

Pursuant to due call and notice thereof, the regular meeting of the Brainerd City Council was called to order at 7:30 P.M. by Council President Bevans.

Upon roll call, the following members were noted as present: Czeczok, O'Day, Stunek, Terry, Stenglein, and Bevans. Mayor Badeaux was noted as present.

Council President Bevans opened the meeting with the Pledge of Allegiance to the flag.

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND CZECZOK, DULY CARRIED, TO APPROVE THE AGENDA.

MOVED AND SECONDED BY COUNCIL MEMBERS STENGLEIN AND CZECZOK TO APPROVE THE CONSENT CALENDAR.

- A. Approval of Bills**
- B. Approval of Minutes**
- C. Department Activity Report**
- D. Authorize Hiring of 2024 Summer Temporary Employees**
- E. Approve Event/Street Closure Application- Touch-a-Truck and Flapjack Festival Event**

Upon roll call, Council Members Czeczok, O'Day, Stunek, Terry, Stenglein, and Bevans voted "aye". No member voted "nay". The Chair declared the motion carried.

Member Johnson was noted as present at 7:39 p.m.

Presentation

Audit Presentation CliftonLarsonAllen

Mary Reedy, CliftonLarsonAllen, gave an overview of the 2023 audit. Overall, the City had a clean opinion with no findings for internal control or Minnesota legal compliance. She thanked staff for being conscientious, responsible, and responsive during the audit. The audit was submitted to the State on time. The Fund balance reserves was at 21% of 2023 expenditures, which is out of compliance with the policy.

Member Czeczok asked about the net overstatement of \$516,800 in the governmental activities.

Finance Director Hillman stated that the net overstatement was due to the special assessments. Previously, when debt was paid off, the outstanding assessments would be rolled into fund 400. She has been working to reconcile the assessment receivables and the adjustment is for additional information discovered in 2023. She gave an overview of the City's financial results comparing 2023 revenues and expenditures to the budget. The actual revenue exceeds expenditures is an \$1,240,556 balance. With adjustments the actual performance expenditures exceed revenues by \$126,364. The biggest reason for this is the 25.5 budgeted police officers, where the City reached 27 officers by the third quarter of the year.

Ms. Reedy stated that the monthly reports that Council is receiving from the Finance Department are accurate, and informed decisions can be made with the information.

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND STENGLEIN, DULY CARRIED, TO ACCEPT THE AUDIT AS PRESENTED.

Council Committee Reports

Safety and Public Works Committee

Discuss Administration of Code Violations in Screened Yards

Committee Chair O'Day stated this discussion is a result of the decision on the long grass citation appeal at the last meeting. The committee discussed that staff should make no changes to practices based on one appeal and continue to enforce codes as directed in the ordinance.

Member Czeczok stated that had he known how tall the grass actually was he wouldn't have made the motion to approve the appeal.

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND STENGLEIN, DULY CARRIED, TO DIRECT STAFF TO CONTINUE TYPICAL ADMINISTRATION OF GRASS AND WEED NUISANCE COMPLAINTS.

Direction on Active Code Enforcement Cases

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND STENGLEIN, DULY CARRIED, TO OBTAIN A SEARCH WARRANT FOR ABATEMENT/ TOWING OF THE VEHICLE AT 620 2ND AVE NE.

Personnel and Finance Committee

Approve 2024 Fire Department Relief Association Annual Report

Committee Chair Johnson stated that the Fire Department Relief Association is managing their pension fund well. The City Council is authorizing the payout per year of service increase from \$14,000 to the statutory maximum of \$15,000 per year of service.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STUNEK, DULY CARRIED, TO AUTHORIZE STAFF TO SIGN THE ANNUAL REPORTS.

Authorize the Fire Department to Participate in a Regional Funding Application

Committee Chair Johnson stated that Crosslake will be the fiscal agent to request \$250,000 from Sourcewell for radios.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND TERRY, DULY CARRIED, TO AUTHORIZE THE FIRE DEPARTMENT TO PARTICIPATE IN THE SOURCEWELL IMPACT FUNDING APPLICATION WITH CROSSLAKE FIRE DEPARTMENT.

