

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: Erickson, O'Day, Stunek, Johnson, Pritschet, Stenglein, 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 PRITSCHET AND STUNEK, DULY CARRIED, TO APPROVE THE AGENDA WITH MOVING THE COMMUNITY MEMBER OF THE MONTH AFTER THE CONSENT CALENDAR AND MOVING THE DETERMINATION FOR FUNDING FOR THE ARBORETUM AFTER THE PRESENTATIONS.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND O'DAY TO APPROVE THE CONSENT CALENDAR.

- A. Approval of Bills- Approved**
- B. Approval of Minutes of the Regular City Council Meeting held on April 18th, 2022- Approved**
- C. Approval of Licenses- Approved**
- D. Department Activity Reports- Approved**

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

Community Member of the Month

Mayor Badeaux recognized the Snow Shovel Brigade comprised of the Troop 43 BSA, Brainerd Junior Jaycees, and private citizens as Community Members of the Month for May. These service groups and citizens stepped up to serve community members who were physically unable to shovel their sidewalks.

Presentations

Camp Ripley Community Brief 2022

The Chair recognized Senior Commander Lowell Kruse, who presented Camp Ripley's 2022 Community Brief. He explained the mission of Camp Ripley is to provide superior customer service, facilities, and resources empowering organizations to train in a realistic environment while fostering positive community relations and being the best neighbor, they can be. He reviewed a background of the current leadership staff; the 2021 economic impact and the efforts being taken due to COVID-19 and for Ukraine. He gave a brief overview of the 2022 training schedule, community outreach events and the environmental partnerships. The Council had the opportunity to ask questions and the Chair thanked Senior Commander Kruse for his presentation.

Public Hearing and Presentation Municipal Separate Storm Sewer (MS4) Permit

The Chair recognized City Engineer/ Public Works Director Sandy who presented the Municipal Separate Storm Sewer (MS4) permit presentation. Mr. Sandy gave an overview of the City of Brainerd's storm sewer system and updated the community on the status of compliance with the permit.

The Chair opened the public hearing at 8:10 p.m.

No one came forward.

The Chair closed the public hearing at 8:11 p.m.

Discuss Determination of Funding for the Northland Arboretum

The Chair stated that the clarification of the intent of the Charter amendment by the Charter Commission was that the levied dollars be designated to organizations fully within the city limits.

The Chair opened the floor for public comment at 8:11 p.m.

Candice Zimmerman, 10246 County Road 44, Executive Director of the Northland Arboretum, thanked the Council for the opportunity for herself and members of the Arboretum to speak. She spoke to the impact of the Northland Arboretum on the community which has 1,122 members 40% of which are Brainerd residents, 40% of the property lies within the Brainerd city limits. She stated that the process of amending the Charter and the City choosing not to fund the Northland Arboretum has divided the community.

The following area citizens spoke in opposition of the Charter Commission's determination of intent of the Charter language "within city limits". All who spoke were concerned about the demise of the Northland Arboretum without funding from the Charter contributions and expressed their passions for the arboretum.

Dan Lee, 5994 Ojibwa Rd., Brainerd
Bryan Pike, 15872 Jordan Rd., Brainerd
Amy Gray 1725 Graydon Ave, Brainerd
Chuck Albrecht, 10326 E Shore Dr., Merrifield
Eleanor Burkett, 757 Holton Ave., Brainerd
Jennifer Lee, 5994 Ojibwa Rd., Brainerd
Brian Twamley, 15685 Patterson Rd., Brainerd
Chris Schucker 915 Blair Cir., Brainerd
Charles Johnson, 1104 8th St. S., Brainerd
Louis Anderson, 1211 10th Ave. NE, Brainerd
Becky Miller, 13163 Plott Rd., Deerwood
Peggy Serai, 4612 Michelle Cir., Baxter
April Suudhoff, 12329 71st Ave. SW, Motley
Sally Bergerud, 1248 26th Ave. SW, Backus

MOVED AND SECONDED BY COUNCIL MEMBERS STENGLEIN AND PRITSCHET TO AUTHORIZE STAFF TO ENTER INTO AN AGREEMENT TO PROVIDE THE CHARTER DESIGNATED FUNDS FOR AN ARBORETUM OR GREENSPACE WITH THE NORTHLAND ARBORETUM THROUGH DECEMBER 2023.

Council Member Pritschet stated that a work group is a necessary step for a long-term solution.

