Minutes of the Proceedings of the City Council of the City of Champlin in the County of Hennepin and the State of Minnesota
Pursuant to Due Call and Notice Thereof

Regular Session
May 26, 2015
Municipal Center

Call to Order	The Champlin City Council met in Regular Session and was called to order by Mayor ArMand Nelson at 7:00 p.m.
Pledge of Allegiance	The Pledge of Allegiance was recited.
Roll Call	Present were Mayor ArMand Nelson and Councilmembers Eric Johnson, Ryan Karasek, Bruce Miller and Kara Terry. Absent: None. Also present were City Administrator Bret Heitkamp, Community Development Director John Cox, City Engineer Tim Hanson, City Planner Scott Schulte, Police Chief David Kolb, Park Facilities Manager Charlie Lehn, City Attorney Scott Lepak and City Clerk Roberta Colotti.
Approval of Agenda (May 26, 2015) Motion	Motion by Councilmember Johnson and seconded by Councilmember Karasek to approve the agenda for the May 26, 2015 Regular Meeting as presented. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.
Approval of Minutes Motion	Motion by Councilmember Miller and seconded by Councilmember Karasek to approve the minutes of the May 11, 2015 Worksession and May 11, 2015 Regular Meeting as presented. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.
Approval of Bills (May 26, 2015) Motion	Motion by Councilmember Karasek and seconded by Councilmember Johnson to approve the bills as submitted for payment on May 26, 2015. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.
Announcements	Mayor Nelson made the following announcements: • 2015/2016 Work Plan Priority Worksession – Wednesday, May 27th at 5:30 p.m. in the Emergency Operations Center of the Public Safety Building. • Council Worksession – Monday, June 8th at 5:45 p.m. in the Council Conference Room. • City Council Meeting – Monday, June 8th at 7:00 p.m. in the Council Chambers.
	<u>Special Presentations</u>
Police Department 2014 Annual Report	The Police Chief presented the 2014 Annual Report beginning with the 2014 department goals, noting that the goals process began in 2013 during the annual budgeting process. The Police Chief reviewed the 2014 service measures, noting that the number of vacancies impacted the service levels as compared to 2013. He reviewed the 2014 budget, noting the impact the vacancies had on the budget, including expenses, revenues and overtime costs. He reviewed the 2014 workload for the department and believed that there was a healthy balance between self-initiated incidents and dispatched incidents. He provided information on the investigation division, noting that there was a supervisory change in 2014, the school investigator position was backfilled with a non-investigator, and the urban housing unit duties were re-evaluated. He highlighted the 2014 department awards. Councilmember Johnson commended the department for the fantastic job they do day in and day out. In relation to the social media perception of traffic enforcement, he highlighted the traffic stop information, noting the decrease in the number of traffic stops from 2013 to 2014 as well as the number of warnings compared to citations that were issued. Councilmember Karasek also commended the department for their service and efforts. He questioned

if the officers have quotas for tickets.

The Police Chief stated that there are no quotas, noting that there is a State law prohibiting quotas. He stated that the department issues one warning for every two to three citations.

Councilmember Terry questioned the definition of “exceptionally cleared”.

The Police Chief explained the meaning to be that the department has enough information to charge the suspect but the witness or victim becomes uncooperative so the suspect cannot be charged.

Councilmember Terry asked for additional information regarding narcotics, as the number of arrests seems to have dropped in that category. She asked for information on the most prevalent drug in the Champlin area.

The Police Chief stated that when he began in Champlin the statistic was that if you were going to be killed it would be from a traffic incident. He stated that trend has changed statewide and now the cause of death would most likely be from a drug overdose. He stated that specifically meth or heroin use has increased and is an area of concern.

Councilmember Terry referenced the Safe Harbor Act and questioned if the department is doing anything in regard to sex trafficking.

The Police Chief stated that the department started an internet monitoring process in 2014 for that aspect, among other items. He stated that this type of activity now occurs on the internet rather than on the street.

Councilmember Terry expressed her appreciation for the report and efforts of the department.

Councilmember Miller acknowledged the decrease in traffic citations. He stated that while the citations have decreased the traffic accidents have increased and questioned if there is a correlation.

