Addenda Minnetonka City Council Meeting Meeting of October 30, 2023

ITEM 14A – Items concerning Doran concept plan at 3514, 3518, and 3522 Co. Rd. 101

Public comments were received after the packet was published. Those comments are attached.

ITEM – 14C Resolution certifying the results of the Nov. 7, 2023 Municipal General Election

After distribution of the packet, the council report and several documents were added.

The following documents are attached for council's review:

- Ranked Choice Voting Tabulation (RCVTC) Summary Statements for Ward 1, Ward 2, Ward 3, and Ward 4
- Abstract of Votes Cast
- Resolution certifying the results of the Nov. 7, 2023 municipal general election

ITEM – 14D Selection of office and precincts for post-election review of voting systems and tabulation of results.

After distribution of the packet, the council report was added for the selection of office and precincts for the post-election review.



14600 Minnetonka Blvd. | Minnetonka, MN 55345 | 952-939-8200 | minnetonkamn.gov

- TO: City Council
- **FROM:** Loren Gordon, AICP, City Planner
- **DATE:** Nov. 13, 2023

SUBJECT: Change Memorandum Nov. 13, 2023 City Council meeting

Item 14A – Items concerning Doran concept plan at 3514, 3518, and 3522 Co. Rd. 101

The following attached comment was received after the packet was distributed.

| Becky Koosman |
|--|
| Loren Gordon; Susan Thomas |
| Kelsey Engelen |
| FW: *NEW SUBMISSION* City council and EDA email comments |
| Sunday, November 12, 2023 6:54:13 PM |
| image001.png |
| image002.png |
| |

Please see the comment below.

Thanks,

Becky Koosman, MCMC | She/ Her City Clerk City of Minnetonka |<u>minnetonkamn.gov</u> Office: 952-939-8208

From: City of Minnetonka, MN <minnetonkamn@minnetonkamn.gov>
Sent: Sunday, November 12, 2023 7:57 AM
To: Kelsey Engelen <kengelen@minnetonkamn.gov>; Becky Koosman
<bkoosman@minnetonkamn.gov>
Subject: *NEW SUBMISSION* City council and EDA email comments

City council and EDA email comments

| Submission #: | 2818968 |
|------------------|-----------------------|
| IP Address: | 207.224.76.156 |
| Submission Date: | 11/12/2023 7:57 |
| Survey Time: | 13 minutes, 6 seconds |

You have a new online form submission. Note: all answers displaying "*****" are marked as sensitive and must be viewed after your login.

Name

Connie & Ray Wiese

Full Address

3542 Co. Rd. 101 S. Deephaven, Minnesota 55391 United States of America

Phone

Email

City Council, EDA or LBAE

City Council

Meeting date

November 13, 2023

Agenda item

14 A. Concept plan for Doran townhome redevelopment at 3514, 3518, and 3522 County Road 101

Comment

On the SE corner of the proposed project site is a tree filled storm water pond listed on maps.mmcd.org as site ID # 273918-005. It is bordered by the south side of the drive into the existing townhomes, Co. Rd. 101, and our northern property line. The water flows into it mostly from the west and north. Since moving in here 29 years ago we have seen the pond fill up to the point we wondered if it would go into our house, or across 101. It went across 101. When Hennepin County redid 101 they installed a culvert towards the north side of the pond, just below road grade. After that we have seen the pond fill up to the culvert height during hard rains, and then drain down. Most of our concerns since the initial planning meeting are the same, the end result would be 2 40' tall buildings 300' long 26' from our bedroom, with the road/parking area and trail even closer. Our immediate concerns are 1)Damage to our property including foundation, gas/sewer/water connections and pipes, ceilings, walls, etc. from digging and compacting 2)Flooding due to removing trees and filling in the pond, and raising grade 3)Traffic during construction 4)24/7 traffic after construction from service/delivery vehicles, 26 houses of renters/visitors, all driving towards our bedroom window, then turning just short of it. It will almost certainly cause problems with Co. Rd 101, especially turning left coming out 5)Snow removal 6)Property/Resale values of the existing homes 7) Two buildings 40' tall and 300' long in a neighborhood of mostly single story homes, this project if built as planned is just wrong for the neighborhood

Thank you, City of Minnetonka, MN

This is an automated message generated by Granicus. Please do not reply directly to this email.

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Dear Council Members;

We are writing concerning a concept plan for a townhome development at 3514, 3520, and 3522 Co. Rd. 101. Listed below are some of our concerns and we respectfully ask that you consider these as you are presented with the development plan at the November 13 Council meeting.

During the neighborhood meeting, the Doran representative stated "I acknowledge change is hard." We are not against change and agree housing is needed and should be developed. But that change would not be so challenging for the neighborhood if it is <u>appropriate change</u>, <u>right-sized change</u>, and <u>meaningful change the fits into the community</u>.

- Density Our neighborhood has a density of 'v2 units/acre. The development proposes 26 units, or 12.3 units/acre. This density does not fit the neighborhood and will impact the quality of our neighborhood experience and likely our property values. The development does not take into consideration the impact of this project on the neighborhood where is will be placed.
- Massing Our neighborhood is made up of <u>entry level housing</u>, with the majority being 1-1¹/2 stories. This is one of the few remaining areas in Minnetonka to provide this type of housing. The majority are family owned properties. The Doran proposal shows 41 ft. height (3 story) units. This significantly impacts the privacy we now experience residents of these townhouses would have direct line of sight into the backyards and homes on Lowell Street and fronting 101. This will directly impact our property values. Further, the length of this "wall" of housing will be well beyond 200 feet and will dwarf most of the commercial construction in the area. The transition from the commercial area to low density, single or 1¹/2 story owner occupied housing can better be handled with a mix of 1-2 story town houses and half the number units.
- Setbacks and trees Doran proposes a rear setback of 139 feet, including the existing wooded area. This is not assured, and it is concerning that this setback would change once plans move further. Doran states the 2040 comp plan permits the removal of 35% of high priority trees and 50% of existing trees. That is a lot of trees. And they are asking for a variance to remove even more trees, and a variance of the set back. Loss of trees will impact the personal value of this green space that has existed for decades. And we will most certainly lose property value from loss of privacy and loss of this green space.
- Occupancy —At the neighborhood meeting, the Doran representative told us that they
 anticipate residents of the development would be older people downsizing. This makes no
 sense if the townhomes are 3-4 bedrooms. At the Planning Commission meeting, the target
 occupancy changed to families, with the addition of a playground and walking paths. It is now
 unclear if the space that will be closest to our property line will be parking lot, playground, or
 dog area. All of which impact our current quality of life.
- Impact of siting on nearest residents The siting of the buildings will significantly impact
 property owners on the south side of the property. It appears that the two huge buildings will
 be 26-30 feet from their home (bedroom window). Inevitably, their home and quality of life will
 be impacted during construction as well as after the development is established because of
 traffic, noise, and service vehicles. Property value will drop. This is a family that has made
 significant changes to their property to be able to age in place.
- Traffic patterns Currently vehicles come through our neighborhood to avoid waiting at the traffic light on 101 and Minnetonka Boulevard. Traffic coming out of this housing development will increase traffic on 101 and will increase wait times at the light. This will result in even more traffic coming through our neighborhood, where many young children live. The current traffic will also make it challenging for persons to enter/exit the development, increasing noise, congestion, and fumes.