Authorize the Fire Department to Apply for Sourcewell 24-25 Public Safety Match Funding

Committee Chair Johnson stated that the grant requires a \$12,500 match for the \$50,000 request. The Fire Relief Association will be donating \$8,800, the City's responsibility out of the operating budget will be \$3,700.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STUNEK, DULY CARRIED, TO APPROVE THE FIRE DEPARTMENT TO APPLY FOR SOURCEWELL PUBLIC SAFETY MATCHING AND AUTHORIZE APPROPRIATE SIGNATURES.

Approve Funding for Police Department Records Management System

Committee Chair Johnson stated that the current system is antiquated, the County and each of its municipalities are involved in funding the system.

Member Czczok asked about the breakdown of share for the system.

Police Chief Davis stated that the Sheriff's Department will take on a large portion of the cost due to having the jail and dispatch. The company charges each municipality based on the number of officers.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND TERRY, DULY CARRIED, TO APPROVE THE POLICE DEPARTMENT TO APPLY FOR THE SOURCEWELL THIRD-PARTY SERVICES \$20,000 REIMBURSEMENT AND USE THE PUBLIC SAFETY AID PACKAGE TO PAY THE REMAINING BALANCE FOR 2025 RECORD MANAGEMENT SYSTEM EXPENSE.

Approve Use of Statewide Affordable Housing Aid (SAHA)

Committee Chair Johnson stated that this item was previously brought forward as a request from Habitat. Staff advertised the dollars for use and a second organization came forward requesting funds.

Member Terry stated that she would be voting no, as she would prefer to see option 3 to support both organizations.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STUNEK TO AWARD THE STATEWIDE AFFORDABLE HOUSING AID TO HABITAT FOR HUMANITY AS REQUESTED \$88,000 FOR (3) SINGLE-FAMILY HOME PROJECTS.

Council Members Czczok, O'Day, Stunek, Johnson, and Bevans voted "aye" Members Terry and Stenglein voted "nay". The Chair declared the motion carried.

Approve Request of Long-Term Maintenance Funds for Lum Park Pavilion #1

Committee Chair Johnson stated that the Park Board is requesting funding from the long-term maintenance fund to complete preventative maintenance while other projects are taking place in the park.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND TERRY, DULY CARRIED, TO AUTHORIZE \$23,000 OF THE LONG-TERM MAINTENANCE FUND TO COMPLETE THE REMAINING REHABILITATION WORK AT PAVILION #1 IN LUM PARK.

Ratify the Hiring of Environmental Resources Technician Kelly Robinson

Member Czczok asked about the approval of the position by Baxter. He asked whether the City of Baxter has a say in who is hired. He asked whether Baxter City Council needs to approve the hiring and how cost share will be tracked and divided. Finally, how the evaluation of the employee will take place.

Committee Chair Johnson stated that the Environmental Resources Tech is a City of Brainerd employee, so only needs to be approved by Brainerd.

Public Works Director/City Engineer Dehn stated that Assistant City Engineer Thompson from Baxter participated in the interview and selection process. He stated that all expenses for the position are going to be identified, tracked, and divided equally. The performance evaluation would be done by the City of Brainerd, Baxter staff would have input in the evaluation.

Committee Chair Johnson asked whether time in each City will be tracked.

Public Works Director/City Engineer Dehn stated that the hours working for each City will be tracked, and the intent is to have the position be a 50/50 split between the two cities.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STUNEK, DULY CARRIED, TO RATIFY THE HIRING OF KELLY ROBINSON FOR THE ENVIRONMENTAL RESOURCES TECHNICIAN POSITION EFFECTIVE JULY 29, 2024; FURTHER, THAT SHE BE PLACED ON STEP 1 OF THE ENVIRONMENTAL RESOURCES TECHNICIAN WAGE GRID (\$33.25 PER HOUR).