MOVED AND SECONDED BY COUNCIL MEMBERS STUNEK AND JOHNSON, DULY CARRIED, TO AMEND THE MOTION TO INCLUDE THE FORMATION OF A WORKING GROUP BETWEEN THE CITIES OF BRAINERD AND BAXTER, CROW WING COUNTY, AND THE NORTHLAND ARBORETUM TO WORK TOGETHER TO STRATEGIZE A SOLUTION.

Council Member Johnson stated that he will be voting no because he believes it violates State law, violates the Charter, and is an illegal donation to a non-profit organization. He quoted the RFP submitted by the Northland Arboretum. He stated in response to the RFP that the City is funding a multimillion-dollar event center in the City of Baxter.

Council Member Erickson stated that as a steward of Brainerd public funds, he will not support the motion. The City needs to get out of the business of funding select non-profits.

Council Member Pritschet stated that he respects what other Council Members have said, but it is a risk that he is willing to take in funding an organization that may or may not violate statute and the Charter.

Council Member O'Day stated that he does not think that the Arboretum is in Brainerd and does not think that the Arboretum will disappear if the City of Brainerd funding is lost. Creativity from the people present is needed to figure out how to fund the Arboretum in the future. There are spaces in Brainerd that need attention.

Mayor Badeaux stated that the RFP process was stressful, and he understands how difficult it is to find funding. He challenged the Board of Directors of the Northland Arboretum to understand what the City Council was asking for in the proposal and to pay closer attention to what's happening when an agreement for one-quarter of your funding comes due. The City Council and Mayor have a responsibility to the Brainerd taxpayers to be fiducially responsible.

MOVED AND SECONDED BY COUNCIL MEMBERS STENGLEIN AND PRITSCHET TO AUTHORIZE STAFF TO ENTER INTO AN AGREEMENT WITH THE NORTHLAND ARBORETUM THROUGH DECEMBER 2023; FUTHER TO FORM A WORKING GROUP BETWEEN THE CITIES OF BRAINERD AND BAXTER, CROW WING COUNTY, AND THE NORTHLAND ARBORETUM TO WORK TOGETHER TO STRATEGIZE A SOLUTION.

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

Council Committee Reports

Personnel and Finance Committee

Ratify the Hiring of 2022 Summer Temporary Employees

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STENGLEIN, DULY CARRIED, TO RATIFY THE HIRING OF THE 2022 SUMMER TEMPORARY EMPLOYEES AS PRESENTED.

Accept Community Service Officer Resignation

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STUNEK DULY CARRIED, TO ACCEPT CSO JANEY ZIEGLER'S RESIGNATION AND AUTHORIZE FILLING THE VACANCY AT THE CURRENT RATE OF \$16.00 PER HOUR.

Ratify the Hiring of Community Service Officer Richard Berry

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STENGLEIN, DULY CARRIED, TO RATIFY THE HIRING OF COMMUNITY SERVICE OFFICER RICHARD BERRY, STARTING AT \$16.00, WITH AN EFFECTIVE DATE OF APRIL 29, 2022.

Accept Retirement of Water Plant Operator Lynn Germann

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STUNEK, DULY CARRIED, TO ACCEPT THE RESIGNATION OF WATER PLANT OPERATOR LYNN GERMANN EFFECTIVE JUNE 30, 2022; FURTHER, TO AUTHORIZE STAFF TO BACKFILL THE POSITION.

Council Member Johnson stated that the Public Utility Commission already approved this matter, and as a matter of process routine items that have been discussed by the commission can be put on the consent calendar.

MOVED AND SECONDED BY COUNCIL MEMBER JOHNSON AND STENGLEIN, DULY CARRIED, THAT ANY ROUTINE BRAINERD PUBLIC UTILITY DEPARTMENT PERSONNEL ACTIONS SUCH AS BACKFILLING OR RETIREMENTS THAT HAVE BEEN REVIEWED AND RECOMMENDED BY THE COMMISSION OR ITS PERSONNEL COMMITTEE CAN BE PLACED ON THE CONSENT CALENDAR.

