

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 Vice-President Hilgart.

Upon roll call, the following members were noted as present: Johnson, Hilgart, Lambert, Stunek, Bevans and Badeaux. Mayor Menk was also noted as present. Council member Pritschet was noted as absent.

Council Vice-President Hilgart opened the meeting with the Pledge of Allegiance to the Flag.

Council Vice-President Hilgart welcomed Scout Troop #75 to the council meeting. The troop was present to observe the civic process.

MOVED AND SECONDED BY ALDERMEN BEVANS AND JOHNSON, DULY CARRIED, TO ADD A TEMPORARY ON-SALE LIQUOR LICENSE SUBMITTED BY THE VFW POST 1647 FOR AN EVENT TO BE HELD MAY 20, 2017 AT THE BRAINERD NATIONAL GUARD ARMORY TO THE CONSENT AGENDA.

MOVED AND SECONDED BY ALDERMEN BEVANS AND JOHNSON, DULY CARRIED, TO APPROVE THE AGENDA AS AMENDED.

MOVED AND SECONDED BY ALDERMEN BEVANS AND JOHNSON TO ADOPT THE CONSENT CALENDAR AS AMENDED.

A. Approval of the Minutes of the Regular Meeting held on April 17, 2017 and the Riverfront Workshop Held on April 24, 2017 – Approved

B. Approval of Licenses – Approved

1. Contractor's Licenses – 1 – New and 4- Renewals

C. Department Activity Reports – Approved

1. City Administrator
2. Fire Chief
3. Parks Director

D. VFW Request to hold "Poppy Day" on May 21, 2017 throughout the City of Brainerd – Approved

E. (Added Item) Temporary On-Sale Liquor License – Submitted by VFW Post 1647 for an event to be held on May 20, 2017 at the Brainerd National Guard Armory, 1115 Wright Street, Brainerd, MN – Approved

Upon roll call, members Johnson, Hilgart, Lambert, Stunek, Bevans, and Badeaux voted "aye." No member voted "nay." The Chair declared the motion carried.

Presentations

The Chair recognized Colonel Scott St. Sauver, Camp Ripley Commander, who presented Camp Ripley's 2017 Community Brief. He discussed the 2017 annual training schedule, the economic impact that Camp Ripley provided to the surrounding communities, events that took place in 2016, and the environmental briefing.

Council had the opportunity to ask questions and the Chair thanked Colonel St. Sauver for his presentation.

Council Committee Reports

Personnel and Finance Committee Report

Approval of Bills & Payments to Contractors - Approved

Contractor	IMP #	Project	Amount	Total Retained
S.E.H.	14-15	Airport Util Ext thru 3/31/17	\$11,849	\$0

MOVED AND SECONDED BY ALDERMEN JOHNSON AND STUNEK TO APPROVE THE PAYMENT OF BILLS AND PAYMENTS TO CONTRACTORS AS RECOMMENDED BY PERSONNEL AND FINANCE COMMITTEE.

Upon roll call, members Johnson, Hilgart, Lambert, Stunek, Bevans, and Badeaux voted "aye." No member voted "nay." The Chair declared the motion carried.

Land Donation near Rotary Park - Approved

MOVED AND SECONDED BY ALDERMEN JOHNSON AND STUNEK, DULY CARRIED, TO ACCEPT THE GENEROUS DONATION OF APPROXIMATELY 40 ACRES OF LAND NEAR ROTARY PARK BY AN ANONYMOUS DONOR.

Deferred Assessment for Pay Year 2018 - Approved

MOVED AND SECONDED BY ALDERMEN JOHNSON AND STUNEK, DULY CARRIED, TO APPROVE THE APPLICATION FOR DEFERMENT OF ASSESSMENT FOR PAY YEAR 2018 FOR PROPERTY CODE 091810090040009.

Capital Equipment Fund Review - Informational

Committee Chair Johnson stated a summary of the capital equipment fund was provided in the packet as of March 31, 2017 per council's request.