Ratify Hiring Christopher Evans as Public Utilities Director

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND TERRY, DULY CARRIED, TO RATIFY THE HIRING OF CHRISTOPHER EVANS AS OUR PUBLIC UTILITIES DIRECTOR AT STEP 4 (\$68.12 PER HOUR) WITH AN AUGUST 26, 2024, START DATE AND TO ALLOW UP TO \$10,000 IN MOVING EXPENSES.

Approve Resignation of Assistant Engineer Fladung and Approve Changes to Public Works Director/City Engineer Job Descriptions

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STUNEK, DULY CARRIED, TO APPROVE THE RESIGNATION OF ASSISTANT CITY ENGINEER JAMES FLADUNG EFFECTIVE JULY 10, 2024.

Committee Chair Johnson stated that this is a slight reorganization of the Public Works department. The net change in cost is estimated at about \$3,500 for 2025.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STUNEK TO APPROVE THE UPDATED PUBLIC WORKS DIRECTOR AND CITY ENGINEER JOB DESCRIPTIONS AS PRESENTED; FURTHER TO APPROVE THE UPDATED CLASSIFICATION POINTS FOR THE PUBLIC WORKS DIRECTOR POSITION AT 834 POINTS AND THE CITY ENGINEER POSITION AT 724 POINTS, AND TO AUTHORIZE STAFF TO BEGIN ADVERTISING FOR THE POSITIONS.

Council Members O'Day, Stunek, Terry, Stenglein, Johnson, and Bevans voted "aye". Member Czeczok voted "nay". The Chair declared the motion carried.

Update regarding Brainerd Public Utilities Managers and Supervisors Association Union

HR Director Schubert stated that Bureau of Mediation Services certified the Public Utilities Managers and Supervisors Union. It does exclude confidential employees. The status-quo ordered is lifted and the union will notify the City of intent to negotiate.

Discussion on Annual Budget Timeline and Set Workshop

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND TERRY, DULY CARRIED, TO SET A BUDGET WORKSHOP FOR AUGUST 26TH, 2024 AT 6:00 PM IN THE CITY COUNCIL CHAMBERS.

2023 Tax Increment Financing (TIF) Report Summary – Informational

Committee Chair Johnson stated that the report summary was attached in the packet.

IBEW Local No. 31 Strike/Arbitration Update

HR Director Schubert stated that the City was notified that the Union's Attorney was going to recommend that the parties resume mediation. If there are any questions or if the Council wants more information, she recommends going into closed session.

Member Czczok asked about the closed session, whether it would be to discuss negotiations or arbitration.

HR Director Schubert stated that it would be to discuss negotiations.

Unfinished Business

Call for Applicants – Informational:

Mayor Recommended: (terms to expire on 12/31 of said year)

Charter Commission – 2 terms (Expire 2026) 2 terms (Expire 2025)

Park Board – 1 term (Expire 2026)

Transportation Advisory Committee- 2 terms (Expire 2025)

Mayor Recommended: (terms to expire on 9/7 of said year)

Economic Development Authority- 1 term (Expire 2026)

Council President Recommended: (terms expire on 12/31 of said year)

Parking Commission-- 1 term (Expire 2026) 1 term (Expire 2028)

Final Reading - Proposed Ordinance 1570 - Amending City Code 1200.03 Subd. 6 Temporary Licenses

Finance Director Hillman stated that this ordinance will match State statute.

Member Czczok asked whether the Council has to set a specific combinations of days.

Finance Director Hillman stated that it would be any combination of days in a calendar year.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND CZECZOK, DULY CARRIED, TO CONDUCT THE FINAL READING OF ORDINANCE 1570 AND DISPENSE WITH THE ACTUAL READING.

The Chair opened the public hearing at 8:10 p.m.

No one came forward.

The Chair closed the public hearing at 8:10 p.m.

MOVED AND SECONDED BY COUNCIL MEMBERS STUNEK AND STENGLEIN TO ADOPT ORDINANCE 1570.

