

MINUTES OF A REGULAR MEETING OF THE
INDEPENDENCE CITY COUNCIL
TUESDAY, FEBRUARY 12, 2013 – 7:30 P.M.

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.

3. ROLL CALL

PRESENT: Mayor Johnson, Councilors Betts, Fisher, Wenck and Spencer

ABSENT: none

STAFF: Clerk-Administrator Hirsch, Bob Vose, Becky Wozney, Ray McCoy

VISITORS: Derek Spencer, Nathan Moe

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 City Council minutes from January 22,2013
- Approval of the Accounts Payable for the month of February, 2013.
- Approval of the Crossroads Animal Shelter Agreement Renewal
- Approval of Resolution No. 13-0212-01 CDBG Support of Senior Citizen Programs
- Approval of Resolution No. 13-0212-02 Supporting the Exclusive Representation by the Lake Minnetonka Communications Commission (LMCC) in Cable TV Franchise Negotiations
- Approval of Resolution No. 13-0212-03 Establishing Procedures relating to compliance with reimbursement bond regulations under the Internal Revenue Code (IRS)
- Approval of Resolution No. 13-0212-04 Requesting a transfer of Funds to pay for the Single Axel Snowplow Truck.
- Approval of the Annual Liquor Licenses for the Ox Yoke Inn, the Windsong Farms Golf Club and the Pioneer Creek golf Course.
- Approval of #2 partial payment requests in the amount of \$41,063.75 to Kusske Construction Company for the Vinland Sewer Extension Project.
- Approval of a 0% increase in the general fee schedule, with a 3% increase towards sewer fees.

- Requesting the support of the City Council to approve the applications of positions on the Minnesota Municipal Clerks & Finance Officers Association Executive Board for the City Administrator and Accounting Clerk.

Motion by Wenck, second by Fisher to approve the Consent Agenda items, with the few corrections as noted by Council person Betts to the January 22, 2013 City Council meeting minutes and annual liquor license renewal Pioneer Creek Golf Course with a separate motion. Ayes; Mayor Johnson, Council members Betts, Fisher, Wenck and Spencer. MOTION DECLARED CARRIED.

- Approval of the Pioneer Creek Golf Course liquor license contingent upon receiving the correct documentation and police reports.

Motion by Fisher, second by Betts to approve the Pioneer Creek Golf Course liquor license contingent upon receiving the required paperwork. Ayes; Mayor Johnson, Council members Betts, Fisher, Wenck and Spencer. MOTION DECLARED CARRIED.

5. SET AGENDA – ANYONE NOT ON THE AGENDA CAN BE PLACED UNDER OPEN/MISC.
Nothing was added.

6. REPORTS OF BOARDS & COMMITTEES BY COUNCIL AND STAFF

Spencer attended the following meetings:

- Incident Management Training in Long Lake
- League of Minnesota Cities conference for experienced officials

Wenck attended the following meetings:

- Attended two LLMC (Lake Minnetonka Communications Commission) meeting
- Clean Water Conservation Meeting

Fisher attended the following meetings:

- None

Betts attended the following meetings:

- League of Minnesota Cities conference for experienced officials
- Chamber of Commerce Meeting
- WHPS Police Commission Meeting
- Incident Management Training in Long Lake

Johnson attended the following meetings:

- Orono Healthy Communities Meeting
- Community Action Partnership Suburban Hennepin (CAPSH) Board Meeting
- WHPS Police Commission Meeting
- Orono School Board Meeting
- DNR & WHPS Meeting regarding the land on Lake Haughey Road
- Clean Water Conservation Meeting
- League of Minnesota Cities conference for experienced officials
- Annual Mayor's Reception for the St. Paul Winter Carnival Parade
- Assisted WHPS in Interviewing the police candidates
- WHPS Police Commission Meeting
- Orono School Foundation breakfast
- State of the Metro at the St. Paul Union Depot
- Regional Conference of Mayors
- Highway 55 Corridor Coalition
- Chamber of Commerce Dinner
- NIMS Training Meeting
- 80th Birthday Party for Bob Bauman's, formerly a board member of the Franklin Township.

Hirsch attended the following meetings:

- NIMS Training Meeting.
- Meeting with Jerry Wise regarding the Clean Water Resource Fair scheduled April 25th.
- DNR and WHPS meeting with Mayor Johnson regarding the land on Lake Haughey Road.
- Meetings with Representatives from ING and Aflec for employee benefit plans.
- Election Meetings with Hennepin County, new equipment starting this fall.
- Met Council SAC Meeting including updates.

7. **RAY MCCOY – WEST HENNEPIN PUBLIC SAFETY DIRECTOR, JANUARY ACTIVITY REPORT AND UPDATE ON THE HIRING PROCESS.**

McCoy explained January's 2013 activity versus January 2012 activity.

McCoy discussed incidents that took place in Independence. This included:

- Serious car accident that took place on County Road 6 and County Road 90 and the use of seat belt helped saved the driver's from sustaining further injuries.
- Car roll over due to a drunk driving.
- Prevented a new home construction burglary with help from an informant.
- Garage fire and the fire departments from Maple Plain, Loretto, and Long Lake all assisted with the fire. McCoy thanked Dan Koch for his assistance with adding salt and sand to the roads around the property which helped the firetrucks.
- Propane truck rolled over and Delano Fire Department assisted in getting the small leak cleaned up.