Safety and Public Works Committee Report

Resolution Receiving Reports and Setting Public Hearing for Improvements 15-12 and 16-10 – Adopted per Resolution No. 27:17

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT TO ADOPT RESOLUTION NO. 27:17 RECEIVING THE FEASIBILITY REPORTS AND CALLING FOR THE PUBLIC HEARING TO BE HELD AT 7:30 P.M. ON MONDAY, JUNE 5, 2017 IN THE COUNCIL

CHAMBERS OF THE BRAINERD CITY HALL TO DISCUSS THE FOLLOWING PROPOSED CITY IMPROVEMENTS:

IMPROVEMENT 15-12

Street Reconstruction

S. 6th Street East Frontage Road – CR 117 to Wright Street

IMPROVEMENT 16-10

Street Resurfacing

Williams Street – NW 5th Street to NW 4th Street

NW 5th Street – Washington Street to Williams Street

NW 3rd Street – James Street to Washington Street

James Street – NW 4th Street to NW 2nd Street and NW 6th Street to NW 8th Street

NW 8th Street – Charles Street to Washington Street

NW 7th Street – Charles Street to Washington Street

RESOLUTION NO. 27:17

Upon roll call, members Johnson, Hilgart, Lambert, Stunek, Bevans, and Badeaux voted “aye.” No member voted “nay.” The Chair declared the motion carried.

Improvement 17-02 – Chip Seal Bids - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO ACCEPT THE LOW BID FROM ASPHALT PRESERVATION COMPANY IN THE AMOUNT OF \$105,797.01 FOR IMPROVEMENT 17-02 - 2017 CHIP SEAL PROJECT AND TO AUTHORIZE SIGNATURE OF CONTRACT; FURTHER TO ADD 28TH STREET SE AND THE STREETS AROUND GARFIELD ELEMENTARY THAT WERE RESURFACED IN 2014 AND 2015 TO THE CONTRACT NOT TO EXCEED \$150,000.

1898 Laurel Street Bridge Railing Request from Carl Faust - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND BADEAUX, DULY CARRIED, TO AUTHORIZE THE EXCHANGE OF 4 TO 6 ORIGINAL LAUREL STREET BRIDGE PANELS FOR ONE OF THE ORIGINAL BRIDGE PLAQUES WITH MR. MIKE MCMILLION.

Snow Plowing Parking Restrictions – Informational

Committee Chair Bevans reminded the council that the 2nd reading of the proposed ordinance to change City Code Section 1315 dealing with street cleaning and snow removal did not pass a couple of weeks ago. Direction was given to staff to rework the proposed ordinance change so that is it more palatable for council and gives staff the direction they need for parking restrictions while plowing snow.

Petition for Vacation in Doran’s Addition to the City of Brainerd – Set Public Hearing - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO SET THE PUBLIC HEARING FOR THE PROPOSED VACATION OF THE O STREET RIGHT-OF-WAY; LEGAL DESCRIPTION OF THAT PART OF PLATTED O STREET

RIGHT-OF-WAY, DORAN'S ADDITION TO THE CITY OF BRAINERD LYING EASTERLY OF THE NORTHERLY PROJECTION OF THE WESTERLY LOT LINE OF LOT 9, DORAN'S ADDITION TO THE CITY OF BRAINERD, AS REQUESTED BY MS. DARCY HARBOTT ON MONDAY, JULY 17, 2017 IN THE CITY HALL COUNCIL CHAMBERS.

Dellwood Drive Chip Sealing Cost Share – City of Baxter - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND BADEAUX, DULY CARRIED, TO AUTHORIZE STAFF TO ENTER INTO AN AGREEMENT WITH THE CITY OF BAXTER TO COVER THE CITY OF BRAINERD'S COST FOR CHIP SEALING OF DELLWOOD DRIVE AT AN ESTIMATED COST OF \$5,355.65 WITH THE FUNDS TO COME OUT OF THE \$150,000 2017 CHIP SEALING BUDGET.

Event/Street Closure Application – Eagles 4th of July Street Dance - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO APPROVE THE EVENT/STREET CLOSURE APPLICATION FOR THE EAGLES CLUB 4TH OF JULY STREET DANCE WITH THE CONDITIONS BEING THEY CONTACT OR WORK WITH NEIGHBORING PROPERTIES OWNERS AND BE AWARE OF THE ORIENTATION OF THE SPEAKERS DURING THE EVENT.