- Parking With only 6 guest parking spaces on the site, guests will inevitably park on Manor Drive and Lowell Street or in the commercial parking lots, increasing noise and congestion on these streets and perhaps interfering with parking needed for the businesses.
- Maintenance in similar high density areas in the city, street maintenance, including sweeping and plowing, is challenging due to the layout and street parking.

We appreciate the City's concern about fostering economic growth and improving quality of life, but not at the expense of the quality of life of our neighborhood. Knowing that our community's future depends on the physical, social, environmental and economic values that Minnetonka and Deephaven citizens embrace, we ask that the Council give considered attention to the true value of this development on the people and communities it impacts.

Respectfully, rdenson 3441 Lowell St. Lowell and Drace * 7 Loveell St. Leura DeBoer 3543 Lowell 9 Dewacine 3516 Lowell St Jourell St 3509 lower St 3501 Lowell ST 3503-4101 Hayaa undson 3509 cty Rd 100 anara 3527 W Kol 10 abeth tunics Allun 3542 Co Rd 1015. (Wiese 3542 Co Rd 1015 , Atemsas 3567 Lowell

A: Wen 3109 Martha Shanesy 3608 Lowell St. VANES PATRIDGE 3554 LOWER ST. Maggie Hengun 3508 Lowell June Hayann 3500 Lowell S



14600 Minnetonka Blvd. | Minnetonka, MN 55345 | 952-939-8200 | minnetonkamn.gov

- TO: City Council
- **FROM:** Becky Koosman, City Clerk
- DATE: Nov. 13, 2023
- SUBJECT: Change Memo for Nov. 13, 2023

ITEM – 14C Resolution certifying the results of the Nov. 7, 2023 Municipal General Election

ITEM – 14D Selection of office and precincts for post-election review of voting systems and tabulation of results.

After distribution of the packet, two council reports were added.

The following documents are attached for council's review.

- The Ranked Choice Voting Tabulation (RCVTC) Summary Statements for Ward 1, Ward 2, Ward 3 and Ward 4.
- Abstract of Votes Cast
- Resolution certifying the results of the Nov. 7, 2023 municipal general election
- Selection of office and precincts for post-election review



City Council Agenda 14C Meeting of Nov. 13, 2023

| Title: | | Resolution certifying the results of the Nov. 7, 2023, municipal general election | | | | | | |
|---|------------------------------------|---|--------------------------------------|---|--------|------|--|--|
| Report From: | Becky | Becky Koosman, City Clerk | | | | | | |
| Submitted through: | | Corrine Heine, City Attorney Moranda Dammann, Assistant City Manager | | | | | | |
| Action Requested: Form of Action: Votes needed: | ⊠Motion ⊠Resolution ⊠4 votes | □Informational □Ordinance □5 votes | □Public Hear □Contract/Ag □N/A | 0 | ⊠Other | □N/A | | |

Summary Statement

Minnesota Statutes section 205.185, subd. 3. requires the city council to certify the results of a municipal general election between the third and tenth day following a municipal general election.

Recommended Action

Staff recommends that the city council adopt a resolution to certify the results of the Nov. 7, 2023 Municipal General Election.

Strategic Profile Relatability

Financial Strength & Operational Excellence
 Sustainability & Natural Resources
 Infrastructure & Asset Management

- □Safe & Healthy Community
- □ Livable & Well-Planned Development
- \Box Community Inclusiveness

□ N/A

Statement: Certifying the results continues to fulfill the strategic profile of operational excellence.

Financial Consideration

| Is there a financial consideration? | ⊠No | □Yes [Enter estimated | or exact dollar amount] |
|-------------------------------------|-------------|-----------------------|-------------------------|
| Financing sources: | Budgeted | Budget Modification | □New Revenue Source |
| | Use of Rese | rves Other [Enter] | |

Statement:

Background

A municipal general election was held on Tuesday, Nov. 7, 2023, for the offices of Ward 1 Councilmember, Ward 2 Councilmember, Ward 3 Councilmember and Ward 4 Councilmember. The results are included in the provided resolution.

State law requires the city council certify the results of a municipal general election between the third and tenth day following a municipal general election.



November 7, 2023 Municipal Election

Ward 1 Councilmember

| Tot | otal Votes Cast: | 3031 | ** Total votes counted in th | he first round, not ir | cluding undervotes | , defective, or spoile | ed ballots ** |
|--|------------------|--|---|---|--|---|--|
| | Blank: | 127 | ** Voter did not rank any c | candidates for this o | ffice ** | | |
| Def | fective Ballots: | 1 | ** Unable to determine vot | ter's intent with resp | pect to the office bei | ng counted ** | |
| SI | Spoiled Ballots: | 38 | ** Voter made an error and | d requested a new | blank ballot ** | | |
| Nur | mber of Seats: | 1 | | | | | |
| | Threshold: | 1516 | ** Half of total votes cast for | or office + 1, disreg | arding fractions/dec | imals ** | |
| | | | | | | | |
| | | | Defeated : UWI & Reed Gilkey Round 2 Defeated: Dana Minion Round 3 Final Percentage | | | | |
| | | Round 1 | Defeated : UWI & Reed Gilkey | Round 2 | | Round 3 | Final Percentage |
| Candidate | | <i>Round 1</i> Total Number of 1st Choice Votes | | Round 2 Total Votes | | Round 3 Total Votes | Final Percentage Declared Winner: Patsy Foster-Bolton |
| | | Total Number of | Gilkey | Round 2 | Dana Minion | | Declared Winner: |
| Candidate Patsy Foster-Bolton Bonnie Burton | | Total Number of 1st Choice Votes | Gilkey Vote Transfer | Round 2 Total Votes | Dana Minion Vote Transfer | Total Votes | Declared Winner: Patsy Foster-Bolton |
| Patsy Foster-Bolton | | Total Number of 1st Choice Votes 1446 | Gilkey Vote Transfer 10 | Total Votes | Dana Minion Vote Transfer 178 | Total Votes | Declared Winner: Patsy Foster-Bolton 53.91 |
| Patsy Foster-Bolton Bonnie Burton | | Total Number of 1st Choice Votes 1446 1051 | Gilkey Vote Transfer 10 15 | Round 2 Total Votes 1456 1066 | Dana Minion Vote Transfer 178 151 | Total Votes 1634 1217 | Declared Winner: Patsy Foster-Bolton 53.91 40.15 |
| Patsy Foster-Bolton Bonnie Burton Dana Minion | (UWI) | Total Number of 1st Choice Votes 1446 1051 432 | Gilkey Vote Transfer 10 15 26 | Round 2 Total Votes 1456 1066 458 | Dana Minion Vote Transfer 178 151 -458 | Total Votes 1634 1217 0 | Declared Winner: Patsy Foster-Bolton 53.91 40.15 0.00 |
| Patsy Foster-Bolton Bonnie Burton Dana Minion Reed Gilkey | (UWI) | Total Number of 1st Choice Votes 1446 1051 432 90 | Gilkey Vote Transfer 10 15 26 -90 | Round 2 Total Votes 1456 1066 458 0 | Dana Minion Vote Transfer 178 151 -458 0 | Total Votes 1634 1217 0 0 | Declared Winner: Patsy Foster-Bolton 53.91 40.15 0.00 0.00 |



