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 O'Day.

Upon roll call the following Members were noted as present: Yeager, Erickson, Bevans, Czeczok, Johnson, and O'Day. Mayor Badeaux was also noted as present. Member Stunek was noted as absent.

Chair O'Day led the Pledge of Allegiance to the flag.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND CZECZOK, DULY CARRIED, TO APPROVE THE AGENDA.

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

A. **Approval of Bills**
B. **Approval of Minutes**
C. **Department Activity Reports**
D. **Approve MN Lawful Gambling Application for Exempt Bingo Submitted by St. Andrew's Catholic Church for an event to be held on March 21, 2026 and November 21, 2026**
E. **Adopt Wage Resolution and Ratify the July 1, 2024, through December 31, 2026, Collective Bargaining Agreement between the City of Brainerd and the Brainerd Public Utilities Managers and Supervisors' Association**
F. **Accept the Retirement of Water Crew Chief Jeff Innes effective December 2, 2025**
G. **Approve Surplus Items for Auction**
H. **Authority to Enter into Consulting Agreement with USI Consulting Group (USICG) for 2026- 2027 for Actuarial Services to Comply with Government Accounting Standards Board (GASB) Relating to Other Post Employment Benefits (OPEB)**

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

Public Forum

The Chair opened the public forum at 7:32 p.m.

No one came forward.

The chair closed the public forum at 7:32 p.m.

Council Committee Reports

Personnel and Finance Committee

Review Grant Application Policy (6 Month Review)

Committee Chair Johnson stated that the policy has only been exercised twice. The committee requested to review the policy again in twelve months. The policy still requires the application for the grant be brought forward to the City Council, but if there is a time sensitivity for application allows for bringing the grant to the Council for approval after applying.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND BEVANS, DULY CARRIED, TO CONTINUE WITH THE CURRENT POLICY AS WRITTEN AND REVIEW THE POLICY AGAIN IN TWELVE MONTHS.

Public Utilities Director Hiring Update

Committee Chair Johnson stated that the hiring committee interviewed Mr. Sandy, it went well. He thinks that he will be an excellent addition to the Public Utility Department. Mr. Sandy negotiated these terms with Mr. Weldon and HR Director Schubert.

Member Czeczok reminded the Council what it was discussing 366 days prior to tonight's meeting.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND BEVANS, DULY CARRIED, TO RATIFY THE HIRING OF PAUL SANDY WITH THE FOLLOWING CONDITIONS: MR. SANDY'S DATE OF HIRE WILL BE TUESDAY, NOVEMBER 4, 2025, AND HE WILL BE PLACED ON STEP 5 OF THE PUBLIC UTILITIES DIRECTOR WAGE GRID WHICH IS EQUIVALENT TO $76.80 PER HOUR, IN RECOGNITION OF HIS PREVIOUS SERVICE WITH THE CITY OF BRAINERD, HIS VACATION ACCRUAL RATE WILL BE ADJUSTED TO REFLECT TOTAL LENGTH OF SERVICE; THEREFORE, EFFECTIVE UPON HIS REHIRE DATE, MR. SANDY WILL ACCRUE VACATION AT THE RATE APPLICABLE TO EMPLOYEES THAT HAVE COMPLETED SIX YEARS OF SERVICE WHICH IS 14 HOURS PER MONTH PER THE CITY'S VACATION POLICY, HE BE PROVIDED A ONE-TIME SIGNING BONUS IN THE GROSS AMOUNT OF $10,000 (SUBJECT TO APPLICABLE TAXES), PAID AT THE TIME OF HIS FIRST PAYCHECK AFTER EMPLOYMENT BEGINS. IF HIS EMPLOYMENT WITH THE CITY OF BRAINERD TERMINATES FOR ANY REASON PRIOR TO COMPLETING 24 MONTHS (2 YEARS) OF SERVICE, THE ENTIRE GROSS AMOUNT OF THE SIGNING BONUS MUST BE REPAID TO THE CITY OF BRAINERD, FINALLY TO ACCOMMODATE FOR A PREVIOUSLY SCHEDULED VACATION, HE WILL BE CREDITED WITH 40 HOURS OF VACATION LEAVE EFFECTIVE ON HIS HIRE DATE. MR. SANDY WILL NOT ACCRUE ADDITIONAL VACATION HOURS UNTIL THE POINT AT WHICH HE WOULD HAVE NORMALLY EARNED THE INITIAL 40 HOURS.