Event/Street Closure Application – Memorial Day Parade - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND BADEAUX, TO APPROVE THE EVENT/STREET CLOSURE APPLICATION FOR THE MEMORIAL DAY PARADE TO TAKE PLACE ON MONDAY, MAY 29, 2017 WITH THE PARADE STARTING AT 10:00 A.M.

Members Johnson, Hilgart, Stunek, Bevans, and Badeaux voted “aye.” No member voted “nay.” Member Lambert abstained. The Chair declared the motion carried.

Authorization to Dispose of Excess Equipment - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO AUTHORIZE STAFF TO ADVERTISE THE 1985 JOHN DEERE TRACTOR AND BROOM/MOWER ATTACHMENTS ON AN ONLINE PUBLIC AUCTION WEBSITE AND SELL THE EQUIPMENT TO THE HIGHEST BIDDER.

Stop Sign Request – N 9th Street and Juniper Street – Direction Provided

MOVED AND SECONDED BY ALDERMEN BEVANS AND BADEAUX, DULY CARRIED, TO DIRECT STAFF TO DISCUSS IN GREATER DETAIL WITH THE APPLICANT.

Committee Chair Bevan stated there was a lot of discussion at committee level about the history of the request at this intersection and that stop signs don't always enhance safety at an intersection like we think they would. The agreement of the committee was for staff to work with the applicant to explore other options of controlling speed at this intersection with possibilities being a yield or school zone sign.

Brainerd History Week Request – Use Downtown Street Signs and Light Poles to Display History Photos - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND BADEAUX, TO PERMIT USING DOWNTOWN STREET SIGNS AND LIGHTS TO DISPLAY HISTORY PHOTOS, USING THE CITY LOGO AND TO ALLOW THE SIGNS TO REMAIN UP UNTIL WINTER.

Council discussion was held regarding the deadline of when the signs would need to be removed. Council agreed that the deadline can always be revised or the signs can be put back up depending on their quality and condition.

Members Hilgart, Lambert, Stunek, Bevans, and Badeaux voted “aye.” Member Johnson voted “nay.” The Chair declared the motion carried.

(Added Item) Request by Airport Commission - Informational

Committee Chair Bevan stated that a letter was received today from the Airport Commission requesting an updated completion date of when the City's portion of the utility project would be completed so the commission can finalize their portion of the project, and inquiring if any remobilization cost incurred by the commission by their contractor due to the delay of the City's portion of the project may be able to be recouped. The City Council acknowledges the receipt of the letter but cannot answer the questions at this time. The City is working with the contractor to get the project completed and we hope to be able to provide a response to the commission in the near future.

Unfinished Business

Paperless Packets and Council Devices

The Chair recognized IT Coordinator Shawn Strong. Mr. Strong explained the options available to the council to go with a paperless packet which included council members bringing their own devices, the City purchasing tablets such as a Surfaces or iPads, or laptops such as a Dell Latitude or Chromebook for each council member and the mayor.

MOVED AND SECONDED BY ALDERMEN JOHNSON AND BEVANS, TO GO PAPERLESS AND TO USE THE IT CAPITAL FUND TO PURCHASE SURFACES FOR COUNCIL MEMBERS AND THE MAYOR.

Members Johnson, Hilgart, Lambert, Stunek, and Bevans voted “aye.” Member Badeaux voted “nay.” The Chair declared the motion carried.

Call for Applicants – Informational: **(Application Information at www.ci.brainerd.mn.us/boards/)**

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

Cable TV Advisory Committee – 1 term (Expire 2019)

Charter Commission – 1 term (Expire 2020)

Transportation Advisory Committee – 1 terms (Expire 2018)

New Business

Update Report from the Fire Department - Informational

Fire Chief Holmes updated the Council of the fire department since the restructure. Chief Holmes gave a brief background of the history and current staffing levels and some of the changes made to the operations of the department since the restructure. Fire Chief Holmes did an anonymous survey of the 32 Paid-On-Call Firefighters asking their opinion of how the fire department is operating since the restructure and shared the results of the survey with the council.

