

**Brainerd, MN
October 5, 2020**

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 Johnson.

Upon roll call, the following members were noted as present: Stunek, Pritschet, Bevans, W. Erickson, T. Erickson, Lambert, and Johnson. Mayor Badeaux was also noted as present.

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

MOVED AND SECONDED BY ALDERMEN BEVANS AND STUNEK, DULY CARRIED, TO AMEND THE AGENDA BY REMOVING ITEMS 9A: MODIFICATION AND TRANSFER OF DEVELOPMENT DISTRICT NO. 2 AND 9B: APPROVAL OF BUSINESS SUBSIDY FOR ANDERSON BROTHERS AND ADDING A PARKING COMMISSION APPLICANT, RYLIE WEBER.

MOVED AND SECONDED BY ALDERMEN BEVANS AND W. ERICKSON TO APPROVE THE CONSENT CALENDAR.

A. Approval of the Minutes of the Regular Meeting held on September 21, 2020 - Approved

B. Approval of Licenses - Approved

Contractor Licenses - 1

C. Department Activity Reports - Approved

1. Fire Chief
2. Park Director

D. MN Fire Department Turnout Gear Washer/Dryer Award Program - Approved

E. Temporary Beer License Revised Date from August 22, 2020 (Canceled due to COVID) – Submitted by the Brainerd Aeries Eagles #287, 124 Front St., Brainerd for an Event to be Held October 24, 2020 at Memorial Park, 1700 Ave., Brainerd - Approved
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Upon roll call, members Stunek, Pritschet, Bevans, W. Erickson, T. Erickson, Lambert, and Johnson voted “aye”. No member voted “nay”. The Chair declared the motion carried.

Presentations

Water Tower Committee

The Chair recognized Dave Badeaux, Paul Skogen, Mary Koep and Jody Converse, who serve on the water tower committee. Mr. Badeaux gave a detailed history and background of the historic water tower, which dates back to 1920. He and Mr. Skogen reviewed the issues with the roof, the repairs needed and stated the engineering designs should be available in the

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spring 2021. They explained the fundraising efforts that have taken place resulting in \$29,000 being raised so far. The Council was informed that the \$300,000 that was designated to tear down the water tower may not be enough to remove the tower. The Committee requests the Council grant them an extension past the October 24, 2020 deadline, due to difficulties in holding events this year due to COVID. The Committee is hoping to receive grant dollars to obtain an accurate estimate of fixing the water tower. The Council thanks the Committee for all their efforts.

MOVED AND SECONDED BY ALDERMEN BEVANS AND PRITSCHET, DULY CARRIED, TO EXTEND THE DEADLINE TO JUNE 1, 2021 FOR THE WATER TOWER COMMITTEE TO CONTINUE THE FUNDRAISING EFFORTS.

Council Member Lambert stated if any additional deterioration or safety hazards occur prior to June 2021, they are to be brought to Council to be addressed.

Council Committee Reports

Personnel and Finance Committee Report

Approval of Bills & Payments to Contractors - Approved

<u>Contractor</u>	<u>IMP#</u>	<u>Project</u>	<u>Amount Paid</u>	<u>Contract Amount</u>
Kraemer Excavating	16-09 and 19-07	Buffalo Hills & Mississippi Dr	\$1,722,099	\$1,654,486

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

Upon roll call, members Stunek, Pritschet, Bevans, W. Erickson, T. Erickson, Lambert, and Johnson voted "aye". No member voted "nay". The Chair declared the motion carried.

Shared Maintenance Services Agreement Amendment - Approved

Committee Chair Pritschet indicated the original agreement was budgeted at 2,080 hours but has been reduced to 1,500 based on previous usage.

MOVED AND SECONDED BY ALDERMEN PRITSCHET AND T. ERICKSON, DULY CARRIED, TO AUTHORIZE SIGNATURES ON THE AGREEMENT AMENDMENT FOR THE 2021 SHARED MAINTENANCE SERVICES AGREEMENT.

2021 Toward Zero Deaths (TZD) Enforcement Grant Resolution – Adopted by Resolution No. 44:20

MOVED AND SECONDED BY ALDERMEN PRITSCHET AND STUNEK TO APPROVE A RESOLUTION AUTHORIZING THE POLICE DEPARTMENT TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE STATE OF MINNESOTA OFFICE OF TRAFFIC SAFETY FOR THE FY 2021 TOWARD ZERO DEATHS (TZD) TRAFFIC SAFETY ENFORCEMENT GRANT.