Approve 2026 Health Insurance Broker Agreement

Committee Chair Johnson stated that the broker has been very beneficial to the City. Their negotiations in the bidding process for 2026 saved the City approximately $150,000 in premium.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND BEVANS, DULY CARRIED, TO AUTHORIZE RETAINING NORTH RISK PARTNERS AS OUR HEALTH INSURANCE BROKER FOR 2026 FOR THE BETTER HEALTH COLLECTIVE (FORMERLY SOURCEWELL) IN THE AMOUNT OF $27,000; FURTHER, TO APPROVE THE 2026 SERVICE AGREEMENT BETWEEN THE CITY OF BRAINERD AND NORTH RISK PARTNERS.

Accept Retirement of HR Director Schubert

Committee Chair Johnson stated that he had asked HR Director Schubert and City Administrator Broyles to review the organizational chart for the department. There were no recommended changes.

HR Director Schubert stated she will have been with the City for 37.75 years on the date of her retirement.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND BEVANS, DULY CARRIED, TO ACCEPT THE RESIGNATION OF HR DIRECTOR KRIS SCHUBERT EFFECTIVE JANUARY 24, 2026; TO APPROVE THE UPDATED HR DIRECTOR JOB DESCRIPTION AS PRESENTED; AND TO AUTHORIZE STAFF TO CONDUCT AN INTERNAL HIRING PROCESS TO BACKFILL THE POSITION.

Authorization to Enter into Service Agreement with Utility Financial Solutions (UFS) for Rate Study

Committee Chair Johnson stated that Staff is adamant that they will get a better rate and service for rate payers if a rate study is done by a third party. He will trust their opinion.

Member Yeager asked about the frequency of the study.

Member Johnson stated that he believes it is best practice to conduct a study every two to three years.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND BEVANS, DULY CARRIED, TO AUTHORIZE STAFF TO ENTER INTO AGREEMENTS WITH UFS AS PRESENTED, TO PREPARE FINANCIAL PLANS AND RATE DESIGN STUDIES FOR THE SANITARY (COLLECTION SYSTEM) AND STORM SEWER RATES.

Safety and Public Works Committee

Approve Change Orders - Improvement 24-07 - Lowell Elementary Safe Routes to School

Committee Chair Erickson stated that $11,900 is state aid eligible and will be covered by those funds. The other items, totaling $3,888 will be covered by WSB as it was a field construction and inspection issue.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND CZECZOK, DULY CARRIED, TO APPROVE THE CHANGE ORDERS #1-3 FOR THE LOWELL SAFE ROUTES TO SCHOOL PROJECT IN THE AMOUNT OF $15,788 PAID FOR BY STATE AID AND WSB.

Discuss 2025-2026 Downtown Snow Removal Bid

Committee Chair Erickson stated that one bid was received, and it was approximately 20% higher than 2024-2025 season. Despite Park Board having some reservations about dedicating staff time to the parks, the committee feels it is a good opportunity to have the Parks crew perform downtown snow removal.

Member Czeczok stated that the committee was assured that the Parks staff will have the proper equipment. Change is always difficult. However, he will be a big supporter of staff completing the removal.

Member Yeager stated that Park staff will only be moving the snow into windrows, the Street department will remove the windrows.

Member Johnson asked if the Downtown District will still be assessed to the downtown properties. He also asked whether the windrows being in the middle of the street for 1-2 days after a snowfall has been addressed with downtown business owners. The downtown area is already congested with the bump outs leaving the windrows for an extended time is problematic. He questioned whether the service would be “special” if the windrows are being treated the same as the windrows in front of City Hall. Finally, he asked about the abutting sidewalks to City properties like parking lots and whether the City will be assessing itself for removal along these properties.

Public Works Director Habighorst stated that the cost will be assessed to the downtown property owners. There will be significant cost savings by utilizing staff. The Parks staff will prioritize the sidewalks during every snowfall not just during significant snow events. Street staff will address windrows in downtown as time allows as their regular snow routes are critical.

City Engineer Dehn stated that the parking lot fund funds snow removal abutting City owned properties and is factored into the assessment rolls.

Member Johnson stated that he is generally risk averse, he would prefer to award the contract to a contractor with experience.

Mayor Badeaux stated that he doesn't prefer one method or the other, but is concerned about communicating this massive change with property owners and tenants.

Committee Chair Erickson asked whether the windrows downtown would be different from the current practice.