Consider Reinstatement of Vacant Water Plant Relief Operator/Laborer Position

Committee Chair Johnson stated that this is a position the Public Utilities had previously, there is a large amount of overtime being accumulated with additional tasks needing to be performed that the reinstatement with help to reduce.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STUNEK, DULY CARRIED, TO APPROVE THE ATTACHED WATER PLANT RELIEF OPERATOR/ LABORER JOB DESCRIPTION AS PRESENTED; DIRECT STAFF TO SUBMIT THE WATER PLANT RELIEF OPERATOR/LABORER JOB DESCRIPTION TO DDA TO DETERMINE PAY EQUITY POINTS; DIRECT STAFF TO BEGIN WAGE NEGOTIATIONS WITH THE IBEW LOCAL NO. 31 BRAINERD PUBLIC UTILITIES UNION FOR THIS POSITION.

Approve Personal Leave of Absence for BPU Accountant 1 Chelsey Fischer

Committee Chair Johnson stated that this employee has not been working for the City long enough to qualify for FMLA.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STENGLEIN, DULY CARRIED, TO APPROVE THE PERSONAL LEAVE OF ABSENCE AS REQUESTED BY BPU ACCOUNTANT 1 CHELSEY FISCHER THAT WILL BEGIN ON OR AROUND MAY 9TH AND WILL LAST UP TO, BUT NOT LONGER THAN, 12 WEEKS.

Update on City Engineer/ Public Works Director Hiring Process

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STUNEK, DULY CARRIED, TO APPROVE THE ATTACHED CITY ENGINEER/PUBLIC WORKS DIRECTOR POSITION PROFILE AND HIRING TIMELINE; FURTHER, TO DESIGNATE COUNCIL MEMBERS O'DAY & JOHNSON TO SERVE AS COUNCIL REPRESENTATIVES ON THE CITY ENGINEER PUBLIC WORKS DIRECTOR INTERVIEW PANEL.

Consider Proposal to Provide Professional Engineering Services from WSB

Committee Chair Johnson stated that the Interim City Engineer will be contracted through WSB will be filled by the departing City Engineer/ Public Works Director Sandy. Under the contract WSB will provide 40 hours per month of Mr. Sandy's time at a cost of \$18,000 if the hiring timeline is held. The amount will be covered by the cost of wages saved from the vacancy.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STENGLEIN, DULY CARRIED, TO AUTHORIZE STAFF TO ENTER INTO AN AGREEMENT WITH WSB FOR PROFESSIONAL ENGINEERING SERVICES FOR AN INTERIM CITY ENGINEER.

Consideration of School Resource Officer (SRO) Contract with School District 181

Committee Chair Johnson stated that the rates in the contract are getting closer to what it actually costs the City to provide a School Resource Officer to the ISD 181. The school board has already approved the contract.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STENGLEIN, DULY CARRIED, TO AUTHORIZE THE SIGNATURES AND ENTER INTO THE PROPOSED SCHOOL RESOURCE OFFICER SERVICES AGREEMENT BETWEEN THE CITY OF BRAINERD AND INDEPENDENT SCHOOL DISTRICT NO. 181 AS PRESENTED.

Consideration of Assessment for Pay Year 2022 & Discussion of Deferment Policy

Committee Chair Johnson stated that the applicant is a fully disabled Veteran who is exempt from property taxes, but not exempt from street assessments. Staff will bring suggestions for updating the policy.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STUNEK, DULY CARRIED, TO DEFER THE ASSESSMENT PAYABLE IN 2022 FOR PID 41250875.

Update on the Request for Funds to be Returned from Lakes Area Media Collaborative

Committee Chair Johnson stated that there has not been a response from Lakes Area Media Collaborative.

Safety and Public Works

Approve Event/ Street Closure Application- Memorial Day Parade and Ceremonies

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND ERICKSON, DULY CARRIED, TO APPROVE THE ATTACHED APPLICATION UNDER THE CONDITIONS LISTED IN THE ATTACHED EVENT APPLICATION.

Approve Event Application- Corpus Christi Procession

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND PRITSCHET, DULY CARRIED, TO APPROVE THE ATTACHED APPLICATION UNDER THE CONDITIONS LISTED ON THE APPLICATION.

Approve Event/ Street Closure Application- Jaycees Street Fest

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND ERICKSON, DULY CARRIED, TO APPROVE THE EVENT/STREET CLOSURE APPLICATION UNDER THE CONDITIONS LISTED IN THE APPLICATION.

Approve Bids for Improvement 22-07-East River Road Improvements

Committee Chair O'Day stated this is the portion of East River Road to make parking near the Mississippi Trailhead Landing Park diagonal. This project will be in conjunction with the park project and begin after the 4th of July.