November 7, 2023 Municipal Election

Ward 2 Councilmember

| Total Ballots Cast: | 2526 | ** Total number of ballots | ** Total number of ballots cast, including undervotes, overvotes, and defective ballots ** | | | |
|-----------------------------|-------------------------------------|--|--|--|--|--|
| Blank: | 123 | ** Voter did not rank any c | andidates for this office ** | | | |
| Defective Ballots: | 3 | ** Unable to determine vo | ter's intent with respect to the office being counted ** | | | |
| Spoiled Ballots: | 19 | ** Voter made an error an | d requested a new blank ballot ** | | | |
| Number of Seats: | 1 | | | | | |
| Maximum Possible Threshold: | 1264 | ** Half of total ballots cast for office + 1, disregarding fractions/decimals ** | | | | |
| | | | | | | |
| | Round 1 | Final Percentage | | | | |
| Candidate | Total Number of 1st Choice Votes | Declared Winner: Rebecca Schack | | | | |
| Rebecca Schack | 1568 | 62.07 | | | | |
| Carrie Michels | 827 | 32.74 | | | | |
| Undeclared Write-Ins (UWI) | 5 | 0.20 | | | | |
| Over-Votes | 3 | 0.12 | | | | |
| Undervotes | 123 | 4.87 | | | | |
| TOTAL: | 2526 | 100.00 | | | | |



November 7, 2023 Municipal Election

Ward 3 Councilmember

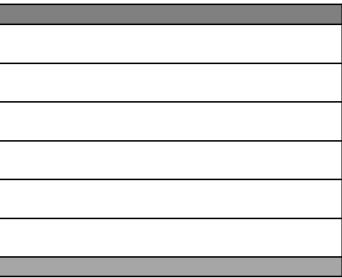
| Total Votes Cast: | 3363 | ** Total votes counted in t | * Total votes counted in the first round, not including undervotes, defective, or spoiled ballots ** | | | | |
|----------------------------|-------------------------------------|---|--|----------------------------|-----------|--|--|
| Blank: | 132 | ** Voter did not rank any c | andidates for this of | fice ** | | | |
| Defective Ballots: | 0 | ** Unable to determine vo | ter's intent with resp | ect to the office being co | punted ** | | |
| Spoiled Ballots: | 46 | ** Voter made an error an | d requested a new b | lank ballot ** | | | |
| Number of Seats: | 1 | | | | | | |
| Threshold: | 1682 | ** Half of total votes cast f | or office + 1, disrega | arding fractions/decimals | S ** | | |
| | | | | | | | |
| | Round 1 | Defeated : UWI & Ryan Ness Round 2 Final Percentage | | | | | |
| Candidate | Total Number of 1st Choice Votes | Vote Transfer Total Votes Declared Winner: Paula Ramaley | | | | | |
| Paula Ramaley | 1246 | 120 | 1366 | 40.62 | | | |
| David Haeg | 1124 | 238 1362 40.50 | | | | | |
| Ryan Ness | 989 | -989 0 0.00 | | | | | |
| Undeclared Write-ins (UWI) | 4 | -4 | 0 | 0.00 | | | |
| Exhausted Ballots | 0 | 635 | 635 635 18.88 | | | | |
| TOTAL: | 3363 | | 3363 | 100.00 | | | |



November 7, 2023 Municipal Election

Ward 4 Councilmember

| - | | - | | | | | |
|----------------------------|-------------------------------------|---|--|----------------------------|-----------------|--|--|
| Total Votes Cast: | 3287 | ** Total votes count | * Total votes counted in the first round, not including undervotes, defective, or spoiled ballots ** | | | | |
| Blank: | 277 | ** Voter did not rank | any candidates for | this office ** | | | |
| Defective Ballots: | 3 | ** Unable to determ | ine voter's intent wit | h respect to the office be | eing counted ** | | |
| Spoiled Ballots: | 47 | ** Voter made an er | ror and requested a | new blank ballot ** | | | |
| Number of Seats: | 1 | | | | | | |
| Threshold: | 1644 | ** Half of total votes | cast for office + 1, o | lisregarding fractions/de | ecimals ** | | |
| | | | | | | | |
| | Round 1 | Defeated : UWI & David G. Larson Round 2 Final Percentage | | | | | |
| Candidate | Total Number of 1st Choice Votes | Vote Transfer Total Votes Declared Winner: Kissy C. Coakley | | | | | |
| Kissy C. Coakley | 1584 | 109 | 1693 | 51.51 | | | |
| Ted Nearman | 1320 | 169 1489 45.30 | | | | | |
| David G. Larson | 373 | -373 | 0 | 0.00 | | | |
| Undeclared Write-ins (UWI) | 10 | -10 | 0 | 0.00 | | | |
| Exhausted Ballots | 0 | 105 | 105 | 3.19 | | | |
| TOTAL: | 3287 | | 3287 | 100.00 | | | |



Abstract of Votes Cast In the Precincts of the City of Minnetonka State of Minnesota at the Municipal and School District General Held Tuesday, November 7, 2023

as compiled from the official returns.