ORDINANCE 1570

Upon roll call, Council Members Czeczok, O'Day, Stunek, Terry, Stenglein, Johnson, and Bevans voted "aye". No Member voted "nay". The Chair declared the motion carried.

Final Reading and Public Hearing - Proposed Ordinance 1571 - Prohibiting Camping in the City of Brainerd

Police Chief Davis stated that over the last several years, there has been an increase in encampments. These encampments have spread throughout the City and there have been incidents that are concerning from a public safety standpoint. This has led to discussions and concerns from Council Members as to what the Police Department could do if there were encampments found in parks, right of ways, and sidewalks. He is proud of the way that the Brainerd Police Department has worked with the community and community groups thus far. They have taken an empathetic approach to individuals. However, it has gotten to the level that it may be at the expense of public safety. As Police Chief, his responsibility is to the entire community. As empathetic as he is to individuals, the health, welfare, and safety of the community could be put into jeopardy with no enforcement tools. The Brainerd Police Department will double down on its collaborative efforts to coordinate with the homeless response team and other entities as it has been. However, it will not be at the expense of public safety. There have been questions about the fine amount, \$1,000 or 90-days in jail are the Minnesota Statutory limits of a misdemeanor. By no means would someone be looking at that amount for a penalty if issued a ticket in Brainerd. He has had conversations with the City Prosecutor, who is proposing the default fine amount of \$50. There would be \$85 of court surcharges, for a total of \$135.

Community Development Director Kramvik gave an overview of the ordinance.

Member Czeczok asked about the language in the ordinance referencing "homeless" people. He asked a hypothetical question about camping in Gregory Park on whether the Police Department could do anything to have individuals leave a park at the current time.

Police Chief Davis responded that the ordinance does not reference "homeless" and unless there were other applicable offenses, the Police Department does not have the authority to ask individuals to leave public spaces at this time.

The Chair opened the public hearing at 8:20 p.m.

The following individuals spoke in opposition of the ordinance:

Bridget Walters, 1103 Quince St
Ed Shaw, 521 N 9th St
Scott Adkisson, 4203 Parkway Dr, Nisswa
Bill Wear, 5823 Louvern Cir, Baxter
Jessen Alexander 1341 Acorn Dr, Pillager
Emma Crust, 133 Kelly Rae Rd
Randi Wickham, 710 S 8th St
Vickie Kinney, 8660 Fernmont Rd, Lake Shore
Leslie Moughty, 411 Juniper St
Emma Needham, 1017 13th Ave NE
Calie Schweningen, 311 3rd St SE, Little Falls

Stacia Harris-Pickar, 804 SE 19th St
Michael Giovannis, 5250 Villa Way, Minneapolis

Generally, those that spoke in opposition of the ordinance asked that the City Council act compassionately, asked to delay the ordinance, work with community partners, expressed the need for year-round individual and family shelters and supports, felt that the ordinance criminalized homelessness, and that it will be further detrimental and put up barriers for those who are unhoused currently.

The following individuals spoke in favor of the ordinance:
Tad Johnson, 218 Ridge Dr
Isabelle Johnson, 218 Ridge Dr

Generally, those that spoke in favor of the ordinance expressed concern for personal and public safety and stated that being compassionate includes helping individuals avoid situations where their health is at stake.

The Chair closed the public hearing at 9:03 p.m.

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND STENGLEIN, DULY CARRIED, TO CONDUCT THE FINAL READING OF ORDINANCE 1571 AND DISPENSE WITH THE ACTUAL READING.

Member Stenglein suggested lowering the maximum amount of the fine and the jail time. This is what Duluth did and it would be good if the City followed in Duluth's footsteps.

Member Johnson asked about the change being substantial enough to require going back to a first reading.

Attorney Langel stated that this change is not substantial enough to require the process to start over.

Member Czczok asked about whether changing the amount fined and jail time is allowable under statute. The current wording is based on State statute.

Attorney Langel stated that the City could be more restrictive than State statute.