The Chief answered questions of the council and the Chair thanked him for the information.

Consideration of Request for Three Bridges Trail Grant - Adopted per Resolution No. 28:17

The Chair recognized Mr. Rod Osterloh, the Chair of the Brainerd Riverfront Committee. Mr. Osterloh spoke in favor of passing a resolution for the submission of a grant application to the Legislative-Citizen Commission on Minnesota Resources (LCCMR) and spoke on how the grant would be used. The resolution would need to be passed tonight to be able to submit the application before the grant deadline. The grant would provide funding to bring the entire picture to the City of Brainerd of the Three Bridges Trail as the information provided at the workshop was only a partial plan. Mr. Osterloh also reviewed the committee's opinion of the benefits of the trail.

MOVED AND SECONDED BY ALDERMEN JOHNSON AND STUNEK, TO ADOPT A FOR GRANT APPLICATION TO THE LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES (LCCMR) ENVIRONMENT AND NATURAL RESOURCES AND TRUST FUND FOR DESIGN OF THE MISSISSIPPI REDEVELOPMENT PROJECT, THREE BRIDGES TRAIL PHASE.

Council Member Johnson asked that the council receive a copy of the application.

RESOLUTION NO. 28:17

Upon roll call, members Johnson, Hilgart, Lambert, Stunek, Bevans, and Badeaux voted "aye." No member voted "nay." The Chair declared the motion carried.

Resolution to Support Regulatory Reform Legislation - Adopted per Resolution No. 29:17

City Administrator Thoreen explained as members of the Coalition of Greater Minnesota Cities (CGMC), we receive requests for action to support bills which align with CGMC policies and will serve the best interests of the citizens of Brainerd. The attached resolution pertains to long-needed regulatory reform. The essential portions of this legislation and benefits upon passage include that the cities will be granted additional time to consider impacts of MPCA regulation. The bill will tamper the long-arm of state government through the MPCA for purposes of affected regulations and the costs of regulations now born by cities may be assumed by a state function.

MOVED AND SECONDED BY ALDERMEN LAMBERT AND JOHNSON TO ADOPT RESOLUTION NO. 29:17 SUPPORTING THE PASSAGE OF REGULATORY REFORM PROVISIONS IN SF723/HF888 TO ASSIST CITIES AND THE STATE TO IMPLEMENT COST-EFFECTIVE AND SCIENCE-BASED REGULATIONS.

RESOLUTION NO. 29:17

Upon roll call, members Johnson, Hilgart, Lambert, Stunek, Bevans, and Badeaux voted “aye.” No member voted “nay.” The Chair declared the motion carried.

Public Forum

The Chair Opened the public forum at 9:02 P.M.

No one came forward

The Chair Closed the public forum at 9:02 P.M.

Staff Reports

Fire Chief Holmes shared with Council that the State Fire Convention will be held June 8-10, 2017 in Brainerd. There will be a parade and events going on at various venues in the area.

Council Member Reports

Council Member Lambert complimented Council Member Badeaux on the Parks & Rec Department ad campaigns. Council Member Badeaux talked about the ads and how they were paid for with funds specifically for advertising the baseball program.

Council Member Stunek shared that he attended an informal meeting regarding the possible boarding school going into the hotel on South 6th Street.

Mayor Menk shared he would be issuing two proclamations. One proclaiming Thursday, May 4, 2017 as a Day of Prayer in the City of Brainerd and other proclaiming the month of May as Poppy Month in the City of Brainerd. The Mayor also shared recent activities that he has participated in over the last couple of weeks such as the Kiwanis club Bug awards, Arbor Day celebrations, and that the Mayor will be purchasing additional trees for Lum Park with funds from the mayor’s contingency fund.

Committee Resignations

MOVED AND SECONDED BY ALDERMEN JOHNSON AND STUNEK TO ACCEPT WITH REGRET THE RESIGNATION OF MR. ROBERT TURNER FROM THE PLANNING COMMISSION.

Adjourned to Council Workshop on Recruitment & Retention to be Held May 8, 2017 at 5:30 P.M. at the Police Department Training Room

The Chair adjourned the meeting at 9:08 P.M.

James M. Thoreen
City Administrator