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: O'Day, Stunek, Terry, Stenglein, Johnson, Czeczok, and Bevans. Mayor Badeaux was also noted as present.

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

MOVED AND SECONDED BY COUNCIL MEMBERS STUNEK AND TERRY, DULY CARRIED, TO APPROVE THE AGENDA.

MOVED AND SECONDED BY COUNCIL MEMBERS STENGLEIN AND O'DAY TO APPROVE THE CONSENT CALENDAR WITH THE ITEMS REMOVED.

A. **Approval of Bills**
B. **Approval of Minutes**
C. **Department Activity Report**
D. **Approve MN Lawful Gambling Application Submitted by Central Lakes College Foundation for an Event on May 7, 2025, at 501 West College Dr**
E. **Approve Event/Street Closure Application - Turkey Trot**
F. **Adopt Resolution Accepting 3rd Quarter Donations**

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

Council Committee Reports

Personnel and Finance Committee

Accept Resignation of Community Service Officer (CSO) Drew Belton

MOVED AND SECONDED BY COMMITTEE MEMBERS STUNEK AND JOHNSON, DULY CARRIED, TO ACCEPT MR. DREW BELTON'S RESIGNATION EFFECTIVE OCTOBER 18, 2024; FURTHER, TO AUTHORIZE STAFF TO BEGIN THE HIRING PROCESS TO BACKFILL ONE OF THE COMMUNITY SERVICE OFFICER POSITIONS.

Update regarding Arbitration with IBEW Public Utilities Union

HR Director Schubert stated that an Arbitrator has been selected with a tentative date of December 18th for arbitration.

Approval of Memorandum Of Agreement (MOA) Establishing Wages for New Public Utilities Department Positions

Committee Chair Johnson stated that the City and IBEW 31 have come to an agreement on the new positions to set the 2024 wages.

MOVED AND SECONDED BY COMMITTEE MEMBERS JOHNSON AND TERRY, DULY CARRIED, TO APPROVE THE MOA BETWEEN THE CITY OF BRAINERD AND IBEW LOCAL NO. 31 PUBLIC UTILITIES UNION ESTABLISHING THE WAGES FOR THE BUSINESS OFFICE SUPPORT SPECIALIST, FACILITIES CUSTODIAN AND JOURNEYMAN ELECTRICIAN POSITIONS.

Ratify Hiring of Josh Gravelle as Lineworker

MOVED AND SECONDED BY COMMITTEE MEMBERS JOHNSON AND STUNEK, DULY CARRIED, TO RATIFY THE HIRING OF JOSH GRAVELLE FOR A LINEWORKER POSITION; FURTHER, THAT JOSH BE PLACED ON STEP 4 OF THE 2023 LINEWORKER WAGE GRID ($46.37 PER HOUR).

Ratify the Hiring of Michael Habighorst as Public Works Director

Committee Chair Johnson stated that staff went through the hiring process. He is aware that there is another candidate that some people know and like. The City Council has one employee, which is the City Administrator. When the City Administrator interviews a department head, he will put his trust in the City Administrator's decision in who he can work with.

Member O'Day stated that this is a tough one, he is sure that Mr. Habighorst is very high quality. This is the first time there hasn't been a committee to hire a Department Head. He got a little more information from the City Administrator before the meeting. The decision is a hard one as a different candidate would have a zero-learning curve.

Member Stunek stated that he is in favor of hiring local candidate who has already worked for the City.

Member Stenglein stated that she agrees with Members O'Day and Stunek. While she supports the decisions of the City Administrator, she wants to know more about the candidates before she can make a decision.

Member Czeczok asked about the hierarchy of the position. He feels that the Council is asked to make an important decision, but he would like to see resumes and other public documents. He trusts staff, but he would like more information and review all of the possibilities.

Member Terry stated that she is curious why Council Members did not get involved earlier. This is an awkward position for staff.

Mayor Badeaux stated that he echoes the sentiments on the process. Without additional information he does not feel the Council can make a decision. He is discouraged by the constant shuffling of staff. The other candidate in question was promoted twice by the City Council to this exact position and could hit the ground running.

Chair Bevans stated that he supports the motion. If the process was not favorable, the Members should have gotten involved earlier. The Council directed the City Administrator to choose a candidate. Council Members should have asked to be on the hiring committee. To change the decision now, is going to slow the process down.

Member Czeczok requested to speak a second time.

Chair Bevans denied the request.