Public Works Director Habighorst stated that the private contractors removed the windrows.

City Engineer Dehn stated that the standard snow removal was calculated into the policy and offset from the special services district. The snow removal prior to business hours is a part of the special service. The Street Department will be unable to remove the windrows immediately as they will have their typical snow routes.

Member Yeager stated that most municipalities remove windrows at night.

Chair O'Day stated that there may be an opportunity for a hybrid service by paying a company to remove windrows at night.

Member Czeczok referenced the cost comparison for staff versus a contractor to complete snow removal. A number of business owners have complained about the cost. However, he agrees that this task could be very difficult. If snowfall is light there probably won't be a concern.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND CZECZOK TO ASSIGN THE PUBLIC WORKS PARK CREW TO COMPLETE SNOW REMOVAL DOWNTOWN.

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

Approve Change Order #2 - Improvement 17-12 - Wright/10th Reconstruction Project

Committee Chair Erickson stated that the project is behind schedule. One of the issues is the temporary fire suppression fire lines. The contractor initially needed to purchase larger supply lines that actually were not needed.

Member Czeczok stated that we will own the unreturnable material with this change order. He is hopeful that the City can use the material or auction it off.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND CZECZOK, DULY CARRIED, TO APPROVE CHANGE ORDER #2 IN THE AMOUNT OF $20,485.

Approve Change Order #2 - Improvement 21-13 - Beech/Oakridge Reconstruction Project

Committee Chair Erickson stated that the detour needed to be changed for Oak Street to avoid using 28th Street due to timing of the detour. The change order is for the additional cost of the signs.

Member Bevans asked for clarification on the additional cost for signage.

City Engineer Dehn clarified that the detour needed to be rerouted due to the condition of 28th Street. The amount of traffic that would be traveling along 28th would be concerning. It was not necessarily because the project was delayed.

Member Czeczok asked what happens if this item doesn't pass.

City Engineer Dehn stated that if the City does not approve the change order, it would likely lead to a contractor claim.

Member Johnson asked to clarify that the contractor would have to complete the work to make a claim.

City Engineer Dehn stated that the contractor in this case would be the traffic sign contractor, the work of placing the signs was completed.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND CZECZOK TO APPROVE CHANGE ORDER #2 IN THE AMOUNT OF $14,365.

Upon roll call Members Yeager, Erickson, and Czeczok voted "aye". Members Bevans, Johnson, and O'Day voted "nay". Due to the tie, Mayor Badeaux voted "aye". The Chair declared the motion carried.

Approve Change Order #1 - Improvement 23-14 - Hawkins/Ronald/Joseph Resurfacing Project

Committee Chair Erickson stated that the change order is for revision to the watermain pipe materials and the replacement of the paving subcontractor.

Member Johnson asked if this decision could be delayed.

City Engineer Dehn stated that the contractor is close to completing the Hawkins portion. They are worried about the weather being conducive to paving. Staff will take direction from Council. The pavement work is expected in the next two weeks.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND CZECZOK, DULY CARRIED, TO APPROVE CHANGE ORDER #1 IN THE AMOUNT OF $27,795.

Award Engineering Services Proposal - 2026 Resurfacing Projects

Committee Chair Erickson stated that there were four bids. Bolton and Menk and WSB scored well. Staff is recommending WSB as they came in about $13,000 below the second highest scored bidder.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND CZECZOK, DULY CARRIED, TO AWARD ENGINEERING SERVICES TO WSB & ASSOCIATES FOR THE 2026 RESURFACING PROJECTS IN THE AMOUNT NOT TO EXCEED $95,042.

Award Engineering Services Proposal - 2029 Oak Street Reconstruction Project

Committee Chair Erickson stated that Widseth included a corridor study with their RFP which resulted in a higher score. This is for engineering services only. The total project cost is estimated at $3.1 million.

Member Bevans stated that this is the fourth time that Oak Street has been redone since he's been on the City Council.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND CZECZOK, DULY CARRIED, TO AWARD THE PROPOSAL FOR ENGINEERING SERVICES FOR THE 2029 OAK STREET RECONSTRUCTION PROJECT TO WIDSETH IN THE AMOUNT NOT-TO-EXCEED $799,241.

Review Request for Reimbursement of Cost of Sanitary Sewer Service Replacement – 601 S. 9th Street

Committee Chair Erickson stated that the property owner is requesting reimbursement from the City for a portion of the repair that was done to the sewer main in order to repair a needed repair on his service line.