RESOLUTION NO. 44:20

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

2021 Health Insurance Provider, Plans, & Broker – Recommendation from Employee Insurance Committee - Approved

MOVED AND SECONDED BY ALDERMEN PRITSCHET AND T. ERICKSON, DULY CARRIED, TO ACCEPT THE 2021 RENEWAL QUOTE FROM SOURCEWELL (HEALTHPARTNERS) WITH A 3% DECREASE IN PREMIUM AND A 2ND YEAR RATE CAP OF 15% (OR 12% IF ONLY SMART PLANS ARE OFFERED.)

Council Member T. Erickson participated on the Employee Insurance Committee and gave a brief review of the decision-making process.

HR Director Schubert explained the benefits of staying with our current provider, Sourcewell (HealthPartners) for 2021 and many of the additional services included with the plan.

MOVED AND SECONDED BY ALDERMEN PRITSCHET AND T. ERICKSON, DULY CARRIED, TO ELIMINATE THE \$1,000 DEDUCTIBLE HEALTH PLAN AND OFFER THREE SOURCEWELL SMART PLANS FOR 2021 WHICH ARE SMART PLAN #1 (\$1,400 DEDUCTIBLE), SMART PLAN #3 (\$2,800 DEDUCTIBLE), AND SMART PLAN #7 (\$7,000 DEDUCTIBLE). THIS ENSURES THE MAXIMUM 2022 RATE CAP OF 12%.

MOVED AND SECONDED BY ALDERMEN PRITSCHET AND T. ERICKSON, DULY CARRIED, TO RETAIN NORTH RISK PARTNERS AS THE HEALTH INSURANCE BROKER FOR 2021 AT THE FINAL COST OF \$19,000 AFTER UTILITIZING THE 2020 RFP PROCESS COST OFFSET.

HR Director Schubert indicated we previously utilized Strong Insurance as a health insurance broker, but under a very limited scale of services. She stated during the RFP process, it was beneficial to have a fully engaged broker to oversee and negotiate on our behalf.

Safety & Public Works Committee Report

Event/Street Closure Application – St. Francis School Marathon - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND W. ERICKSON, DULY CARRIED, TO ACCEPT STAFF'S RECOMMENDATION AND APPROVE THE EVENT APPLICATION FOR THE ST. FRANCIS SCHOOL MARATHON ON OCTOBER 14, 2020 UNDER THE CONDITIONS THE APPLICANT REQUEST TRAFFIC CONTROL ONE WEEK PRIOR TO THE EVENT AND THAT ALL SIGNS AND BANNERS ARE REMOVED AFTER THE EVENT.

Improvement 20-02 – 2020 Crack Seal Project Final Pay Application - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO APPROVE THE FINAL PAYMENT TO LOT PROS INC FOR IMPROVEMENT 20-02 – 2020 CRACK SEAL PROJECT IN THE FINAL CONTRACT AMOUNT OF \$12,644.

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Improvements 16-09 and 19-07 – Buffalo Hills Lane and Mississippi Drive Reconstruction Project Final Pay Application - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND W. ERICKSON, DULY CARRIED, TO APPROVE THE PAYMENT OF THE FINAL CONTRACT AMOUNT TO KRAEMER EXCAVATING FOR IMPROVEMENT 16-09 AND 19-07 IN THE AMOUNT OF \$1,722,099 SUBJECT TO APPROVAL OF PAYMENTS TO CONTRACTORS ON THE PERSONNEL AND FINANCE AGENDA.

Laurel Street Bridge Expansion Joint Gland Replacement - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO APPROVE THE QUOTE FROM PCI ROADS FOR THE EAST AND WEST END EXPANSION JOINT GLAND REPLACEMENT IN THE TOTAL COST OF \$18,460.

Street Light Request – 2014 Crestview Lane – Direction Given

MOVED AND SECONDED BY ALDERMEN BEVANS AND W. ERICKSON, DULY CARRIED, TO DIRECT STAFF TO REACH OUT TO THE PETITIONER TO GAUGE THE OTHER RESIDENTS' INTEREST TO THE STREET LIGHT BEING TURNED BACK ON AND RETURN TO THE COUNCIL.