Member O'Day stated that he supports the challenge, because he thinks any Council Member that wants to speak before a decision is made should be allowed to speak. Member Czeczok represents 14,000 people, so he has a big voice.

Member Czeczok stated that he has a piece of applicable information.

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND O'DAY TO CHALLENGE CHAIR BEVANS' DECISION TO CLOSE DISCUSSION.

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

Member Czeczok stated that he e-mailed HR Director Schubert on October 6th, asking about the number of applicants, how many qualified applicants, and how many applicants were being interviewed. She replied that interviews were scheduled for October 3rd. He believes that the City Council should be a part of the decision making process. Council Members have a responsibility to the City.

Chair Bevans stated that Member Czeczok asked how many people, he didn't ask to be a part of the interview process.

MOVED AND SECONDED BY COMMITTEE MEMBERS JOHNSON AND TERRY TO RATIFY THE HIRING OF MICHAEL HABIGHORST AS OUR PUBLIC WORKS DIRECTOR AT STEP 3 ($55.97 PER HOUR) WITH A START DATE OF NOVEMBER 1, 2024.

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

Member Czeczok asked Attorney Langel whether applicant data is public information.

Attorney Langel listed a number of items that are public information when it comes to applicant data.

Chair Bevans asked for clarification on the request for data.

Member Czeczok stated that he is not so sure that he agrees with the recommendation, so he wants more information to make a recommendation to Staff.

MOVED AND SECONDED BY COMMITTEE MEMBERS CZECZOK AND STENGLEIN TO REQUEST PUBLIC INFORMATION ON THE CANDIDATES, RESUMES, SCORING, ETC.

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

Ratify Hiring of Katherine Caswell for Administrative Specialist - Public Works Department

Committee Chair Johnson updated the Council that Ms. Caswell rescinded her offer after the packet went out. The position will be reposted.

Approve New Administrative Assistant Job Description

Committee Chair Johnson stated that this update to the job description adds a little more responsibility onto the position. It will increase pay approximately $170 a month in benefits and salary if the current specialist is hired for the position.

MOVED AND SECONDED BY COMMITTEE MEMBERS JOHNSON AND STUNEK, DULY CARRIED, TO APPROVE THE NEW ADMINISTRATIVE ASSISTANT JOB DESCRIPTION AND TO AUTHORIZE STAFF TO NEGOTIATE THE WAGE FOR THE NEW POSITION WITH THE IBEW LOCAL NO.31 ADMINISTRATIVE SUPPORT UNION.

Discussion on Franchise Fees

Committee Chair Johnson stated that the committee would like to hear public engagement on the issue. Members of the business community have questions. Step one is to get public input. He is willing to let staff explore this to see how it could be beneficial to the community.

MOVED AND SECONDED BY COMMITTEE MEMBERS JOHNSON AND TERRY, DULY CARRIED, TO CONTINUE EXPLORATION OF FRANCHISE FEES MODEL FOR FUNDING THROUGH PUBLIC ENGAGEMENT SUCH AS SCHEDULING INFORMATIONAL MEETINGS, INPUT SESSIONS, PUTTING OUT AN ONLINE SURVEY, AND OTHER POSSIBLE AVENUES.

Consider Insurance Coverage Rapid Flashing Beacon (RFB) Signs

Committee Chair Johnson stated that the City recently had an RFB struck by an uninsured driver and the cost to the City was $7,935. If the City insured the sign, they would only be subject to a $5,000 deductible. As more signs are installed, there may be more incidents.

Member Stenglein asked if the insurance cost would increase if more signs were added.

Finance Director Hillman stated that the signs would be covered up to $100,000 of property regardless of the number of signs the City has.

Chair Bevans supports the motion. He asked whether the City has pursued restitution for the cost of the sign.

Deputy Chief Runde stated that he is unsure about this particular incident, he will look into the matter and report back.

MOVED AND SECONDED BY COMMITTEE MEMBERS JOHNSON AND STUNEK, DULY CARRIED, TO DIRECT STAFF TO WORK WITH INSURANCE AGENTS TO ADD RFB SIGNS AS PIO FOR THE MARCH 1, 2025, RENEWAL.

Approve Funding to be Budgeted for 2025 Council Retreat

Committee Chair Johnson stated that the approved funding will be for supplies. The Council will need to provide their own meals.

MOVED AND SECONDED BY COMMITTEE MEMBERS JOHNSON AND TERRY, DULY CARRIED, TO AUTHORIZE FUNDS TO BE USED FROM THE SPECIAL PROJECT BUDGETED LINE ITEM IN 2025 FOR A COUNCIL RETREAT WITH NO MONEY BEING SPENT ON COUNCIL MEMBERS FOR FOOD.