Member Czeczok stated that his intention is to determine the cost of the portion of the main that was replaced. To be fair, the City should pay for relative costs when repairs are made to our main.

Member O'Day stated that there is a risk of setting this precedent. He would like to see what the cost differential is.

Member Johnson stated he appreciates the motion, he was hoping that the City would pay for replacing part of the City's main when needed. The precedent may not be a bad thing, maybe the Council should consider a policy. The sewer fund would reimburse the small cost and benefit the entire system. He is interested to see what the cost is.

Member Czeczok asked whether it is a common practice to have to replace a portion of main when a service line is being replaced.

City Engineer Dehn stated that it depends on the situation. It is typical to replace a small portion of the main when they are making a repair to service lines.

Member Bevans stated that a resident on the Northside recently had his waterline replaced. The property owner needs to put the line out to the curb stop. While this is being completed, BPU comes out to replace the curb stop. The City should provide a similar service for the sewer line while the contractor has the street open. This is being overcomplicated, he presumes that staff already needs to approve the fix why not fix it right if it's needed.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND CZECZOK, DULY CARRIED, TO DIRECT STAFF TO MEET WITH THE PROPERTY OWNER AND CONTRACTOR TO DETERMINE THE COST ASSOCIATED WITH REPLACING THE SEWERMAIN PORTION OF THE PROJECT.

2026-2035 Capital Improvement Plan Report

Committee Chair Erickson gave an overview of the additions and updates to the capital plan since approval in August.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND CZECZOK, DULY CARRIED, TO APPROVE THE 10-YEAR CIP WITH UPDATES.

Unfinished Business

Call for Applicants – Informational:

Mayor Recommended: (terms to expire on 12/31 of said year)
Charter Commission – **2 terms** (Expire 2025) **2 terms** (Expire 2026)
Library Board-- **1 term** (Expire 2027)
Public Utilities Commission—**1 term** (Expire 2028)
Transportation Advisory Committee- **2 terms** (Expire 2025) **1 term** (Expire 2026)
Council President Recommended: (terms expire on 12/31 of said year)
Water Tower Committee—**2 terms**

Adopt Resolution Awarding the Sale of General Obligation Bonds, Series 2025A; Fixing their Form and Specifications; Directing their Execution and Delivery; and Providing for their Payment

Chris Hogan, Baker Tilly, gave an overview of the City's bond sale and outlook.

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND BEVANS TO ADOPT RESOLUTION AWARDING THE SALE OF GENERAL OBLIGATION BONDS, SERIES 2025A; IN THE ORIGINAL AGGREGATE PRINCIPAL AMOUNT OF $3,275,000 FIXING THEIR FORM AND SPECIFICATIONS; DIRECTING THEIR EXECUTION AND DELIVERY; AND PROVIDING FOR THEIR PAYMENT.

RESOLUTION 73:25

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

Final Reading- Proposed Ordinance 1592 — Text Amendment for an Accessory Greenhouse for a Cannabis Microbusiness and an IUP Amendment and Variance Request to Operate a Microbusiness at a Current Accessory Greenhouse at Yesterday's Gone - Parcel ID# 41241525

Community Development Director Kramvik gave an overview of the ordinance, IUP amendment, and variance for Yesterday's Gone.

Member Czeczok stated that he has had a number of calls concerning the potential odor.

Community Development Director Kramvik stated that conditions could be added for odor, though it is difficult to determine the extent of an odor.

Mayor Badeaux stated that the IUP could be revoked if concerns are raised once the business is in operation.

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND JOHNSON, DULY CARRIED, TO CONDUCT THE FINAL READING OF ORDINANCE 1592 AND DISPENSE WITH THE ACTUAL READING.

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND JOHNSON TO ADOPT ORDINANCE 1592.

ORDINANCE 1592

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

Member Yeager asked whether the greenhouse could return to use as a normal greenhouse if the cannabis business ceases operation.

Community Development Director Kramvik stated further clarification could be included.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND YEAGER, DULY CARRIED, TO APPROVE THE INTERIM USE PERMIT WITH THE FOLLOWING CONDITIONS: NO OUTDOOR STORAGE, INDOOR STORAGE SHALL BE LIMITED TO MATERIAL INCIDENTAL TO THE OPERATION OF A GREENHOUSE, CANNABIS PRODUCTS MUST BE GROWN INDOORS, THE INTERIM USE PERMIT AMENDMENT IS APPROVED FOR A PERIOD OF THREE (3) YEARS UPON APPROVAL BY CITY COUNCIL.