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND PRITSCHET, DULY CARRIED, TO APPROVE THE BID FROM CUSTOM BUILDERS, INC. IN THE TOTAL ROADWAY COST OF \$517,619 AND AUTHORIZING PROPER SIGNATURES ON THE AGREEMENT DOCUMENTS WITH CUSTOM BUILDERS, INC FOR THE PROPOSED CONSTRUCTION.

Approve Bridge Inspection Proposal from Bolton and Menk

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND ERICKSON, DULY CARRIED, TO APPROVE BOLTON AND MENK'S PROPOSAL FOR BI-ANNUAL BRIDGE INSPECTION SERVICES IN A TOTAL FEE OF \$2,400 AND AUTHORIZING PROPER SIGNATURES ON THE AGREEMENT DOCUMENTS FOR THE PROPOSED WORK SCOPE.

Approve Contract Towing Bid from Collins Brothers Towing of Brainerd

Committee Chair O'Day stated that the two bids that were received were from Collins Brothers Towing of Brainerd and West Brainerd Auto. Bids from both proposers are basically identical for items numbers 1-14. The items that set the two proposers slightly apart were 15-16, in which Collins Brothers has proposed lower fees in all three of those categories. Two of these fees get passed directly onto the resident and would save a resident about \$20 per tow.

Chair Bevans stated that he will vote against the motion as the bids are similar in cost he will vote in favor of the Brainerd business. Also, he stated that it is the responsibility of the bidder to honor their contract on the rate of services which he stated they did not do.

Committee Chair O'Day stated that he will vote against his own motion in light of new information.

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND PRITSCHET TO APPROVE THE BID FROM COLLINS BROTHERS TOWING OF BRAINERD AND

AUTHORIZING SIGNATURES ON THE AGREEMENT WITH COLLINS BROTHERS FOR THE PROPOSED SCOPE OF SERVICES.

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

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND PRITSCHET, DULY CARRIED, TO APPROVE THE BID FROM WEST BRAINERD AUTO AND AUTHORIZE SIGNATURES ON THE AGREEMENT WITH WEST BRAINERD AUTO FOR THE PROPOSED SCOPE OF SERVICES.

Update on State Park Road Grant Application

Committee Chair O'Day stated that this is project that the City submitted a grant request through the State Park Road Account. The grant was approved at full cost \$143,000.

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND ERICKSON, DULY CARRIED, TO AUTHORIZE STAFF TO SOLICIT AN RFP FOR THE PROJECT, WORK WITH MNDOT STATE AID, AND SEEK CROW WING COUNTY SPONSORHIP AS A PART OF THE GRANT REQUIREMENTS.

Direction on Active Code Enforcement Cases

Committee Chair O'Day stated the property at 1306 Oak St. has not gone through the citation process, however, due to a health and safety hazard the Council can abate without going through the entire process.

Member Johnson stated that he will vote no on the motion due to violating the City's own ordinance it just passed regardless of the health and safety hazard that it does risk.

Interim Community Development Director Kramvik stated that the process due to the safety and public health risk the Council can bypass the typical process and abate immediately and change the citation amount,

MOVED AND SECONDED BY COUNCIL MEMBERS O'DAY AND PRITSCHET, DULY CARRIED, TO IMMEDIATELY ABATE THE GARBAGE AT 1306 OAK ST AND CHANGE THE CITATION COST OF HEALTH AND SAFETY HAZARDS TO \$300.

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

Content Review of Proposed Section 725 of Brainerd City Code

City Engineer/ Public Works Director Sandy reviewed the changes proposed to the storm water codes. The general content of the code does not change. The new language deals specifically with performance requirements for post construction stormwater infrastructure, illicit discharge detection and reporting, and stormwater management/stormwater pollution and prevention plans.

Committee Chair O'Day stated that the committee instructed staff to come back with an ordinance at the next meeting.

Unfinished Business

Final Reading- Proposed Ordinance 1529- An Ordinance Amending Section 1200 of the Brainerd City Code Pertaining to Intoxicating Liquor

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND STUNEK, DULY CARRIED, TO CONDUCT THE FINAL READING OF PROPOSED ORDINANCE NO. 1529, AN ORDINANCE AMENDING SECTION 1200 OF THE BRAINERD CITY CODE PERTAINING TO INTOXICATING LIQUOR AND DISPENSE WITH THE ACTUAL READING OF THE ORDINANCE.