Abstract print version 40134, generated 11/9/2023 12:12:56 PM

Summary of Totals City of Minnetonka Tuesday, November 7, 2023 Municipal and School District General

| Number of persons registered as of 7 a.m. | 39216 | |
|--|-------|--|
| Number of persons registered on Election Day | 218 | |
| Number of accepted regular, military, and overseas absentee ballots and mail ballots | 3241 | |
| Number of federal office only absentee ballots | 0 | |
| Number of presidential absentee ballots | 0 | |
| Total number of persons voting | 12747 | |

Summary of Totals City of Minnetonka Tuesday, November 7, 2023 Municipal and School District General

KEY TO PARTY ABBREVIATIONS

NP - Nonpartisan

CITY QUESTION 1 (Minnetonka)

| NP | NP |
|------|------|
| YES | NO |
| 5167 | 7332 |

Council Member Ward 1 First Choice (Minnetonka)

| | NP | NP | NP | NP | WI | |
|--|-------------|---------------------|---------------|-------------|----------|--|
| | Reed Gilkey | Patsy Foster-Bolton | Bonnie Burton | Dana Minion | WRITE-IN | |
| | 90 | 1445 | 1046 | 432 | 12 | |
| Council Member Ward 1 Second Choice (Minnetonka) | | | | | | |
| | NP | NP | NP | NP | WI | |
| | Reed Gilkey | Patsy Foster-Bolton | Bonnie Burton | Dana Minion | WRITE-IN | |
| | 192 | 482 | 717 | 837 | 25 | |

Abstract print version 40134, generated 11/9/2023 12:12:56 PM

Council Member Ward 1 Third Choice (Minnetonka)

| | NP Reed Gilkey 313 | NP Patsy Foster-Bolton 304 | NP Bonnie Burton 470 | NP Dana Minion 465 | WI WRITE-IN 34 |
|--------------|--------------------------------|----------------------------------|------------------------------|--------------------------|----------------------|
| Council Memb | ber Ward 2 First Choice (Minne | etonka) | | | |
| | NP Carrie Michels 827 | NP Rebecca Schack 1568 | WI WRITE-IN 5 | | |
| Council Memb | ber Ward 2 Second Choice (M | innetonka) | | | |
| | NP Carrie Michels 687 | NP Rebecca Schack 569 | WI WRITE-IN 33 | | |
| Council Memb | ber Ward 2 Third Choice (Minn | etonka) | | | |
| | NP Carrie Michels 306 | NP Rebecca Schack 410 | WI WRITE-IN 29 | | |
| Council Memb | ber Ward 3 First Choice (Minne | etonka) | | | |
| | NP Ryan Ness 988 | NP David Haeg 1124 | NP Paula Ramaley 1244 | WI WRITE-IN 4 | |
| Council Memb | ber Ward 3 Second Choice (M | innetonka) | | | |
| | NP Ryan Ness 572 | NP David Haeg 1096 | NP Paula Ramaley 906 | WI WRITE-IN 20 | |
| Council Memb | ber Ward 3 Third Choice (Minn | etonka) | | | |
| | NP Ryan Ness 842 | NP David Haeg 341 | NP Paula Ramaley 357 | WI WRITE-IN 58 | |
| Council Memb | ber Ward 4 First Choice (Minne | etonka) | | | |
| | NP Kissy C. Coakley 1580 | NP Ted Nearman 1318 | NP David G. Larson 371 | WI WRITE-IN 10 | |
| Council Memb | ber Ward 4 Second Choice (M | innetonka) | | | |
| | NP Kissy C. Coakley 423 | NP Ted Nearman 819 | NP David G. Larson 939 | WI WRITE-IN 32 | |
| Council Mam | har Ward 4 Third Chaina (Minn | otonko) | | | |

Council Member Ward 4 Third Choice (Minnetonka)

| NP | NP | NP | WI |
|------------------|-------------|-----------------|----------|
| Kissy C. Coakley | Ted Nearman | David G. Larson | WRITE-IN |
| 444 | 676 | 433 | 57 |

| Precinct | Persons Registered as of 7 A.M. | Persons Registered on Election Day | Total Number of Persons Voting |
|------------------------------|------------------------------------|---------------------------------------|-----------------------------------|
| 27 2090 : MINNETONKA W-1 P-A | 1857 | 9 | 732 |
| 27 2095 : MINNETONKA W-1 P-B | 1759 | 5 | 387 |
| 27 2100 : MINNETONKA W-1 P-C | 2042 | 6 | 261 |
| 27 2105 : MINNETONKA W-1 P-D | 1834 | 12 | 683 |
| 27 2110 : MINNETONKA W-1 P-E | 1481 | 8 | 558 |
| 27 2115 : MINNETONKA W-1 P-F | 1458 | 4 | 538 |
| 27 2120 : MINNETONKA W-2 P-A | 2260 | 23 | 698 |
| 27 2125 : MINNETONKA W-2 P-B | 2213 | 7 | 772 |
| 27 2130 : MINNETONKA W-2 P-C | 2073 | 12 | 539 |
| 27 2135 : MINNETONKA W-2 P-D | 1334 | 0 | 249 |
| 27 2140 : MINNETONKA W-2 P-E | 1827 | 15 | 268 |
| 27 2145 : MINNETONKA W-3 P-A | 1529 | 16 | 334 |
| 27 2150 : MINNETONKA W-3 P-B | 1851 | 5 | 559 |
| 27 2155 : MINNETONKA W-3 P-C | 2135 | 12 | 711 |
| 27 2160 : MINNETONKA W-3 P-D | 2077 | 11 | 924 |
| 27 2165 : MINNETONKA W-3 P-E | 2112 | 18 | 967 |
| 27 2185 : MINNETONKA W-4 P-A | 1126 | 9 | 470 |
| 27 2190 : MINNETONKA W-4 P-B | 1725 | 9 | 517 |
| 27 2195 : MINNETONKA W-4 P-C | 2210 | 14 | 971 |
| 27 2200 : MINNETONKA W-4 P-D | 2166 | 14 | 868 |
| 27 2205 : MINNETONKA W-4 P-E | 2147 | 9 | 741 |
| City of Minnetonka Total: | 39216 | 218 | 12747 |