Member O'Day stated that the ordinance was approved by the prosecutor. He is more comfortable with passing the ordinance the way it is written and coming back later to adjust if necessary. He is comfortable with what Chief Davis has said about the amount of the fines expected.

MOVED AND SECONDED BY COUNCIL MEMBERS STENGLEIN AND CZECZOK TO AMEND THE ORDINANCE BY CHANGING THE MAXIMUM AMOUNT FINED TO \$200 AND THE REMAND SENTENCE TO A MAXIMUM OF 15 DAYS IN JAIL.

Council Members Stenglein, Johnson, and Bevans voted "aye". Members Czczok, O'Day, Stunek, and Terry voted "nay". The Chair declared the motion failed.

Member Johnson stated that he appreciates all of the testimony heard tonight. He thinks that there is more that the City can do to help unhoused people. However, he did not hear anything concrete to make the situation better. He hopes that people bring solutions forward to the City Council. If this ordinance doesn't work, it can be gotten rid of in a month.

Member Terry thanked everyone for their testimony. She shared her thoughts as an elected Council Member who advocates for all individuals in our City and as someone who has an understanding and education regarding homelessness. She stated that while the City does have the beginning of a response to this issue, there needs to be a systemic solution. Housing and services to end homelessness work, tickets and arrests do not. She requested that the City postpone the ordinance, look at what it would take to have the warming shelter open all year round, coordinating services, and making camping an administrative citation if the Council chooses to pass the ordinance.

Member O'Day stated that he does not believe that the Police Department operation would change. All of the other options need to be thrown on the table, a misdemeanor is the last option for the department to utilize. He asks that we pass the ordinance and continue to offer services.

Member Czczok thanked everyone for their testimony. He stated that everyone is asking to postpone this "monster" ordinance. However, this issue has been being dealt with for decades, and it feels like "we're kicking the can down the road" by postponing the ordinance. This is not going to be storm troopers throwing out the dragnet across the City to corral everyone up to the jail. Council is trying to help the Police Department do the job they need to do. He trusts our police. They are going to do the best job they can with the help of this ordinance.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND O'DAY TO ADOPT ORDINANCE 1571.

ORDINANCE 1571

Upon roll call, Council Members Czczok, O'Day, Stunek, Johnson, and Bevans voted "aye". Members Terry and Stenglein voted "nay". The Chair declared the motion carried.

New Business

Consider Interim Use Permit for a Short-Term Rental at 1123 15th Ave NE

Community Development Director Kramvik gave an overview of the conditional use permit. Mr. Fish provided many of the conditions in providing house rules to alleviate the neighbor's concerns. The Planning Commission recommended unanimous approval of the permit with conditions.

Member Johnson asked how the mooring will be enforced.

Community Development Director Kramvik stated that the mooring would have to be documented. Future permits could be denied based on documentation.

Member Czczok stated that he believes that the neighbors will be very satisfied with Mr. Fish as the manager of the property based on his testimony and strict rules.

Member Stenglein stated that Mr. Fish brought some of the conditions to the Planning Commission through the house rules. He is on board with where the Council wants to be with short-term rentals.

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND STENGLEIN, DULY CARRIED, TO APPROVE THE INTERIM USE PERMIT FOR ONE SHORT-TERM RENTAL UNIT AT 1123 15TH AVE NE BRAINERD, MN 56401 WITH THE FOLLOWING