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND JOHNSON, DULY CARRIED, TO APPROVE THE VARIANCE REQUEST AS PRESENTED.

Consider Resolution for a Future Land Use Map Amendment and Final Reading - Proposed Ordinance 1593 - Rezoning from CN-2 (Contemporary Neighborhood 2) to GC (General Commercial) to Allow for an Office Building - 3424 Oak St

Community Development Director Kramvik gave an overview of the ordinance.

MOVED AND SECONDED BY COUNCIL MEMBESR ERICKSON AND BEVANS TO ADOPT RESOLUTION AMENDING THE FUTURE LAND USE MAP DESIGNATING PARCEL 41290611 FROM MEDIUM-HIGH DENSITY TO COMMERCIAL.

RESOLUTION 74:25

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

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND YEAGER, DULY CARRIED, TO CONDUCT THE FINAL READING OF ORDINANCE 1593 AND DISPENSE WITH THE ACTUAL READING.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND JOHNSON TO ADOPT ORDINANCE

ORDINANCE 1593

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

Final Reading- Proposed Ordinance 1594 - Sign Ordinance

Community Development Director Kramvik gave an overview of the ordinance.

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND ERICKSON, DULY CARRIED, TO CONDUCT THE FINAL READING OF ORDINANCE 1594 AND DISPENSE WITH THE ACTUAL READING.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND CZECZOK TO ADOPT ORDINANCE 1594.

ORDINANCE 1594

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

Final Reading- Proposed Ordinance 1595 — Amending Section 320 — Administrative Citations

Community Development Director Kramvik gave an overview of the ordinance.

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

No one came forward.

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

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND YEAGER, DULY CARRIED, TO CONDUCT THE FINAL READING OF ORDINANCE 1595 AND DISPENSE WITH THE ACTUAL READING.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND YEAGER TO ADOPT ORDINANCE 1595.

ORDINANCE 1595

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

Provide Direction on Contested Nuisance Assessments

Community Development Director Kramvik gave an overview of the contested nuisance assessments. Staff did not make a recommendation for each property as there were no attempts made by property owners to work with staff there was not an error made in the calculation of their assessments.

Member Johnson asked whether the problems have been fixed.

Community Development Director Kramvik stated that not all of the problems have been resolved.

Member Czeczok asked about the vacant registry.

Member Johnson stated that 1420 Quince has been an ongoing problem in excess of twelve years. That house is vacant and deserves to be on the registry.

MOVED AND SECONDED BY COUNCIL MEMBERS YEAGER AND BEVANS, DULY CARRIED, TO UPHOLD THE NUISANCE ASSESSMENT TOTAL FOR CONTEST PROPERTIES 523 GROVE STREET, 1718 PINE STREET, AND 1420 QUINCE STREET.

Continuance of Public Hearing and Consider Assessments for Improvement 23-16

City Engineer Dehn gave an overview of the contested assessment. The contractor and Staff are working to fix the pavement problem as they are sensitive to the concerns. The result will be unknown until the next rainfall.

Member Johnson stated he is glad to hear that the problem is being addressed. He questioned how they can be sure that the fix will address the problem.

Member Czeczok asked about additional cost.

City Engineer Dehn stated that the extra cost will be born of the City.

Mayor Badeaux stated that this is a good example of if you see an issue, to come forward to the City. It is important to the City to address concerns.

The Chair continued the public hearing at 8:52 p.m.

No one came forward.

The Chair closed the public hearing at 8:52 p.m.

MOVED AND SECONDED COUNCIL MEMBERS YEAGER AND JOHNSON TO ADOPT THE RESOLUTION ADOPTING THE ASSESSMENT FOR PID 41350550.

Member Bevans cannot support assessing the property owner until it is known whether the fix is effective.

Member Czeczok clarified that Mr. Bevans just wants to wait to assess the owner until it is known if the issue has been resolved.

Member Bevans confirmed that he does not want to assess the homeowner until the resolution is absolute.

Member Czeczok clarified that the motion is to approve the assessment.

Attorney Langel stated that the owner has reserved his right to appeal. By approving the assessment, the City could take further steps to settle with the owner. The public hearing could be continued again.

Member Yeager stated that the assessment and the repair are not related. The City is now trying to assess him for his property's portion of the entire project.