Office Title: CITY QUESTION 1 (Minnetonka)

| Precinct | NP YES | NP NO |
|------------------------------|-----------|----------|
| 27 2090 : MINNETONKA W-1 P-A | 287 | 439 |
| 27 2095 : MINNETONKA W-1 P-B | 168 | 215 |
| 27 2100 : MINNETONKA W-1 P-C | 106 | 150 |
| 27 2105 : MINNETONKA W-1 P-D | 272 | 403 |
| 27 2110 : MINNETONKA W-1 P-E | 249 | 302 |
| 27 2115 : MINNETONKA W-1 P-F | 195 | 336 |
| 27 2120 : MINNETONKA W-2 P-A | 240 | 441 |
| 27 2125 : MINNETONKA W-2 P-B | 308 | 454 |
| 27 2130 : MINNETONKA W-2 P-C | 188 | 345 |
| 27 2135 : MINNETONKA W-2 P-D | 94 | 152 |
| 27 2140 : MINNETONKA W-2 P-E | 75 | 186 |
| 27 2145 : MINNETONKA W-3 P-A | 109 | 220 |
| 27 2150 : MINNETONKA W-3 P-B | 243 | 309 |
| 27 2155 : MINNETONKA W-3 P-C | 317 | 384 |
| 27 2160 : MINNETONKA W-3 P-D | 396 | 497 |
| 27 2165 : MINNETONKA W-3 P-E | 369 | 576 |
| 27 2185 : MINNETONKA W-4 P-A | 215 | 242 |
| 27 2190 : MINNETONKA W-4 P-B | 232 | 267 |
| 27 2195 : MINNETONKA W-4 P-C | 399 | 547 |
| 27 2200 : MINNETONKA W-4 P-D | 376 | 470 |
| 27 2205 : MINNETONKA W-4 P-E | 329 | 397 |
| Total: | 5167 | 7332 |

Office Title: Council Member Ward 1 First Choice (Minnetonka)

| Precinct | NP Reed Gilkey | NP Patsy Foster-Bolton | NP Bonnie Burton | NP Dana Minion | WI WRITE-IN |
|------------------------------|-------------------|---------------------------|---------------------|-------------------|----------------|
| 27 2090 : MINNETONKA W-1 P-A | 14 | 366 | 230 | 97 | 1 |
| 27 2095 : MINNETONKA W-1 P-B | 11 | 162 | 107 | 85 | 2 |
| 27 2100 : MINNETONKA W-1 P-C | 24 | 109 | 70 | 41 | 2 |
| 27 2105 : MINNETONKA W-1 P-D | 17 | 325 | 241 | 68 | 3 |
| 27 2110 : MINNETONKA W-1 P-E | 14 | 232 | 201 | 83 | 2 |
| 27 2115 : MINNETONKA W-1 P-F | 10 | 251 | 197 | 58 | 2 |
| Total: | 90 | 1445 | 1046 | 432 | 12 |

Office Title: Council Member Ward 1 Second Choice (Minnetonka)

| Precinct | NP Reed Gilkey | NP Patsy Foster-Bolton | NP Bonnie Burton | NP Dana Minion | WI WRITE-IN |
|------------------------------|-------------------|---------------------------|---------------------|-------------------|----------------|
| 27 2090 : MINNETONKA W-1 P-A | 31 | 124 | 153 | 216 | 7 |
| 27 2095 : MINNETONKA W-1 P-B | 29 | 58 | 92 | 102 | 2 |
| 27 2100 : MINNETONKA W-1 P-C | 29 | 40 | 78 | 50 | 3 |
| 27 2105 : MINNETONKA W-1 P-D | 41 | 86 | 135 | 213 | 2 |
| 27 2110 : MINNETONKA W-1 P-E | 36 | 82 | 131 | 133 | 8 |
| 27 2115 : MINNETONKA W-1 P-F | 26 | 92 | 128 | 123 | 3 |
| Total: | 192 | 482 | 717 | 837 | 25 |

Office Title: Council Member Ward 1 Third Choice (Minnetonka)

| Precinct | NP | NP | NP | NP | WI |
|------------------------------|-------------|---------------------|---------------|-------------|----------|
| | Reed Gilkey | Patsy Foster-Bolton | Bonnie Burton | Dana Minion | WRITE-IN |
| 27 2090 : MINNETONKA W-1 P-A | 81 | 65 | 101 | 99 | 8 |

Office Title: Council Member Ward 1 Third Choice (Minnetonka)

| Precinct | NP Reed Gilkey | NP Patsy Foster-Bolton | NP Bonnie Burton | NP Dana Minion | WI WRITE-IN |
|------------------------------|-------------------|---------------------------|---------------------|-------------------|----------------|
| 27 2095 : MINNETONKA W-1 P-B | 36 | 30 | 72 | 74 | 6 |
| 27 2100 : MINNETONKA W-1 P-C | 35 | 26 | 43 | 68 | 4 |
| 27 2105 : MINNETONKA W-1 P-D | 74 | 73 | 100 | 83 | 6 |
| 27 2110 : MINNETONKA W-1 P-E | 51 | 61 | 82 | 61 | 7 |
| 27 2115 : MINNETONKA W-1 P-F | 36 | 49 | 72 | 80 | 3 |
| Total: | 313 | 304 | 470 | 465 | 34 |

Office Title: Council Member Ward 2 First Choice (Minnetonka)

| Precinct | NP Carrie Michels | NP Rebecca Schack | WI WRITE-IN |
|------------------------------|----------------------|----------------------|----------------|
| 27 2120 : MINNETONKA W-2 P-A | 250 | 413 | 0 |
| 27 2125 : MINNETONKA W-2 P-B | 261 | 483 | 0 |
| 27 2130 : MINNETONKA W-2 P-C | 142 | 357 | 3 |
| 27 2135 : MINNETONKA W-2 P-D | 94 | 142 | 0 |
| 27 2140 : MINNETONKA W-2 P-E | 80 | 173 | 2 |
| Total: | 827 | 1568 | 5 |

Office Title: Council Member Ward 2 Second Choice (Minnetonka)

| Precinct | NP Carrie Michels | NP Rebecca Schack | WI WRITE-IN |
|------------------------------|----------------------|----------------------|----------------|
| 27 2120 : MINNETONKA W-2 P-A | 178 | 164 | 11 |
| 27 2125 : MINNETONKA W-2 P-B | 209 | 169 | 8 |
| 27 2130 : MINNETONKA W-2 P-C | 147 | 101 | 6 |

Office Title: Council Member Ward 2 Second Choice (Minnetonka)

| Precinct | NP Carrie Michels | NP Rebecca Schack | WI WRITE-IN |
|------------------------------|----------------------|----------------------|----------------|
| 27 2135 : MINNETONKA W-2 P-D | 73 | 62 | 6 |
| 27 2140 : MINNETONKA W-2 P-E | 80 | 73 | 2 |
| Total: | 687 | 569 | 33 |

