

Brainerd, MN
February 19, 2019

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: Bevans, Badeaux, Hilgart, Lambert, Stunek, and Johnson. Member Pritschet was noted as absent. Mayor Menk 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 LAMBERT, DULY CARRIED, TO AMEND THE AGENDA BY ADDING TRAINING ROOM RENTAL 4 TO 8 HOURS RECOMMENDED FEE INCREASE UNDER DISCUSSION OF CITY CODE SECTION 1010 – LICENSING FEES.

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO ADOPT THE AGENDA AS AMENDED.

MOVED AND SECONDED BY ALDERMEN BEVANS AND HILGART, DULY CARRIED, TO AMEND THE CONSENT CALENDAR BY ADDING ON-SALE BEER LICENSE FOR BRICK HOUSE PIZZA AND MINNESOTA LAWFUL GAMBLING APPLICATION FOR EXEMPT PERMIT FOR BRAINERD LAKES CHAPTER MN DARKHOUSE & ANGLING ASSOCIATION.

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

A. Approval of the Minutes of the Regular Meeting held on February 4, 2019 - Approved

B. Approval of Licenses - Approved

Contractor Licenses – 6 – Renewals

C. Department Activity Reports - Approved

1. Police Chief
2. Finance Director

D. Minnesota Lawful Gambling Premises Permit Application – Adopt Resolution to Allow Lawful Gambling by the VFW Post 1647 at Yesterday’s Gone, 219 S 9th St., Brainerd, MN – Adopted by Resolution No. 08:19

E. (Added Item) On-Sale Beer License – Submitted by Brick House Pizza, 302 Washington St. Brainerd – Due to Ownership Change from Mr. Nicholas O’Reilly to Mr. Robert Sullivan Contingent Upon Fire Inspection and Background Check - Approved

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F. (Added Item) Minnesota Lawful Gambling Application for Exempt Permit – Submitted by the Brainerd Lakes Chapter MN Darkhouse & Angling Association, 225 1st St., Randall, MN for an Event to be Held March 30, 2019 at the Brainerd American Legion, 708 Front St., Brainerd - Approved

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

Presentations

The Chair welcomed Ms. Amy Wyant and Mr. Tom Gonzalez, project coordinators for Bridges of Hope who presented updates of the Self-Healing Communities project. Ms. Wyant shared the greatest needs identified and messages of hope and education. Bridges of Hope partners with Crow Wing County Community Services and recently received data on the chemical related child protection reports. She stated the focus has been on the out of home placement data points which are high in Crow Wing County. Ms. Wyant reviewed some of the specific areas that they are working on in building healthy families. Mr. Gonzalez presented statistics from the origination of the Self-Healing Communities model based in the state of Washington that focus on Adverse Childhood Experiences (ACEs). The Chair thanked them for the presentation.

The Chair welcomed Mr. Tyler Glynn, economic development officer for Brainerd Lakes Area Economic Development Corporation (BLAEDC) who stated he will be presenting updates every other month to the Council in conjunction with the Economic Development Authority (EDA) meetings. He is working with City Administrator Torstenson on improving communication with the City regarding updates of the various projects. The BLAEDC Annual Meeting is taking place on February 25, 2019 at Arrowhead Lodge at 11:30 a.m. with former Duluth Mayor Don Ness as the featured speaker. He indicated that there will be other presentations from individuals throughout Crow Wing County regarding different projects and invited the Council to attend. He reviewed the functions of BLAEDC and summarized what BLAEDC does for the community. Mr. Glynn also briefly explained Opportunity Zones, the potential financial impact they have and the BLAEDC Annual Financial Report. Questions were answered and the Chair thanked him for the presentation.

Council Committee Reports

Personnel and Finance Committee Report

Approval of Bills - Approved

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

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

Building Official – Request Authorization to Post the Position Internally - Approved

MOVED AND SECONDED BY ALDERMEN HILGART AND BADEAUX, DULY CARRIED, TO AUTHORIZE AN INTERNAL-ONLY JOB POSTING FOR THE BUILDING OFFICIAL POSITION AS REQUIRED BY THE EMPLOYEE POLICY MANUAL.

Approval of 2019 - 2021 Teamsters (Police Supervisors) Union Contract – Adopted by Resolution 09:19

MOVED AND SECONDED BY ALDERMEN HILGART AND STUNEK, DULY CARRIED, TO APPROVE THE 2019 - 2021 TENTATIVE AGREEMENT SUMMARY BETWEEN THE CITY AND TEAMSTERS GENERAL LOCAL UNION NO. 346.

MOVED AND SECONDED BY ALDERMEN HILGART AND BADEAUX TO ADOPT A RESOLUTION SETTING THE TEAMSTERS (POLICE SUPERVISORS) WAGES FOR 2019 – 2021.

RESOLUTION NO. 09:19

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

Discussion of City Code Section 1010 - Licensing Fees – Informational

Committee Chair Hilgart stated discussion took place at committee level on the recommended changes to city fees. It was determined that the recommended changes to the rental housing fee be referred to the Rental Housing Review Committee for input. The recommended liquor license fees for bars and restaurants will be discussed further and formal ordinance procedures will be at a later date.

Resolution to Close Out Bond Fund 314 and 322 – Adopted by Resolution No 10:19

MOVED AND SECONDED BY ALDERMEN HILGART AND STUNEK TO ADOPT A RESOLUTION TRANSFERRING CERTAIN FUNDS TO AND FROM SINKING FUNDS.