CONDITIONS: THE SHORT-TERM RENTAL CANNOT OPERATE UNTIL THERE IS AN APPROVED INSPECTION BY THE HOUSING INSPECTOR AND THE FIRE MARSHAL, THE INTERIM USE PERMIT FOR A SHORT-TERM RENTAL AT 1123 15TH AVE NE. BRAINERD, MN 56401 TERMINATES ONE YEAR AFTER APPROVAL, ALL OUTDOOR LIGHTING FIXTURES SHALL MEET THE STANDARDS OF SECTION 515-4-8 OUTDOOR LIGHTING OF THE ZONING CODE, BOAT DOCKING, MOORING, AND BEACHING SHALL ONLY OCCUR WITHIN PROPERTY LINES AS IF EXTENDED INTO THE LAKE, DOCK SIZE AND CONFIGURATION SHALL COMPLY WITH ALL APPLICABLE STATE REGULATIONS, THE PROPERTY AND ALL ACCESSORY STRUCTURES SHALL CONFORM TO THE CITY OF BRAINERD SHORELAND ORDINANCE, OVERNIGHT GUEST VEHICLES AND TRAILERS MUST BE PARKED IN THE DRIVEWAY, AND SUBMIT MONTHLY LODGING TAX TO THE FINANCE DEPARTMENT.

Consider Conditional Use Permit for a Childcare Center Expansion at 418 8th Ave NE

Community Development Director Kramvik stated that TCC wants to expand the area of fenced in area in order to expand the number of spaces in their facility.

Member Czczok asked how far back from Highway 210 the fence would be and whether this expansion would be affected by the upcoming project.

Community Development Director Kramvik stated that it would be within the setbacks and cause no conflict with the Highway 210 project. It will provide for 8 more spaces for their center.

MOVED AND SECONDED BY COUNCIL MEMBERS STENGLEIN AND CZECZOK, DULY CARRIED, TO APPROVE THE CONDITIONAL USE PERMIT FOR 418 8TH AVE NE BRAINERD WITH THE FOLLOWING CONDITIONS: APPROVED INSPECTIONS AND REVIEWS BY THE FIRE MARSHAL AND BUILDING OFFICIAL PRIOR TO OPERATION, THE EXPANDED 6-FOOT FENCE WILL BE THE SAME COLOR AS THE EXISTING FENCE, APPROVAL OF THE CUP AMENDMENT WITHOUT ANY FUTURE OCCUPANCY LIMITATIONS TO EXISTING CLASSROOMS IN THE BUILDING.

Consider Ordinance Prohibiting Outdoor Storage for Crypto Mining, Data Centers, AI Centers, and Similar Uses

Chair Bevans stated that he asked to have this item on the agenda. It seems that if the Council denied the interim use permit, that it would make sense to let staff know that the Council would like to consider an ordinance change. The EDA will be holding a workshop this week and he is sure that the crypto business would appreciate knowing that crypto mining in outdoor storage is not something that the City Council is interested in.

Community Development Director Kramvik stated that because the outdoor storage is the principal use which required VCV to apply for an IUP. The other crypto mining facility in Brainerd does have a large building, their use of outdoor storage is considered an accessory use. If Council does want an ordinance restricting outdoor storage, they would not be able to expand their outdoor storage.

Member Johnson asked about the other crypto mining business, why it would be considered an accessory use if their outdoor storage is on a separate parcel from their building.

Community Development Director Kramvik stated that typically there has been a consolidation of properties. Just for Crypto has not consolidated their land yet. Staff has met with them to discuss consolidation of their property.

Member Stenglein stated that the Planning Commission has talked about sound-based ordinances. She questioned how these would work together to deal with the issue as a whole.

Community Development Director Kramvik stated that one of the recommendations was to have crypto mining moved up on their itinerary to coordinate with a sound ordinance.

Member O'Day stated that after what the City has gone through the last few months this would be a good idea to bring this forward as an ordinance. The use of a building is favored because if the company picks up and leaves, at least there is a building to market.

Member Czczok asked about the use of a building and the expansion of a building.

Community Development Director Kramvik stated that there would be height, fire, and building restrictions.

Chair Bevans stated that he is shocked that the City has violated its own ordinance with the miners in operation. Another appropriate action may be to notify Just for Crypto that they are in violation. It seems unfair.

Member Czczok asked for clarification on whether the Just for Crypto facility is currently in violation of ordinances.

Community Development Director Kramvik stated that he has notified Just for Crypto that is in violation of the outdoor storage as well as grading ordinances. Staff is working through the correction process.