Office Title: Council Member Ward 2 Third Choice (Minnetonka)

| Precinct | NP Carrie Michels | NP Rebecca Schack | WI WRITE-IN |
|------------------------------|----------------------|----------------------|----------------|
| 27 2120 : MINNETONKA W-2 P-A | 92 | 115 | 5 |
| 27 2125 : MINNETONKA W-2 P-B | 101 | 142 | 8 |
| 27 2130 : MINNETONKA W-2 P-C | 53 | 65 | 10 |
| 27 2135 : MINNETONKA W-2 P-D | 38 | 39 | 5 |
| 27 2140 : MINNETONKA W-2 P-E | 22 | 49 | 1 |
| Total: | 306 | 410 | 29 |

Office Title: Council Member Ward 3 First Choice (Minnetonka)

| Precinct | NP Ryan Ness | NP David Haeg | NP Paula Ramaley | WI WRITE-IN |
|------------------------------|-----------------|------------------|---------------------|----------------|
| 27 2145 : MINNETONKA W-3 P-A | 63 | 110 | 137 | 1 |
| 27 2150 : MINNETONKA W-3 P-B | 159 | 153 | 225 | 1 |
| 27 2155 : MINNETONKA W-3 P-C | 226 | 230 | 229 | 0 |
| 27 2160 : MINNETONKA W-3 P-D | 277 | 258 | 359 | 1 |
| 27 2165 : MINNETONKA W-3 P-E | 263 | 373 | 294 | 1 |

Office Title: Council Member Ward 3 First Choice (Minnetonka)

| Total: | 988 | 1124 | 1244 | 4 |
|--------|-----|------|------|---|
| | | | | |

Office Title: Council Member Ward 3 Second Choice (Minnetonka)

| Precinct | NP Ryan Ness | NP David Haeg | NP Paula Ramaley | WI WRITE-IN |
|------------------------------|-----------------|------------------|---------------------|----------------|
| 27 2145 : MINNETONKA W-3 P-A | 57 | 91 | 99 | 1 |
| 27 2150 : MINNETONKA W-3 P-B | 69 | 206 | 129 | 5 |
| 27 2155 : MINNETONKA W-3 P-C | 137 | 203 | 189 | 4 |
| 27 2160 : MINNETONKA W-3 P-D | 175 | 297 | 208 | 4 |
| 27 2165 : MINNETONKA W-3 P-E | 134 | 299 | 281 | 6 |
| Total: | 572 | 1096 | 906 | 20 |

Office Title: Council Member Ward 3 Third Choice (Minnetonka)

| Precinct | NP Ryan Ness | NP David Haeg | NP Paula Ramaley | WI WRITE-IN |
|------------------------------|-----------------|------------------|---------------------|----------------|
| 27 2145 : MINNETONKA W-3 P-A | 82 | 53 | 36 | 3 |
| 27 2150 : MINNETONKA W-3 P-B | 115 | 54 | 62 | 14 |
| 27 2155 : MINNETONKA W-3 P-C | 184 | 72 | 63 | 14 |
| 27 2160 : MINNETONKA W-3 P-D | 217 | 81 | 107 | 11 |
| 27 2165 : MINNETONKA W-3 P-E | 244 | 81 | 89 | 16 |
| Total: | 842 | 341 | 357 | 58 |

Office Title: Council Member Ward 4 First Choice (Minnetonka)

| Precinct | NP Kissy C. Coakley | NP Ted Nearman | NP David G. Larson | WI WRITE-IN |
|------------------------------|------------------------|-------------------|-----------------------|----------------|
| 27 2185 : MINNETONKA W-4 P-A | 175 | 161 | 55 | 2 |
| 27 2190 : MINNETONKA W-4 P-B | 215 | 177 | 73 | 3 |
| 27 2195 : MINNETONKA W-4 P-C | 450 | 384 | 71 | 1 |
| 27 2200 : MINNETONKA W-4 P-D | 409 | 323 | 74 | 2 |
| 27 2205 : MINNETONKA W-4 P-E | 331 | 273 | 98 | 2 |
| Total: | 1580 | 1318 | 371 | 10 |

Office Title: Council Member Ward 4 Second Choice (Minnetonka)

| Precinct | NP Kissy C. Coakley | NP Ted Nearman | NP David G. Larson | WI WRITE-IN |
|------------------------------|------------------------|-------------------|-----------------------|----------------|
| 27 2185 : MINNETONKA W-4 P-A | 41 | 111 | 117 | 3 |
| 27 2190 : MINNETONKA W-4 P-B | 50 | 99 | 130 | 6 |
| 27 2195 : MINNETONKA W-4 P-C | 122 | 255 | 255 | 3 |
| 27 2200 : MINNETONKA W-4 P-D | 111 | 186 | 232 | 9 |
| 27 2205 : MINNETONKA W-4 P-E | 99 | 168 | 205 | 11 |
| Total: | 423 | 819 | 939 | 32 |

Office Title: Council Member Ward 4 Third Choice (Minnetonka)

| Precinct | NP Kissy C. Coakley | NP Ted Nearman | NP David G. Larson | WI WRITE-IN |
|------------------------------|------------------------|-------------------|-----------------------|----------------|
| 27 2185 : MINNETONKA W-4 P-A | 65 | 85 | 52 | 5 |
| 27 2190 : MINNETONKA W-4 P-B | 48 | 97 | 55 | 8 |
| 27 2195 : MINNETONKA W-4 P-C | 117 | 196 | 139 | 9 |

Office Title: Council Member Ward 4 Third Choice (Minnetonka)

| Precinct | NP Kissy C. Coakley | NP Ted Nearman | NP David G. Larson | WI WRITE-IN |
|------------------------------|------------------------|-------------------|-----------------------|----------------|
| 27 2200 : MINNETONKA W-4 P-D | 117 | 143 | 115 | 21 |
| 27 2205 : MINNETONKA W-4 P-E | 97 | 155 | 72 | 14 |
| Total: | 444 | 676 | 433 | 57 |

We, the legally constituted county canvassing board, certify that we have herein specified the names of the persons receiving votes and the number of votes received by each office voted on, and have specified the number of votes for and against each question voted on, at the Municipal and School District General held on Tuesday, November 7, 2023

As appears by the returns of the election precincts voting in this election, duly returned to, filed, opened, and canvassed, and now remaining on file in the office of the City of Minnetonka Clerk. Witness our official signature at ______ in _____ County this ______ day of ______ day of ______, 2023.