RESOLUTION 10:19

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

Safety and Public Works Committee Report

Improvement 19-01 – NW 4th Street Improvements Cost Share Agreement with Crow Wing County - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO ACCEPT STAFF'S RECOMMENDATION TO APPROVE AND EXECUTE THE CONSTRUCTION COST SHARE AGREEMENT FOR IMPROVEMENT 19-01 – NW 4TH STREET IMPROVEMENTS WITH CROW WING COUNTY.

Improvement 19-01 – NW 4th Street Improvements Geotechnical Exploration Proposal - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO ACCEPT STAFF'S RECOMMENDATION AND APPROVE THE SCOPE OF SERVICES FROM BRAUN INTERTEC FOR GEOTECHNICAL EVALUATION AS IT RELATES TO IMPROVEMENT 19-01 – NW 4TH STREET IMPROVEMENTS.

Improvement 19-02 – Cuyuna Lakes State Trail Brainerd Segment – Professional Services Proposal - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO ACCEPT STAFF'S RECOMMENDATION TO APPROVE AND EXECUTE THE PROPOSAL FROM SEH AS PRESENTED AT AN ESTIMATED COST OF \$278,600.

Improvement 19-05 – 2019 Pavement Marking Cost Share Agreement with Crow Wing County - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO ACCEPT STAFF'S RECOMMENDATION TO APPROVE AND EXECUTE THE COST SHARE AGREEMENT WITH CROW WING COUNTY FOR PAVEMENT MARKING SERVICES IN CONSTRUCTION YEAR 2019 IN THE TOTAL ESTIMATED AMOUNT OF \$15,521.

Notice of Hearing – Annual Municipal Separate Storm Sewer System (MS4) Stormwater Presentation and Public Hearing - Approved

MOVED AND SECONDED BY ALDERMEN BEVANS AND LAMBERT, DULY CARRIED, TO ACCEPT STAFF'S RECOMMENDATION AND SET THE ANNUAL MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) STORMWATER PUBLIC HEARING FOR MARCH 18, 2019 AT 7:30 P.M. DURING THE CITY COUNCIL MEETING.

(Added Item) Update on Options for Buffalo Hills Lane Improvements - Informational

Committee Chair Bevans stated at a previous council meeting, staff was directed to research the alternatives the City has regarding Buffalo Hills Lane if the improvement project does not occur. The information is not yet available and will be part of an agenda item at a future meeting.

Unfinished Business

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 – 2 terms (Expire 2021)

Charter Commission –1 term (Expire 2021) – 1 term (Expire 2022)

Transportation Advisory Committee – 1 term (Expire 2019) – 1 term (Expire

2021)

Rental Dwelling Board of Appeals – 2 terms (see below) (Expire 2020)

1. *Tenant Representative (1)*

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2. *General Public Representative (1)*

Council President Recommended: (all terms expire 12/31 of said year)
Planning Commission – 2 terms (Expire 2021)

New Business

Legislative Agenda – Approved

City Administrator Torstenson explained when bills move through the legislature, there is often not enough time to bring topics to the Council for approval to send letters in support or opposition of the bill. A proposed legislative agenda for 2019 has been drafted for consideration by the Council.

MOVED AND SECONDED BY ALDERMEN BADEAUX AND STUNEK, DULY CARRIED, TO APPROVE LETTERS TO BE SENT TO THE LEGISLATORS REGARDING THE SIX CITY PRIORITIES AS PRESENTED.

Council President Johnson indicated Council will review the additional topics listed and advise at a later meeting. He highlighted the bonding request for funding for the Riverfront Trail and Trailhead along the Mississippi River listed and asked Council if there were any other possible items to consider.

City Administrator Torstenson stated the Children's Museum has expressed interest in potentially locating on the Region 5 area, but it is premature to request bonding since they have not yet chosen a location.

Public Forum

The Chair opened the Public Forum at 8:25 p.m.

No one came forward.

The Chair closed the Public Forum at 8:25 p.m.

Staff Reports

City Engineer Sandy reported the application was submitted for Transportation Alternatives funding related to trail construction on Trunk Hwy 25 from 28th Street SE and 5th Ave NE and was presented to the Region 5 Transportation Advisory Council. The scoring is based on points received from the presentation to the Area Transportation Partnership (ATP) and the City did not receive the regional significance points to be awarded the funding. However, this is the smallest project from Region 5 and if there are funds leftover, it may still be able to be funded.

Community Development Director Chanski stated the Planning Commission held a retreat last week that was very beneficial to him and the commission. There were a lot of great ideas, goals and objectives for the commission to work on in 2019.

Finance Director Hillman stated the Coalition of Greater Minnesota Cities sent a message that Governor Walz has proposed LGA funding return to the 2002 levels. They are requesting the City send emails of support to the Governor which will be done.

Council Member Reports

Council member Lambert stated the Planning retreat was very informative. She indicated that the Rental Housing Ordinance Review Committee is progressing in the review of the ordinance and Conduct on Premises.

Council member Badeaux thanked the Brainerd Basketball Association for the great work with the boy's and girl's tournaments recently.

Mayor Menk thanked Community Development Director Chanski for leading the planning retreat and the great ideas that have come out of it. He also thanked City Engineer Sandy and the Streets Department for the advanced notices on snow removal throughout the City.

Motion to Closed Session Pursuant to MN Statutes 13D.03 to Discuss Labor Negotiation Strategy – 8:30 p.m.

The Chair reconvened into open session 9:06 p.m.

Adjourn to Council Retreat, Saturday, March 2, 2019 from 12:00 – 4:00 P.M.

The Chair adjourned the meeting at 9:06 p.m.

Cassandra Torstenson
City Administrator