The Police Chief maintained that there is a relationship between the two but believed that there is a lag in that. He believed the department should remain diligent, noting that most of the 2014 accidents occurred in the cold weather months.

Councilmember Miller requested additional comparisons between the 2014 and 2013 budgets.

The Police Chief stated that the overall 2013 budget was not included in the report but expenditures were included. He stated that while there were some increases those were mostly related to labor contracts.

Councilmember Miller asked for additional information relating to the charge of “obstructing justice”.

The Police Chief stated that is when someone actively interferes with an inspection. He clarified that this is not simply someone being disrespectful.

Councilmember Miller stated that he hears positive comments from those within his Ward and thanked the department for the excellent job they do.

Councilmember Johnson asked for additional information on the pros and cons of body cameras and license plate readers.

The Police Chief stated that the automatic license plate reader is a device which scans around the squad car and reads licenses plates, noting that recent legislation allows them to retain the data for 60 days. He stated that the benefit would be if the reader identifies a stolen vehicle the officer can intervene. He noted that another benefit would be that if a crime were committed the department could go back to the data to determine if a suspect was in the area at the time of the crime.

He stated that the proposed body camera legislation which would have classified the recordings as private (available to the subject of the data and the department) did not pass this year in the State

Legislature. He stated that this means that body camera data is public and explained that because the body cameras capture people at their most vulnerable in their homes; the department has concerns with records retention requirements and general public access to videos from inside people's homes. He stated that they have made upgrades to the squad car cameras which capture video in the public arena and he would be reluctant to jump to a body camera system at this time.

Mayor Nelson asked for information regarding the number of repeat arrests.

The Police Chief stated that he would prepare a report on that number for submittal to the Council.

Mayor Nelson asked for additional information on the impact of staffing levels on the number of reported incidences at the school.

The Police Chief reported that the school police liaison was out on medical leave for part of 2014 and that a patrol officer was re-assigned to this position. He stated that the officer's pro-active approach to patrolling the school beyond the typical school initiated, report follow-up, impacted the total number of reported incidences.

Mayor Nelson thanked the Police Chief for his report and the department for their services.

Consent Agenda

Councilmember Johnson requested to pull Item #2 "Resolution No. 2015-44 Accepting the Bid and Awarding the Contract for Fiber Optic Cable Extension (Phase II, SCADA System) (Improvement Project No. 21405)", from the Consent Agenda for further discussion.

Resolution No. 2015-44 Accepting the Bid and Awarding the Contract for Fiber Optic Cable Extension (Phase II, SCADA System) (Improvement Project No. 21405)

Councilmember Johnson stated that it was not noted if the City has worked with the recommended contractor in the past.

The City Engineer stated that he has not worked with the contractor but the contractor has done private work in town and has done work for Anoka Electric and the cities of Plymouth and Edina.

Councilmember Johnson introduced the following resolution and moved its adoption:

Resolution 2015-44

A Resolution Accepting the Bid and Awarding the Contract for Fiber Optic Cable Extension (Phase II, SCADA System) (Improvement Project No. 21405)

The motion for the adoption of the resolution was duly seconded by Councilmember Karasek, and upon vote being taken thereon, the following voted in favor thereof: Mayor Nelson, Councilmembers, Johnson, Karasek, Miller and Terry, and the following voted against the same: none, whereupon said resolution was passed this 26th day of May 2015.

Approve Purchase of Trail Easement at 705 South Creek Drive North Motion

Motion by Councilmember Johnson, and seconded by Councilmember Karasek, to approve the purchase of a trail easement at 705 South Creek Drive. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.

Open Forum

No comments.

Public Hearings

Resolution No. 2015-45 Approving the Vacation of a 15-Foot Wide Drainage and Utility Easement Over Lot 1, Block 1, Joshua's Acre: Summit Development (Project 2015-03)

The City Planner stated that the Council approved the Final Plat for the Cedars of Elm Creek in January, noting that the plat includes a road network and utilities which eliminates the need for the existing drainage and utility easement. He stated that the easement was originally designed to provide utilities to the area but is not needed because of the services provided through this development. He stated that staff supports the request as the easement is not needed and recommended that the Council approve the vacation of the drainage and utility easement.