MOVED AND SECONDED BY COUNCIL MEMBERS TERRY AND STUNEK, DULY CARRIED, TO DIRECT STAFF TO DRAFT AN ORDINANCE PROHIBITING OUTDOOR STORAGE FOR CRYPTO MINING FACILITIES, DATA CENTERS, AND SIMILAR USES FOR THE PLANNING COMMISSION TO CONSIDER AND HOLD A PUBLIC HEARING AT THEIR AUGUST 21ST MEETING.

Public Forum

The Chair opened the public forum at 9:43 p.m.

Kevin Query, 427 Cedar St, stated that he is back again to request that the City Council direct staff to price out the cost of getting a mini sweeper for the Streets Department as well as assess where the funding would come from to purchase the sweepers.

The Chair closed the public forum at 9:44 p.m.

Staff Reports

IT/GIS Director Strong stated that the CLC Station Manager has accepted a new position, so there is no one to run the station until a replacement is found.

Finance Director Hillman stated that the Primary Election is on August 13th, there is not a City race on the primary. However, by State statute the City must hold a primary for State and Federal races.

Member Czczok asked why the City must have so many polling places for the Primary Election if there is a low voter turnout.

Finance Director Hillman stated that the same polling places must be used. For the primary, they will be operated with lower staffing numbers, but all 8 precincts must be open.

City Engineer/Public Works Director Dehn stated that Public Works maintenance staff will be assisting with street closures for night out events.

Community Development Director Kramvik stated that the EDA will hold a workshop on August 6th at 5:00 p.m. with Public Utilities Commissioners and City Council Members present in the City Council Chambers.

City Administrator Broyles stated that his six-month review will be on September 3rd in closed session. HR Director Schubert will be asking for Council input by August 23rd. The group reviewing the ownership of the Airport held a meeting on August 1st. The FAA was present at the meeting to answer questions which was prompted by Council direction to divest from the Airport. If the Council does decide to divest, it could take up to a year to complete the process. He will be meeting with County Administrator Erickson regarding the Airport. Finally, he was asked by Sourcewell to serve on the Board of Trustees for Sourcewell. It would be low impact and would not impact his City duties. He is looking for approval to do this.

Generally, City Council did not object to the request from Sourcewell for Administrator Broyles to serve on the Board of Trustees.

Mayor's Report

Mayor Badeaux stated that on Thursday, August 15th at Gregory Park the North Brainerd Association will hold their night out. The Mayor and Administrator Broyles attended an event for Sheridan for their celebration of 125 years in business. The City was given a t-shirt, he would like to see it go in the display case. On Thursday, August 22nd at Mills Field the Police and Fire Departments will be a part of a softball fundraising event for Mills Field improvements.

Council Member Reports

Member O'Day stated that as SPW Chair he would like to review the street sweeping by the end of October. Our staff works as hard as they can with the equipment that they have.

Member Stenglein stated that the Viking Festival is on August 10th at the Fairgrounds.

Member Czczok thanked the Rental Housing Inspector for his conversation with people who are near to his heart and responding to their concerns. He also stated that every individual can come before the Council to make a public statement. He has been called a liar in an opinion letter in the Brainerd Dispatch. He does not like to be called a liar and he requested that the Brainerd Dispatch do a better job.

Chair Bevans stated that he will be at the First Lutheran Church Night Out on Tuesday, August 6th on 8th Street and Norwood Steet from 5:30 to 7:00 p.m.

Adjourn

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND STUNEK, DULY CARRIED, TO ADJOURN TO THE CLOSED SESSION PER MN STATUTE 13D.05 SUBD 3(C)3 TO DISCUSS THE POTENTIAL SALE OF CITY-OWNED PARCEL 41010545.

The Chair adjourned the meeting at 10:02 p.m.

Council adjourned to the closed session after a five-minute break.

The Chair reconvened the meeting at 10:15 p.m.

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND STUNEK, TO ADJOURN THE MEETING.

The Chair adjourned the meeting at 10:15 p.m.



Nicholas W. Broyles
City Administrator