Committee Chair Johnson stated that part of the motion was to select a weekday or weekend.

Generally, the Council supported having the event on a weekday.

Safety and Public Works Committee

Discussion on Sanitary Sewer Rates

Committee Chair O'Day there is $100,000 of sanitary sewer repairs being completed this year. The Evergreen main run will cost about $1.1 million. The rates need to be looked at to see how long it is going to take before the project can be completed.

Member Czeczok stated that this main would have been completed if not for the cost. The main is next to the river. There are options to complete the project.

Member Johnson stated he supports that rates need to increase for the enterprise fund. The City has not done a great job of maintaining the entire system and needs to get on top of repairs.

Mayor Badeaux stated that he appreciates Member Czeczok for bringing these issues forward.

MOVED AND SECONDED BY COMMITTEE MEMBERS O'DAY AND CZECZOK, DULY CARRIED, TO DIRECT STAFF TO PROVIDE INFORMATION REGARDING THE RATE INCREASE NEEDED TO MEET FUNDING NEEDS FOR THE PROJECT AND WHEN TO ADD THE SEWER PROJECT IN THE CAPITAL PLAN.

Adopt Resolution - Imp 23-13 - No Parking on S. 4th/Willow

Committee Chair O'Day stated that this no parking measure is more of a formality as there is already no parking in this area.

MOVED AND SECONDED BY COMMITTEE MEMBERS O'DAY AND STENGLEIN, DULY CARRIED, TO ADOPT RESOLUTION AFFIRMING THE NO PARKING ZONES OF S. 4TH STREET AND WILLOW STREET WITHIN 260 FEET OF THE INTERSECTION OF HIGHWAY 371B.

RESOLUTION 43:24

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

Authorize Application for National Scenic Byway Grant Program

Committee Chair O'Day stated that this is another grant for the pedestrian bridge. The City hopes to receive grants to fund the bridge so that it is not a taxpayer funded project which he would not support.

MOVED AND SECONDED BY COMMITTEE MEMBERS O'DAY AND STENGLEIN, DULY CARRIED, TO AUTHORIZE SRF TO APPLY FOR THE NSBP GRANT FOR THE TH 210/LUM PARK PEDESTRIAN BRIDGE PROJECT ON BEHALF OF THE CITY CONDITIONAL THAT THE CITY BE AWARDED SUFFICIENT IIJA TECHNICAL ASSISTANCE FUNDING TO COVER THE $9,954.

Provide Direction for Paradigm Auto Code Violations

Committee Chair O'Day stated that the committee was asking for more information for the options the business owner has at the current location and the possibility of a land swap.

Member Johnson asked whether the owner was continuing to receive fines while this decision was being made or whether the fines were on hold.

Community Development Director Kramvik stated that the fines are on hold until a solution is reached.

MOVED AND SECONDED BY COMMITTEE MEMBERS O'DAY AND CZECZOK, DULY CARRIED, TO DIRECT STAFF TO GATHER INFORMATION FOR A POTENTIAL LAND SWAP AND THE OPTIONS THAT THE OWNER HAS AT THEIR CURRENT LOCATION.

Approve Brainerd Community Action Request for Semi-Permanent Statues in the Right of Way

Committee Chair O'Day stated that the cookies will be on display during the holiday season. A nice addition at no cost to the City.

MOVED AND SECONDED BY COMMITTEE MEMBERS O'DAY AND STENGLEIN, DULY CARRIED, TO APPROVE THE REQUEST BY BRAINERD COMMUNITY ACTION FOR THE INSTALLATION OF SEMI-PERMANENT STATUES IN THE DOWNTOWN CORRIDOR RIGHT OF WAY.

Unfinished Business

Mayor Recommendation to Commission

Mayor Badeaux recommended Patrick Wussow to the Public Utilities Commission

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND O'DAY TO APPOINT PATRICK WUSSOW TO THE PUBLIC UTILITIES COMMISSION.

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

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)
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)
Planning Commission—1 term (Expire 2026)

Final Reading - Proposed Ordinance 1576 - Annexation of 15106 Riverside Drive

Community Development Director Kramvik gave an overview of the ordinance and stated that the public hearing was held at the previous meeting.

MOVED AND SECONDED BY COUNCIL MEMBERS STENGLEIN AND O'DAY, DULY CARRIED, TO CONDUCT THE FINAL READING OF ORDINANCE 1576 AND DISPENSE WITH THE ACTUAL READING.