The Chair opened the public hearing at 9:43 p.m.

No one came forward.

The Chair closed the public hearing at 9:44 p.m.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND O'DAY TO ADOPT ORDINANCE 1529- AN ORDINANCE AMENDING SECTION 1200 OF THE BRAINERD CITY CODE PERTAINING TO INTOXICATING LIQUOR.

ORDINANCE 1529

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

Public Hearing and Resolution- Petition to Vacate Alley Submitted by My Neighbor to Love – Alley Blocks M & E, West Brainerd

City Engineer/ Public Works Director Sandy stated he and the City Attorney reviewed this request for vacation in detail, and are recommending that the City Council, based upon the testimony received tonight, vacate these alley right-of-ways per the request. There is currently no utility infrastructure in these right-of-ways, and a general rule of thumb for these types of requests is that if the proposed vacation makes the properties more marketable in the future or easier to develop based on current zoning, whether it is the proposed development or something potentially in the future, then the elected body should consider the vacation of these right of ways, especially when there are no public improvements on the right-of-way being proposed for vacation.

The Chair opened the public hearing at 9:45 p.m.

No one came forward.

The Chair closed the public hearing at 9:46 p.m.

Member O'Day asked for clarification on why staff has changed their view of the vacation.

City Engineer/ Public Works Director Sandy stated that after review with Attorney Langel it was determined that the vacation would make the property more developable in the current zoning code. It would be good practice to vacate property to encourage development.

City Attorney Langel stated that due no improvement or utility having previously been done or planned, it would make the land more attractive to development.

Members Johnson, Erickson, and O'Day stated that they will be voting no due to no plan in place as a vacation is permanent.

MOVED AND SECONDED BY COUNCIL MEMBERS PRITSCHET AND STENGLEIN TO ADOPT THE ATTACHED RESOLUTION WHICH VACATES THE ALLEYS LYING WITHIN BLOCKS M AND E, WEST BRAINERD WHILE RESERVING RIGHTS TO AN EASEMENT FOR UTILITY PURPOSES.

Council Members Pritschet, Stenglein, and Bevans voted "aye". Council Members Erickson, O'Day, Stunek, and Johnson voted "nay". The Chair declared the motion failed.

Committee Recommendations

Mayor Badeaux recommended David Haines to the Rental Dwelling License Board of Appeals.

MOVED AND SECONDED BY COUNCIL MEMBERS JOHNSON AND PRITSCHET, DULY CARRIED, TO CONFIRM DAVID HAINES TO THE RENTAL DWELLING LICENSE BOARD OF APPEALS.

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 – 2 terms (Expire 2022) --1 term (Expire 2024)
Charter Commission – 1 term (Expire 2022) 1-term (Expire 2025)
Rental Dwelling License Board of Appeals – 2 terms (Expire 2022)

Mayor Recommended: (terms to expire 09/07 of said year)

Economic Development Authority (EDA) – 1 term (Expire 2022) – 1 term (Expire 2026)

Council President Recommended: (terms to expire 12/31 of said year)

Planning Commission—1 term (Expire 2023)

Ad Hoc Committees – Applicants Needed

Water Tower Fundraising Committee – 1 position available

New Business

Consideration of Conditional Use Permit- 124 8th Ave NE

Acting Community Development Director Kramvik stated that the property is located in a B-4 district, meaning that a Conditional Use Permit is required to operate an autobody shop. The applicant is proposing façade and interior improvements. The applicant will screen any damaged vehicles with a fence. The Planning Commission unanimously approved the application without any conditions.

Member Johnson asked about disruption to other businesses and properties.

Acting Community Development Director Kramvik stated that notice of the hearing did go out to all surrounding properties and businesses without comment. There will be review from MPCA and should not have disruption.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND JOHNSON, DULY CARRIED, TO APPROVE THE CONDITIONAL USE PERMIT FOR 124 8TH AVE NE.

Consideration of Variance from Lot Split Standards- PID 41290732

Acting Community Development Director Kramvik stated that the Planning Commission considered the variance requests during its regular meeting on April 20th. The Commission discussed the two variance requests and believed that it is consistent with the Comprehensive Plan. The Fire Marshall indicated that there are no code requirements for the access driveway to Parcel A. However, the Fire Marshall did recommend a minimum driveway width of 16 feet and a Class 5 compaction rating that would support the weight of a fire truck. The applicant indicated that it will be constructed to meet the needs of fire emergency vehicles. The Commission voted unanimously to recommend granting the requested variances with the condition that Crow Wing County approves the septic designs prior to the administrative lot split.