Transit Telecommunications Site Use and Annual Lease Agreement - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO ACCEPT STAFF AND TAC MEMBER'S RECOMMENDATION AND APPROVE THE ATTACHED TELECOMMUNICATIONS SITE USE AND ANNUAL LEASE AGREEMENT WITH KEVEL CORPORATION AND AUTHORIZE PROPER SIGNATURES ON THE LEASE AGREEMENT UPON APPROVAL AND REVIEW BY THE CITY ATTORNEY.

Unfinished Business

Committee Recommendations – Recommended by Mayor Badeaux - Approved

MOVED AND SECONDED BY ALDERMEN PRITSCHET AND STUNEK, DULY CARRIED, TO APPOINT MR. KEVIN YEAGER AND MS. RYLIE WEBER TO THE PARKING COMMISSION.

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

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

Cable TV Advisory Committee – 1 term (Expire 2021) - 2 terms (Expire 2022)

Charter Commission – 2 terms (Expire 2020)

Brainerd Housing & Redevelopment Authority (HRA) – 1 term (Expire 2020)

Other

Water Tower Fundraising Committee

Parking Commission

New Business

Modification and Transfer of Development District No. 2 to the EDA - Postponed

Approval of Subsidy for Anderson Brothers Construction - Postponed

Planning Commission

Final Reading – Proposed Ordinance No. 1511 – Amending Section 515-62 of the City Code - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO HOLD AND DISPENSE WITH THE FINAL READING OF ORDINANCE NO. 1511 – AN ORDINANCE AMENDING SECTION 515-62 OF THE CITY CODE TO ALLOW COMMERCIAL GREENHOUSES AS AN INTERIM USE IN B-3 DISTRICTS.

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT TO ADOPT ORDINANCE NO. 1511 – AN ORDINANCE AMENDING SECTION 515-62 OF THE CITY CODE TO ALLOW COMMERCIAL GREENHOUSES AS AN INTERIM USE IN B-3 DISTRICTS.

ORDINANCE NO. 1511

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

Public Forum

The Chair opened the public forum at 8:25 p.m.

No one came forward.

The Chair closed the public forum at 8:26 p.m.

Staff Reports

City Administrator Bergman explained the Charter Commission met last week with the newly appointed members. She said the first task is to update the Charter, and City Attorney Langel will be sending a red-lined version of the Charter showing recommended changes and updates to be discussed. She stated she had the opportunity to take a wastewater tour and recommends this to anyone as it was very informative. She indicated that the Crow Wing County Board will be meeting October 13th to discuss the CARES Act Funding. Several downtown business owners are discussing taking over the downtown Farmers Market for the 2021 season.

City Administrator Bergman requested that the October 19th City Council meeting is held 100% virtually via WebEx rather than in-person, due to the amount of public hearings scheduled for assessments.

City Engineer Sandy indicated the solid waste committee met recently and will be bringing recommendations from the committee and garbage haulers to the October 19th Council meeting.

Finance Director Hillman gave an update to the CARES funding expenditures to date. She announced the election law has changed for 2020 and absentee ballots that are postmarked November 3rd or before will be counted when they arrive at the courthouse and added to the votes for totals up to seven (7) days. The results will not be final until the close of business day, November 10th, at which time the County will forward the information on to us. She stated the City will need to hold a special council meeting on November 12th or 13th to canvass the election results.

Mayor's Report

Mayor Badeaux stated the water tower fundraiser was a great success and the Committee is currently planning the next event for December 10th, 2020. He stated they are also in the process of forming the committee as a 501(C)3.

Council Member Reports

Council Member T. Erickson gave a brief update of the Northland Arboretum board meeting and the Haunted Trail event.

Council Member Lambert stated the rental maintenance committee meetings will resume this Wednesday, October 7th.

Council Member Bevans stated he participated in the water tower fundraiser at the Legion and enjoyed some great BBQ. He also attended the Visit Brainerd open house event last week and complimented Sage on Laurel for the excellent hors d'oeuvres that they served.

Council Member Johnson was also in attendance at the Visit Brainerd open house.

Council Member Pritschet gave the advice that it costs nothing to be kind.

Adjourn

The Council adjourned at 8:35 p.m.

Jennifer Bergman
City Administrator