McCoy invited anyone to participate in the Citizen Academy starting March 7th – April 18th. Anyone interested in joining should contact the WHPS office to sign up.

Wenck asked if there was a reason why traffic accidents had increased so much. McCoy stated much of that was due to the inclement weather in January. He stated drivers running red lights have been on an increase as well.

McCoy explained the hiring update. He stated they had 139 applicants which were narrowed down to 57 and briefly interviewed by three (3) officers. Of those, 13 were interviewed by the moral board, consisting of various residential figures from the two cities. They now have it narrowed down to four (4) and the next step will be background checks, Chief's interview, and psychological and medical testing.

8. BECKY WOZNEY, HAKANSON/ANDERSON – PROPOSAL FOR TMDL IMPLEMENTATION TARGETING STUDY FOR LAKE SARAH.

Wozney explained her memos. The first proposal discusses future implementation of Lake Sarah plans. This includes a small assessment for the TMDL to reduce the amount of phosphorus. The DNR now has maps of the State of Minnesota which would help them create sub-watershed areas. She stated this would help them identify areas that would potentially need BMP's. Then these areas could be then modeled and would give an idea of the pounds and costs involved in particular lake projects.

Wozney explained she was looking into any grant options to assist in the costs involved with this.

Wenck asked if there was a budget set-aside for these costs. Hirsch stated there is \$20,000 in the water resource fund. Spencer further explained the City was saving up money in hopes of getting a grant with matching funds; however, the City applied for this the last two (2) years and did not received one.

Johnson asked if the grant could be applied for again. Spencer stated it could; however, the City would have a better chance to receive the grant if it were attached to a specific project rather than a study.

Johnson asked if any credit was received for the pond that was created by Lake Sarah and Townline Road. Spencer stated that project is roughly 15 years old and was done by a previous conservation district; which, would now make for a good restoration project at this time.

Wenck inquired about a timeline on this project. Spencer stated he wasn't aware of this. Wenck suggested tabling this until the City knows more about the third generation project and the timelines.

Motion by Betts, seconded by Wenck, to table this until further information is available. Ayes: Johnson, Betts, Fisher, Wenck, and Spencer. Nays: None. Absent: None. MOTION DECLARED CARRIED.

Wozney stated there was a second item, the Minnehaha Creek Watershed District. With the Watershed's new report, they determined the City of Independence needs to remove a large sum of contaminates within the watershed district.

Wozney suggested Council or staff make a statement stating they need to have policy in place in order to get these projects done and that MCWD work with the Cities involved.

Vose stated he will check with the other cities he works with to see how they handle this. He inquired if the timing was critical for Council's support. Wozney stated it wasn't critical at this point, but would like to discuss further details and the letter with Hirsch before the next Council meeting. Wozney stated every City within the Watershed District has had to work together with them.

9. APPROVAL OF THE RE-APPOINTMENT OF BUTCH GARDNER TO THE PLANNING COMMISSION FOR ANOTHER 3 YEAR TERM.

Councilors wanted to thank Gardner for his willingness to serve.

Motion by Spencer, seconded by Wenck, to re-appoint Butch Gardner to the Planning Commission for another three (3) years. Ayes: Johnson, Betts, Fisher, Wenck, and Spencer. Nays: None. Absent: None. MOTION DECLARED CARRIED.

10. APPOINTMENTS FOR THE CURRENT YEAR 2013

Johnson recommended leaving the appointments as they are scheduled. Betts suggested approving with a minor correction to the Fire Department Commission. Johnson suggested adding a statement stating if a Councilmembers is unable to attend a meeting another Councilmember can go in their place as the representative.

Motion by Betts, seconded by Spencer, to leaving the appointments as scheduled with one minor correction and a small addition. Ayes: Johnson, Betts, Fisher, Wenck, and Spencer. Nays: None. Absent: None. MOTION DECLARED CARRIED.

11. APPROVAL TO CANCEL BOTH TUESDAY, MARCH 12 AND THE 26TH CITY COUNCIL MEETING AND RESCHEDULE INTO ONE MEETING ON TUESDAY, MARCH 19TH AT 7:30 P.M.

Johnson stated there were no Planning Commission items this month so the February 26th Council meeting can be cancelled.

Motion by Wenck, seconded by Fisher, to cancel the 2nd Council Meeting on February 26th. Ayes: Johnson, Betts, Fisher, Wenck, and Spencer. Nays: None. Absent: None. MOTION DECLARED CARRIED.

Johnson stated he will be gone on the 12th and the City Planner will be gone on the 26th. Hirsch suggested rescheduling both meetings to one night on March 19th. Wenck stated he would be gone but he was ok with it.

Motion by Betts, seconded by Fisher, to reschedule both March meeting for March 19th at 7:30 PM. Ayes: Johnson, Betts, Fisher, Wenck, and Spencer. Nays: None. Absent: None. MOTION DECLARED CARRIED.

12. MISC. /OPEN
None

13. ADJOURN.

Motion by Spencer, second by Johnson to adjourn the City Council meeting at 8:13 p.m. Ayes; Mayor Johnson, Councilmembers Betts, Fisher, Wenck and Spencer; Nays; None: Absent: none. MOTION DECLARED CARRIED.

Respectfully submitted,

Jolene Nelson, Recording Secretary