MOVED AND SECONDED BY COUNCIL MEMBERS ERICKSON AND PRITSCHET, DULY CARRIED, TO APPROVE BOTH VARIANCE REQUESTS AT PIN 41290732 WITH THE CONDITION THAT CROW WING COUNTY APPROVES A SEPTIC DESIGN PRIOR TO THE LOT SPLIT.

First Reading- Proposed Ordinance 1530- Rezoning- 1005 S. 6th St

Acting Community Development Director Kramvik stated that 1005 S 6th St. is currently located in a B-2 (Neighborhood Business) District. The B-2 District does not allow short-term rentals. Per section 515-56-4. A of the Zoning Code, short term rentals are an Interim Use in the R-2 District. There is no longer a moratorium in place for changes to the Zoning Code. Rezoning the property from B-2 to R-2 will not add any nonconformities to the property. Rezoning the property to R-2 will not affect the future proposed zoning designation for this property. Planning Commission voted unanimously to recommend approval of this rezoning request.

MOVED AND SECONDED BY COUNCIL MEMBERS STUNEK AND ERICKSON, DULY CARRIED, TO HOLD THE FIRST READING OF PROPOSED ORDINANCE NO. 1530, AN ORDINANCE AMENDING ORDINANCE NO. 812 PERTAINING TO THE ZONING IN THE CITY OF BRAINERD AND DISPENSE WITH THE ACTUAL READING.

Public Forum

The Chair opened public forum at 10:00 p.m.

No one came forward.

The Chair closed public forum at 10:01 p.m.

Staff Report

Acting Community Development Director Kramvik stated that he personally spent 10 hours reviewing the zoning change, there were several properties that would be nonconforming that needed review by the Planning Commission. The Planning Commission reviewed those properties at their April 20th meeting the review was a useful exercise. The properties on Brook St discussion surrounded protecting the residential neighborhood from heavier industrial uses. Discussion will continue surrounding this at the next planning meeting on May 25th. The Community Development Department did send letters to all affected properties. The Planning Commission will also discuss the Town Center district at its next meeting. There is a tentative schedule in place for the future of the zoning code.

City Engineer/ Public Works Director Sandy stated that there will be a visual quality meeting for the 210 project on May 4th. He thanked Council and Staff for making the City an enjoyable place to work, he's happy to continue the relationships he has made in the future. He thanked his staff especially for all of their work.

Finance Director Hillman stated that the Notice of Offices will be filed for the City General Election. The filings open on Tuesday May 17th at 7:30 a.m. and close at 5:00 p.m. on May 31st. Those offices on the ballot are Council Member, Second Ward, Fourth Ward, At-Large, and the Mayor.

IT/GIS Director Strong stated that the installation of broadcast equipment is starting this week, the tentative plan is to be on cable by the middle of June.

City Administrator Bergman stated that she will be at the MCMA conference the end of the week. She asked the Council to review the spreadsheet of all the tasks that the City Engineer/ Public Works Director and Community Development Director have coming up for the summer. Finally, she thanked City Engineer/ Public Works Director Sandy for his time at the City, he will be missed, but looking forward to working with him in the future.

Council Member Reports

All of the Council Members thanked City Engineer/ Public Works Director Sandy for his hard work, patience, and service to the City of Brainerd.

Member O'Day stated that something good has come out of the arboretum discussion, he hopes that there will be solid solutions in the future.

Member Johnson thanked Interim Community Development Director Kramvik for his attention to the non-conforming properties. He stated he is a big supporter of enlarging the Town Center.

Mayors Report

Mayor Badeaux added his thanks to City Engineer/ Public Works Director Sandy. He stated that Planning Commission is on the right track further review of the zoning code. Finally, the Fourth of July Festivities will look a little different again this year due to construction on 5th St.

Adjourn

MOVED AND SECONDED BY COUNCIL MEMBERS STENGLEIN AND STUNEK,
DULTY CARRIED, TO ADJOURN THE MEETING.

The Chair adjourned the meeting at 10:15 p.m.



Jennifer Bergman
City Administrator