Public Hearing

Mayor Nelson opened the public hearing at 7:39 p.m.

No comments made.

Motion

Motion by Councilmember Johnson and seconded by Councilmember Karasek to close the public hearing at 7:39 p.m. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.

Councilmember Karasek referenced the proposed future trail which was approved during the Consent Agenda and questioned if that has changed from what is shown on the development plans.

The City Planner provided additional information, noting that there would be some type of connection from Vera Street which would extend to connect to the trail from the Cedars development.

Resolution 2015-45

Councilmember Karasek introduced the following resolution and moved its adoption:

A Resolution Approving the Vacation of a 15-Foot Wide Drainage and Utility Easement Over Lot 1, Block 1, Joshua's Acre: Summit Development (Project 2015-03)

The motion for the adoption of the resolution was duly seconded by Councilmember Terry, and upon vote being taken thereon, the following voted in favor thereof: Mayor Nelson, Councilmembers, Johnson, Karasek, Miller and Terry, and the following voted against the same: none, whereupon said resolution was passed this 26th day of May 2015.

Resolution No. 2015-46 Approving the Vacation of a 10-Foot Wide Drainage and Utility Easement Over Lot 14, Auditor's Subdivision No. 311 and Resolution No. 2015-47 Approving a Three-Foot Variance to the 10-Foot Side Yard Setback at 11936 Mississippi Drive: (Project 2015-10)

The City Planner stated that this project involves the lot at 11936 Mississippi Drive, noting that the home was built in 1940 and currently exists as nonconforming. He stated that there is a drainage and utility easement which runs from Mississippi Drive along the entire length of the lot to the river. He stated that the property owners purchased the lot in 2012 and would like to raze the existing home and build a new home. He stated that they are requesting a side yard setback variance of three feet as well as relocation of the drainage and utility easement. He stated that this is a unique situation and staff believes that the request meets the variance criteria. He stated that staff is also amenable to the relocation of the drainage and utility easement subject to the conditions included in the draft resolution. He reported that the Planning Commission held a public hearing on May 18, 2015 and recommend unanimous approval of the request. He stated that staff recommends that the Council approve both action items as proposed.

Public Hearing

Mayor Nelson opened the public hearing at 7:47 p.m.

No comments made.

Motion

Motion by Councilmember Johnson and seconded by Councilmember Miller to close the public hearing at 7:47 p.m. Voting in favor were Mayor Nelson, Councilmembers Johnson, Karasek, Miller and Terry. Voting against: none. Motion carried.

Councilmember Johnson questioned how many trees would be lost if the drainage and utility easement were moved to the south.

The City Planner noted that a number of those trees were over story coniferous trees that exceeded their life cycle and had already been removed. He identified the portion of the easement which would remain untouched and identified the area in which tree removal would occur.

Resolution 2015-46

Councilmember Miller introduced the following resolution and moved its adoption:

A Resolution Approving the Vacation of a 10-Foot Wide Drainage and Utility Easement Over Lot 14, Auditor's Subdivision No. 311 (Project 2015-10)

The motion for the adoption of the resolution was duly seconded by Councilmember Karasek, and upon vote being taken thereon, the following voted in favor thereof: Mayor Nelson, Councilmembers, Johnson, Karasek, Miller and Terry, and the following voted against the same: none, whereupon said resolution was passed this 26th day of May 2015.

Resolution 2015-47 Councilmember Miller introduced the following resolution and moved its adoption:

A Resolution Approving a Three-Foot Variance to the 10-Foot Side Yard Setback at 11936 Mississippi Drive (Project 2015-10)

The motion for the adoption of the resolution was duly seconded by Councilmember Karasek, and upon vote being taken thereon, the following voted in favor thereof: Mayor Nelson, Councilmembers, Johnson, Karasek, Miller and Terry, and the following voted against the same: none, whereupon said resolution was passed this 26th day of May 2015.

Adjournment The Champlin City Council adjourned the regular meeting at 7:50 p.m.

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ArMand Nelson, Mayor

Attest:

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Roberta Colotti, CMC, City Clerk