Member of canvassing board

State of Minnesota City of Minnetonka

I, ______, Clerk of the City of Minnetonka do hereby certify the within and foregoing ______ pages to be a full and correct copy of the original abstract and return of the votes cast in the City of Minnetonka Municipal and School District General held on Tuesday, November 7, 2023.

Witness my hand and official seal of office this _____ day of _____, 2023.

Resolution No. 2023-

Resolution certifying the results of the Nov. 7, 2023, municipal general election

Be it resolved by the city council of the City of Minnetonka, Minnesota as follows:

- Section 1. Background.
- 1.01. The Minnetonka municipal general election was held on Nov. 7, 2023 in accordance with applicable laws.
- 1.02 The votes received for each candidate for the Ward 1 Councilmember seat are as follows:

| Ward 1 Councilmember | | | | | | |
|----------------------------------|---|-------------|-----------------|-------------|---------|-------------|
| Candidate | e Number of Votes Vote Change Number of Votes Vote Change | Vote Change | Number of Votes | Final Round | | |
| | Round 1 | | Round 2 | | Round 3 | Percentages |
| Patsy Foster-Bolton | 1446 | 10 | 1456 | 178 | 1634 | 53.91% |
| Bonnie Burton | 1051 | 15 | 1066 | 151 | 1217 | 40.15% |
| Dana Minion | 432 | 26 | 458 | -458 | 0 | 0.00% |
| Reed Gilkey | 90 | -90 | 0 | 0 | 0 | 0.00% |
| Undeclared Write-ins | 12 | -12 | 0 | 0 | 0 | 0.00% |
| Total votes continuing | 3031 | | 2980 | | 2851 | |
| Total votes cast for this office | 3031 | | 3031 | | 3031 | |
| Totally Blank | 127 | | 127 | | 127 | |
| Partially defective | 1 | | 1 | | 1 | |
| Exhausted ballots | | | 51 | | 129 | 5.94% |

Threshold to win: 1516

Declared Winner: Patsy Foster-Bolton

*Threshold = ((Total votes cast)/(Seats to be elected + 1)) + 1

"Threshold" means the number of votes sufficient for a candidate to be elected. In any given election, the threshold equals the total votes counted in the first round, after removing partially defective and blank ballots, divided by the sum of one (1) plus the number of offices to be filled, then adding one (1). "

- 1.03 The round-by-round summary for the Ward 1 election results is as follows:
 - 1. In the initial round of voting, Patsy Foster-Bolton received the most first preference votes (1446), but did not meet the threshold (1516) to be declared the winner.
 - 2. The lowest votes including undeclared write-ins (UWI) and the candidate with the lowest first choice preferences (Reed Gilkey) were eliminated. Those votes were reallocated to the voters' second choice preference, and vote tabulation proceeded to the second round.

- 3. In the second round, Patsy Foster-Bolton continued with the highest vote total (1456), but did not meet the threshold (1516) to be declared the winner. The candidate with the lowest number of votes, including reallocated votes, in the second round (Dana Minion) was eliminated. Those votes were reallocated to the voters' next preferences, and vote tabulation proceeded to the third round.
- 4. In the third round, Patsy Foster-Bolton continued with the highest vote total (1634), which is above the threshold (1516). Patsy Foster-Bolter was declared the winner.
- 1.04 The votes received for each candidate for the Ward 2 Councilmember seat are as follows:

| Ward 2 Councilmember | | | | | | |
|----------------------------------|-----------------|------------------|--|--|--|--|
| Candidate | Number of Votes | Percent of Votes | | | | |
| Rebecca Schack | 1568 | 62.07% | | | | |
| Carrie Michels | 827 | 32.74% | | | | |
| Undeclared Write-in (UWI) | 5 | 0.20% | | | | |
| Overvote | 3 | 0.12% | | | | |
| Blank | 123 | 4.87% | | | | |
| Total votes cast for this office | 2526 | 100.00% | | | | |

Maximum possible threshold to win: 1264 Declared Winner: Rebecca Schack

"Maximum possible threshold" means the number of votes sufficient for a candidate to be elected under a first ranked choice tabulation. In any given election, the maximum possible threshold equals the total ballots cast that include votes, undervotes (blank ballots), skipped rankings, and overvotes for the office, divided by the sum of one (1) plus the number of offices to be filled, then adding one (1).

*Maximum Possible Threshold = ((Total ballots cast that include votes, undervotes (blank ballots), skipped rankings, and overvotes for the office)/(Seats to be elected + 1)) + 1.

The votes received for each candidate for the Ward 3 Councilmember seat are as follows:

| Ward 3 Councilmember | | | | | | |
|----------------------------------|----------------------------|-------------|----------------------------|----------------------------|--|--|
| Candidate | Number of Votes Round 1 | Vote Change | Number of Votes Round 2 | Final Round Percentages | | |
| Paula Ramaley | 1246 | 120 | 1366 | 40.62% | | |
| David Haeg | 1124 | 238 | 1362 | 40.50% | | |
| Ryan Ness | 989 | -989 | 0 | 0.00% | | |
| Undeclared Write-ins | 4 | -4 | 0 | 0.00% | | |
| Total votes continuing | 3363 | | 2728 | | | |
| Total votes cast for this office | 3363 | | 3363 | | | |
| Totally Blank | 132 | | 132 | | | |
| Partially defective | 0 | | 0 | | | |
| Exhausted ballots | | 635 | 635 | 18.88% | | |

1.05

Threshold to win: 1682 Declared Winner: Paula Ramaley

*Threshold = ((Total votes cast)/(Seats to be elected + 1)) + 1

"Threshold" means the number of votes sufficient for a candidate to be elected. In any given election, the threshold equals the total votes counted in the first round, after removing partially defective and blank ballots, divided by the sum of one (1) plus the number of offices to be filled, then adding one (1). "

1.06 The round-by-round summary for the Ward 3 election results is as follows:

- 1. In the initial round of voting, Paula Ramaley received the most first preference votes (1246), but did not meet the threshold (1682) to be declared the winner.
- 2. The lowest votes including undeclared write-ins (UWI) and the candidate with the lowest first choice preferences (Ryan Ness) were eliminated. Those votes were reallocated to the voters' second choice preference, and vote tabulation proceeded to the second round.
- 3. In the second round, Paula Ramaley continued with the highest vote total (1366), which did not surpass the threshold. With only two candidates remaining, however, Paula Ramaley was declared the winner.