MOVED AND SECONDED BY COUNCIL MEMBERS STENGLEIN AND O'DAY TO ADOPT ORDINANCE 1576.

ORDINANCE 1576

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

Update on IT Integration

Administrator Broyles gave an overview of the letter provided by Attorney Langel which stated, 'Having varying duties for the various IT consumers throughout the City does not prevent the City from integrating the two IT Departments organizationally'. He is recommending a work group be created for integration.

Member Czeczok asked whether giving direction to staff is a formal public process. He stated that in order to give direction, the Council must vote on it. He doesn't recall the City Council voting on giving direction to the City Administrator formally and publicly to integrate the IT Departments.

Attorney Langel stated that not all direction to staff requires a vote, referencing workshop settings that the Council generally gives direction without voting.

Member Johnson stated that the City Council conducted a closed session for City Administrator Broyles' six-month evaluation. During that evaluation, the City Council talked about goals moving forward, two of which were integrating IT and Finance. HR Director Schubert and himself, as the Personnel and Finance Chair, put together a summary of the evaluation and it was placed on the consent agenda of the next Council meeting. That consent agenda was voted on and approved unanimously by the City Council. He then asked whether the work group would be comprised of Chair Matten and Chair Bevans and continue after the new year with potential new appointments of Council and Commission Chairs or whether the work group would be the Chairs of the Council and Commission.

City Administrator Broyles stated that he would prefer members be appointed by the position not the person.

Member Czeczok asked whether other Council Members could be involved as long as there isn't a quorum. He appreciates what Chair Bevans said about getting involved, and he wouldn't mind being involved in this work group.

City Administrator Broyles stated that it is up to the Council who they want to be on the work group, he prefers a small group in order to be agile.

MOVED BY COUNCIL MEMBER CZECZOK THAT HE BE APPOINTED TO THE WORK GROUP.

Chair Bevans declared that the motion dies for lack of a second.

Member Czeczok stated that on the one hand the Council is talking about people getting involved and provided with more information. This seems to be cloaked with secrecy, and he wants to be involved.

Member Johnson stated that he supports this, however, he is concerned about the balance of the committee being tipped toward City Hall. It may be an issue adding yet another person to the committee.

Chair Bevans stated that he is not concerned as it is a work group and the decision will need to be voted on at some point.

Member Czeczok stated that he is a person of the people, not City Hall.

MOVED BY COUNCIL MEMBERS O'DAY AND STENGLEIN, DULY CARRIED, TO APPOINT THE CITY COUNCIL CHAIR, PUBLIC UTILITIES LIAISON, PUBLIC UTILITIES COMMISSION CHAIR, ADMINISTRATOR BROYLES, AND PUBLIC UTILITIES DIRECTOR EVANS TO A WORK GROUP TO OVERSEE THE INTEGRATION PROCESS.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STENGLEIN, DULY CARRIED, TO CREATE A WORK GROUP TO FORMALLY OVERSEE THE IT INTEGRATION PROCESS WITH THE APPOINTEES.

Update on Information Requested on BLRA

Administrator Broyles gave an overview of the information provided in the packet. He stated that staff will continue working on the other items requested by Council.

Member Czeczok stated that he would argue that in 1946, HR was not a department of the City. Regardless of where HR was put in the organization at its creation, it is now not combined with Finance. The City is paying a cost that is not included in the ordinance.

New Business

Adopt Resolution Providing for the Issuance and Sale of General Obligation Bonds, Series 2024A in the Proposed Amount of $3,370,000

Chris Hogan, Baker Tilly, gave an overview of the proposed bond sale for the 2024 South Brainerd Reconstruction, Improvement 22-08. The proposed bond sale is at $3.37 million of which, $2.03 million are improvement bonds and $1.34 million are utility revenue bonds. The sale of the bonds will be conducted on November 18th and the Council will consider the bids at its meeting that evening.

Member Johnson asked where the $2.03 million matches up with the Capital Improvement plan for this project. He then asked whether the debt levy was to the benefit of the taxpayers.

Finance Director Hillman stated that the City estimated the issuance at $2 million of improvement bonds each year, the cost of issuance also needs to be paid because the City does not have the funds to fund that. The debt issues were included in the preliminary levy set by the City.

Member Czeczok asked for clarification on the effect that the bonds would have on the final levy. He asked whether the issuance would affect the amount that was allowed in the levy to be flexible should the Airport levy need to be increased.

