

MINUTES OF A REGULAR MEETING OF THE
INDEPENDENCE CITY COUNCIL
TUESDAY, SEPTEMBER 9, 2014 – 7:30PM

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 7:30 p.m.

2. PLEDGE OF ALLEGIANCE.

Mayor Johnson led the group in the Pledge of Allegiance.

4. ROLL CALL

PRESENT: Mayor Johnson, and Councilors Betts, and Spencer

ABSENT: Councilors Wenck and Fisher

STAFF: City Administrator Hirsch, City Planner Kaltsas, and City Attorney Manderschied

VISITORS: Lynda Franklin, Barbara Zadeh, Mike McLaughlin, and Pat Wulff

4. CONSENT AGENDA

a. 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.

- Approval of the City Council minutes of August 19,2014
- Approval of the Accounts Payable/Receivables up to September 3, 2014.
- Approval of the LMCC Member City 2015 Budget
- Approval of the Mayors request to attend the National League of Cities annual meeting in Texas on November 18th, 2014
- Approval of the revised Resolution No. 13-1126-01, approving a minor subdivision/lot line arrangement for the Caruso's located at 3560 and 3610 County Road 90, to change PID Sect. #'s from Sect. 12 to Sect. 11.
- Approval of an Agreement between the City of Independence and AEM Financial Solutions, LLC (AEMFS) to provide the City with the equivalency of a Finance Director in the Accounting Department; and to help resolve the short term employment issues that have evolved over the past few years to a more long term plan. (See attached Exhibit).

Motion by Betts, second by Spencer to approve the Consent Agenda. Ayes: Johnson, Betts, and Spencer. Nays: None. Absent: Wenck and Fisher. MOTION DECLARED CARRIED.

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

None

6. REPORTS OF BOARDS & COMMITTEES BY COUNCIL AND STAFF.

Spencer attended the following meetings:

- Two Budget Workshops for the City
- Meeting with City of Medina and the City of Loretto regarding watershed options

Wenck attended the following meetings:

- Absent

Fisher attended the following meetings:

- Absent

Betts attended the following meetings:

- Police Commission Budget Meeting
- Two Budget Workshops for the City
- Fire Commission Meeting
- Chamber of Commerce Meeting

Johnson attended the following meetings:

- Police Commission Budget Meeting
- League of Minnesota Cities improving the local economy meeting
- Two Budget Workshops for the City
- Sensible Land Use Coalition Meeting
- National League of Cities Steering Committee Meeting in Colorado
- Council of Mayors Meeting in Minneapolis
- Meeting with Carl Hawkinson about farm land preservation
- Senior Community Services Work Session
- Chamber of Commerce Meeting
- Meeting with City of Medina and the City of Loretto regarding watershed options

Hirsch attended the following meetings:

- Police Commission Budget Meeting
- Two Budget Workshops for the City
- Fire Commission Meeting
- FEMA Meeting with Director Kroells at Medina Public Works
- Meeting with Maple Plain Days volunteers
- Planning Meeting in Hastings for MCFOA
- 2014 General Election Prep Meeting in St. Louis Park
- Meeting in Medina on watershed decisions on districting management

7. 8:00 P.M., PUBLIC HEARING – TO AMEND ORDINANCE NO. 2006-05, SUBD. 915.19 SLOW-WAKE ZONE LAKE INDEPENDENCE TO CHANGE TO NO WAKE ZONE ACROSS THE WHOLE LAKE OF INDEPENDENCE.

Open Public Hearing

Johnson explained the reason for the Public Hearing is to propose changing the City's now wake zone Ordinance to cover the entire lake rather than a 250' from the shore when high water is present.

Spencer further explained the DNR has requested that the City clarify and revise the City's Ordinance. The City of Medina has held a Public Hearing on this item, and now the City of Independence is looking at revise the City's Ordinance to match the City of Medina's.

The Councilors discussed the 15 emails they received from residents in support of this change.

Mike McLaughlin, president of the Lake Independence Lake Association, explained in 2003 the No Wake Ordinance was created for the Cities of Independence and Medina, based on Three Rivers Park Districts suggestion. This 250' No Wake Zone was in place only when the lake water was high. He stated they came to realize this is unenforceable, as it is hard to judge where this 250' mark from a shoreline is located. An entire No Wake lake would be enforceable. He stated surrounding lakes in the area place a No Wakes on the entire lake, and if Lake Independence allows some wake it can lure people to go to Lake Independence. McLaughlin discussed how wake boarding boats can be especially damaging to lakeshores as they are built to create large wake. He also discussed that these boats often transport water from one lake to the next; which risks the transportation of invasive aquatic plants and species.

Close Public Hearing

Motion by Betts second by Spencer to close the Public Hearing. Ayes: Johnson, Betts, and Spencer. Nays: None. Absent: Wenck and Fisher. MOTION DECLARED CARRIED.

Motion by Spencer second by Betts to amend the Ordinance identically to the changes the City of Medina has made with language changes as outlined and to change off-set from 250' feet from shore to a whole lake regulation under periods of high water. Ayes: Johnson, Betts, and Spencer. Nays: None. Absent: Wenck and Fisher. MOTION DECLARED CARRIED.

8. MISC./OPEN.

9. ADJOURN.

Motion by Spencer second by Betts to adjourn the City Council Meeting at 8:08 p.m. Ayes: Johnson, Betts, and Spencer. Nays: None. Absent: Wenck and Fisher. MOTION DECLARED CARRIED.

Respectfully submitted,

Jolene Nelson, Recording Secretary