Member Johnson stated that Mr. Bevans has convinced him, as the property has not had value added, which is the requirement to assess a property.

City Engineer Dehn clarified the assessment deadline to Crow Wing County.

Mayor Badeaux stated that he does want to be reassured that the fix was effective.

Member Yeager requested to rescind his motion.

Member Johnson agreed to allow rescinding the motion.

MOVED AND SECONDED BY COUNCIL MEMBERS BEVANS AND JOHNSON TO WITHHOLD THE ASSESSMENT FOR PID 41350550 UNTIL THE ISSUE IS FIXED.

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

Attorney Langel stated that the Council would need to hold over the public hearing to the next meeting.

MOVED AND SECONDED BY COUNCIL MEMBERS BEVANS AND JOHNSON, DULY CARRIED, TO HOLD OVER THE PUBLIC HEARING TO THE NEXT MEETING AND DIRECT STAFF TO WORK WITH THE PROPERTY OWNER AT PID 41350550 TO EQUITABLY ASSESS THE PROPERTY ONCE THE PROBLEM IS FIXED.

New Business

Revisiting Potential Organizational Changes with Appropriate Charter Language

Administrator Broyles gave an overview of the request.

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND BEVANS TO RESCIND THE MOTION MADE ON APRIL 7TH TO CEASE AND DESIST DISCUSSION OF MOVING PUBLIC UTILITY SERVICES TO PUBLIC WORKS.

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

Adopt Resolution - Receive Feasibility Report and Call for Public Hearing on Improvement - Improvement 25-05 - Southeast Brainerd Reconstruction Project

City Engineer Dehn gave an overview of the project.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND BEVANS TO ADOPT RESOLUTION RECEIVING THE FEASIBILITY REPORT AND CALLING FOR THE PUBLIC HEARING ON THE PROPOSED IMPROVEMENT TO BE HELD ON NOVEMBER 17TH, 2025 AT 7:30 P.M.

RESOLUTION 75:25

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

Staff Reports

Police Chief Davis invited trick or treaters to the Police Department on October 31st from 3-6 p.m.

Public Works Director Habighorst stated that the Annex proposal will be on the next Council agenda.

Community Development Director stated that the Planning Commission will be holding a public hearing for a Shoreland ordinance in December and considering an amendment to the Comprehensive Plan.

City Engineer Dehn stated that the M Street Outfall is progressing near Evergreen. The roundabout project is expected to be open by the end of the month. The delay in opening the street is due to MnDOT wanting to wait until the signage is installed.

HRA Director Charpentier stated that the City was successful in their application for streetscape grant for the Highway 210 project.

Administrator Broyles congratulated Paul Sandy on his hiring. He thanked everyone for the kind words in dealing with his mother's health issues. Finally, he will be attending the ICMA conference October 24th -29th.

Mayor's Report

Mayor Badeaux stated that it is a momentous occasion because he got to vote tonight. Finally, the Downtown Spooktacular is on October 24th from 11:00 a.m. to 1:00 p.m. Finally, he spoke with Member Stunek who asked him to have everyone keep him in our prayers as he is dealing with some health issues, he will be back.

Council Member Reports

Member Czeczok wished a happy belated birthday to Ms. Mary Koep. A cornerstone of our community, she turned 93.

Member Bevans stated that the Fire Department Open House was a hoot, it's not just for kids.

Member Yeager stated that the ARFF employee started today due to the retirement of a longtime employee Jim Wulf. The Airport will be celebrating Mr. Wulf's retirement on October 25th. The Director position has been advertised and already are receiving applications. He thanked Mr. Planzer for his hard work. The intent is to conduct interviews and be ready to offer the position in December. The government shutdown has a potential impact on the EAS announcement. The Experimental Aircraft Association (EAA) did a kids aviation day offering free airplane rides to children. Finally, the EAA has been restoring a 1933 Longster which will be hung in the foyer of the Airport. The City has been partnering with companies to make this happen and Mr. Planzer has been instrumental getting the project funded.

Member Johnson wished Chair O'Day a Happy Birthday and offered Administrator Broyles the opportunity to sing to him as Jim Thoreen used to sing.

Adjourn

MOVED AND SECONDED BY COUNCIL MEMBERS CZECZOK AND ERICKSON, DULY CARRIED, TO ADJOURN THE MEETING.

The Chair adjourned the meeting at 9:22 p.m.

Nicholas W. Broyles
City Administrator