| 1.07 The votes received for each candidate for the Ward 4 Councilmember seat are as fol |
|---|
|---|

| Ward 4 Councilmember | | | | |
|----------------------------------|----------------------------|-------------|----------------------------|----------------------------|
| Candidate | Number of Votes Round 1 | Vote Change | Number of Votes Round 2 | Final Round Percentages |
| Kissy C. Coakley | 1584 | 109 | 1693 | 51.51% |
| Ted Nearman | 1320 | 169 | 1489 | 45.30% |
| David G. Larson | 373 | -373 | 0 | 0.00% |
| Undeclared Write-ins | 10 | -10 | 0 | 0.00% |
| Total votes continuing | 3287 | | 3182 | |
| Total votes cast for this office | 3287 | | 3287 | |
| Totally Blank | 277 | | 277 | |
| Partially defective | 3 | | 3 | |
| Exhausted ballots | | 105 | 105 | 3.19% |

Threshold to win: 1644

Declared Winner: Kissy C. Coakley

*Threshold = ((Total votes cast)/(Seats to be elected + 1)) + 1

"Threshold" means the number of votes sufficient for a candidate to be elected. In any given election, the threshold equals the total votes counted in the first round, after removing partially defective and blank ballots, divided by the sum of one (1) plus the number of offices to be filled, then adding one (1). "

- 1.08 The round-by-round summary for the Ward 4 election results is as follows:
 - 1. In the initial round of voting, Kissy C. Coakley received the most first preference votes (1584), but did not meet the threshold (1644) to be declared the winner.
 - 2. The lowest votes including undeclared write-ins (UWI) and the candidate with the lowest first choice preferences (David G. Larson) were eliminated. Those votes were reallocated to the voters' second choice preference, and vote tabulation continued to the second round.
 - 3. In the second round, Kissy C. Coakley continued with the highest vote total (1693), which is above the threshold (1644). Kissy C. Coakley was declared the winner.
- 1.09 The results of the voting on Ballot Question 1 were:

Ballot Question:

"Shall the Minnetonka City Charter be amended to repeal ranked choice voting as the method for electing the mayor and city council and reinstate the use of a primary (if needed) and general election?"

Yes: 5,167 (41.34%) No: 7,332 (58.66%)

- Section 2. Council Action.
- 2.01. The city council declares that the following candidates were elected to the Minnetonka City Council:
 - Ward 1: Patsy Foster-Bolton
 - Ward 2: Rebecca Schack
 - Ward 3: Paula Ramaley
 - Ward 4: Kissy C. Coakley
- 2.02 The city council declares that Ballot Question 1 failed, and the charter is not amended.
- Section 3. Authorization
- 3.01 The city clerk is authorized to certify the results of the Nov. 7, 2023, municipal general election.

Adopted by the City Council of the City of Minnetonka, Minnesota, on Nov. 13, 2023.

Brad Wiersum, Mayor

Attest:

Becky Koosman, City Clerk

Action on this resolution

Motion for adoption: Seconded by: Voted in favor of: Voted against: Abstained: Absent: Resolution adopted.

I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the City Council of the City of Minnetonka, Minnesota, at a meeting held on Nov. 13, 2023.

Becky Koosman, City Clerk



City Council Agenda 14D Meeting of Nov. 13, 2023

| Title: | | Selection of office and precincts for post-election review of voting systems and tabulation of results | | |
|--------------------|---------|--|-----------------|--|
| Report From: | Beck | Becky Koosman, City Clerk | | |
| Submitted through: | | Corrine Heine, City Attorney Moranda Dammann, Assistant City Manager | | |
| Action Requested: | □Motion | ⊠Informational | □Public Hearing | |

| Action Requested: | □Motion | ⊠Informational | □Public Hear | ing | | |
|-------------------|-------------|----------------|--------------|---------|--------|------|
| Form of Action: | □Resolution | □ Ordinance | □Contract/Ag | reement | ⊠Other | □N/A |
| Votes needed: | □4 votes | □5 votes | □N/A | ⊠Other | | |

Summary Statement

Minnetonka City Code Section 107.070 requires that at canvass, the chief election official must select by lot the office and precincts to be reviewed and set the date, time, and place for the post-election review.

Recommended Action

Schedule post-election review on Nov. 15, 2023, at 10 a.m. in the Minnetonka Council Chambers with the selected office and precincts.

Strategic Profile Relatability

☑ Financial Strength & Operational Excellence
 □ Sustainability & Natural Resources
 □ Infrastructure & Asset Management
 □ N/A

Safe & Healthy Community
 Livable & Well-Planned Development
 Community Inclusiveness

Statement: Certifying the results and providing the audit align with the strategic profile of operation excellence.

Financial Consideration

| Is there a financial consideration? | □No | ⊠Yes \$300 | |
|-------------------------------------|---------------|----------------------|---------------------|
| Financing sources: | ⊠Budgeted | □Budget Modification | □New Revenue Source |
| | □Use of Reser | ves Other [Enter] | |

Statement: The 2023 general municipal election is included in the 2023 operational budget.

Background

Minnetonka City Code Section 107.070 requires that at canvass, the chief election official (city clerk) must select by lot the office and precincts to be reviewed and set the date, time, and place for the post-election review. At the Nov. 13 council meeting, the city clerk will draw the office and precincts to be reviewed. The council is asked to adopt a motion scheduling setting the date and time for the post-election review of the selected office and precincts.

The post-election review must be conducted in public, of a sample of ballots cast for one ranked-choice voting election for municipal office. At canvass, the chief election official will first select, by lot, the office to be reviewed. The city election official will then select, by lot, two precincts for the office selected to be reviewed. Using the actual ballots cast in the two precincts selected, the judges of the election will conduct a hand count of ballots cast for the office selected to be reviewed.

The results of the hand count will be compared to the results compiled by the voting system. The city code requires that the difference between the two results may not differ by more than the applicable percentage for a mandatory recount under Minnesota Statutes section 204C.36, subdivision 1. Valid votes that have been marked by the voter outside the vote targets or using a manual marking device that cannot be read by the voting system must not be included in making the determination whether the voting system has met the standard of acceptable performance.

If either one or both of the precincts reviewed shows a vote change of 0.5% or greater, then two additional precincts will need to be selected by lot and reviewed. If that second, additional review produces at least one more precinct with a vote change of 0.5% or greater, then a third and final review is initiated. In this final review, every precinct's ballots for the office in question must be reviewed and recounted.

The percentage of difference for publicly funded recount depends upon the total number of votes cast in the election. Where the total number of votes cast is more than 400 but less than 50,000, the percentage of difference is one-half of one percent.

Upon completion of the post-election review, the chief election official must immediately report the results to the county auditor and make those results public.