
Map of the Roadway with Total Lane Miles

Exhibit A (CP 2183500)
Jurisdictional Transfer of CSAH 92 | PW 15-31-21