Finance Director Hillman stated that when the preliminary levy was set there was $167,000 included in the 2025 debt levy to pay for the bonds.

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND CZECZOK TO ADOPT RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS, SERIES 2024A, IN THE PROPOSED AGGREGATE PRINCIPAL AMOUNT OF $3,370,000.

RESOLUTION 44:24

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

Authorize Submission of Small Cities Development Program (SCDP) Preliminary Proposal to Department of Employment and Economic Development (DEED)

John Schommer, HRA Rehab Coordinator, stated that the HRA on behalf of the City will be applying for up to $600,000 for residential rehab and up to $600,000 for commercial rehab to coincide with the Highway 210/Washington Street reconstruction.

Member Czeczok asked whether the grant required a funding match.

Mr. Schommer stated that there are funds in the local income fund from previous small cities grants, various construction services, HRA staff time, and other sources that can be used as leverage funds.

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND STENGLEIN, DULY CARRIED, TO AUTHORIZE THE BRAINERD HRA TO SUBMIT A SMALL CITIES DEVELOPMENT PROGRAM (SCDP) 2025 PRELIMINARY PROPOSAL TO THE DEPARTMENT OF EMPLOYMENT AND ECONOMIC DEVELOPMENT (DEED) TO COINCIDE WITH THE WASHINGTON STREET CONSTRUCTION.

Adopt Resolution for Assessment - 2023-2024 Nuisance Abatement and 2023-2024 Downtown Special Services District

City Engineer Dehn gave an overview of the process for the assessment process. He requested that the City Council approve all assessments together. Individual cases can be removed from the rolls after the 30-day clock to pay for the assessments has started.

Community Development Director Kramvik stated that there are three properties who have contested their assessments. These will be reviewed by staff and will be heard at the next meeting.

The Chair opened the public hearing at 8:41 p.m.

No one came forward.

The Chair closed the public hearing at 8:42 p.m.

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND STENGLEIN TO ADOPT RESOLUTION ADOPTING THE ASSESSMENTS AS PROPOSED FOR 2023-2024 DOWNTOWN SPECIAL SERVICES DISTRICT INCLUDING DOWNTOWN SNOW REMOVAL, AND 2023-2024 NUISANCE ABATEMENT.

RESOLUTION 45:24

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

Adopt Resolution Adopting Assessment - Improvement 22-08 South Brainerd Reconstruction Project

City Engineer Dehn gave an overview of the assessment process. He requested that the City Council approve all assessments together. Individual cases can be removed from the rolls after the 30-day clock to pay for the assessments has started. He stated that there is a deferment process that can be submitted to City Hall staff during business hours to be considered at a future City Council meeting.

The Chair opened the public hearing at 8:43 p.m.

John Stubbs, 823 S 6th Street, stated that the reconstruction project was well done. He asked questions about the amount of assessment and interest. He stated that the amount of interest seems excessive.

City Engineer Dehn gave answers to his question on his specific lot.

Finance Director Hillman stated that the interest amount policy is to assess 2% over the amount of the estimated interest to issue bonds.

The Chair closed the public hearing at 8:47 p.m.

Member Terry stated that she will abstain from voting as she lives in the project area.

MOVED AND SECONDED BY COUNCIL MEMBERS STENGLEIN AND O'DAY TO ADOPT RESOLUTION ADOPTING THE ASSESSMENTS AS PROPOSED FOR IMPROVEMENT 22-08 - SOUTH BRAINERD RECONSTRUCTION PROJECT.

RESOLUTION 46:24

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

Consider $1/Acre Incentive Program and Parameters

Community Development Director Kramvik gave an overview of the program. It was presented to the EDA on October 3rd and the EDA recommended its approval.

Member Czeczok asked whether the City had sold any of the land with the previous $1/acre incentive.

Community Development Director Kramvik stated that the City did not sell any parcels at the incentive rate, partially due to the fact that the City did not have a broker at the time.

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND O'DAY, DULY CARRIED, TO THE $1/ACRE LAND CREDIT PROGRAM AS PRESENTED.

Consider Conditional Use Permit for Propane Fuel Storage Tank Facility at 2602 S. 11th St. for Superior Fuel Company

Community Development Director Kramvik gave an overview of the conditional use permit. The Planning Commission unanimously recommended the permit at its special meeting on October 21st with one condition.

MOVED AND SECONDED BY COUNCIL MEMBERS STUNEK AND STENGLEIN, DULY CARRIED, TO APPROVE THE CONDITIONAL USE PERMIT FOR 2602 11TH ST SE BRAINERD, MN 56401 WITH A CONDITION TO THE PERMIT: A FINAL INSPECTION BY THE FIRE MARSHAL AND BUILDING OFFICIAL IS TO BE CONDUCTED PRIOR TO OPERATION OF THE FACILITY.

Adopt Resolution - Receive Feasibility Report and Call for Public Hearing - Improvement 23- 13 - TH 371B/Willow Street Roundabout Project

Chair Bevans asked for the amount that the City is paying above what it would have when the reconstruction was done previously on South 6th street.

Member Johnson stated that the amount could be calculated. He would like to see the difference between the amounts.

Member O'Day stated that he will be voting no, as it is not a good use of staff time.

Member Czeczok stated that it is an effort of futility.

Member Johnson stated that this data could be used for future projects with MnDOT when the City approaches MnDOT.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STENGLEIN TO DIRECT STAFF TO DO THE RESEARCH TO COMPARE THE DIFFERENCE IN THE AMOUNT THE CITY WILL BE SPENDING TO PUT THIS ROUNDABOUT IN NOW INSTEAD OF WHEN THE RECONSTRUCTION WAS BEING COMPLETED.

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

Mayor Badeaux stated his distaste for the project as there will be complaints from the citizens about the road being closed down again, again. The City wanted this roundabout to be put in when the road was reconstructed previously.

MOVED AND SECONDED BY COUNCIL MEMBERS STENGLEIN AND JOHNSON TO ADOPT RESOLUTION RECEIVING THE FEASIBILITY REPORT AND SETTING THE PUBLIC HEARING FOR IMPROVEMENT 23-13 - TH 371B/WILLOW STREET ROUNDABOUT PROJECT ON NOVEMBER 18TH, 2024 AT 7:30 PM.

RESOLUTION 47:24

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

Public Forum

The Chair opened the public forum at 8:56 p.m.

No one came forward.

The Chair closed the public forum at 8:57 p.m.

Staff Reports

Deputy Police Chief Runde stated that the Police Department is holding their Halloween Safety Event on October 31st from 3:30 p.m. to 6:00 p.m.

Finance Director Hillman stated that the General Election is on November 5th from 7:00 a.m. to 8:00 p.m. Public testing was conducted today to ensure that the machines are ready for the election.

Community Development Director Kramvik stated that the EDA will be touring the Just for Krypto facility in November. The City Council and Public Utilities Commission will be invited to attend once the date is set.

City Administrator Broyles stated that he and his wife attended the Great Pumpkin Festival. He thanked specific staff who helped with the festival.

<u>Mayor's Report</u>

Mayor Badeaux echoed Administrator Broyles' comments on the Great Pumpkin Festival. The Downtown Spooktacular will be taking place on October 26th from 11:00 a.m. to 1:00 p.m. The Brainerd Jaycees are partnering with other organizations to bring back the distinguished awards. Applications for this are online through the Jaycees.

<u>Council Member Reports</u>

Member Terry stated that the Drug Take Back day is on October 19th at Cub Foods.

Member Czeczok stated that the Public Utilities Commission is conducting strategic planning. He reflected on the meeting. He stated that the Council is here to share discourse. The rules of decorum state that all members will get the chance to speak twice in a discussion. He is disappointed in those who voted no to further discussion.

Member Stunek stated that the Fire Department Open House was a huge success again.

<u>Adjourn</u>

<u>Adjourn to Closed Session per MN Statute 13D.03 Subd 1(B) for Closed Labor Negotiations Strategy Session for IBEW 31 (Public Utilities), LELS, Teamsters, and United Steel Workers Unions</u>

MOVED AND SECONDED BY COUNCIL MEMBERS STUNEK AND STENGLEIN, TO ADJOURN TO CLOSED SESSION PER MN STATUTE 13D.03 SUBD 1(B) FOR CLOSED LABOR NEGOTIATIONS STRATEGY SESSION FOR IBEW 31 (PUBLIC UTILITIES), LELS, TEAMSTERS, AND UNITED STEEL WORKERS UNIONS

The Chair adjourned to closed session at 9:04 p.m.

The Council took a 7-minute break.

The Chair reconvened the meeting at 9:29 p.m.

MOVED AND SECONDED BY COUNCIL MEMBERS STUNEK AND O'DAY, TO ADJOURN THE MEETING.

The Chair adjourned the meeting at 9:29 p.m.

Nicholas W. Broyles
City Administrator

October 21, 2024