Monday, August 3, 2020
7:00 p.m.
(Regular Work Session to follow)

Brooklyn Park Council Chambers
5200 85th Avenue North

SPECIAL COUNCIL MEETING AND WORK SESSION – AGENDA #31

If you need these materials in an alternative format or need reasonable accommodations for a City Council meeting, please provide the City with 72-hours' notice by calling 763-424-8000 or emailing Josie Shardlow at josie.shardlow@brooklynpark.org.
Para asistencia, 763-424-8000; Yog xav tau kev pab, 763-424-8000.

Our Vision: Brooklyn Park, a thriving community inspiring pride where opportunities exist for all.

Our Brooklyn Park 2025 Goals:

• A united and welcoming community, strengthened by our diversity • Beautiful spaces and quality infrastructure make Brooklyn Park a unique destination • A balanced economic environment that empowers businesses and people to thrive • People of all ages have what they need to feel healthy and safe • Partnerships that increase racial and economic equity empower residents and neighborhoods to prosper • Effective and engaging government recognized as a leader

I. ORGANIZATIONAL BUSINESS

1. CALL TO ORDER/ROLL CALL

II. GENERAL ACTION ITEMS

The following items relate to the City Council's long-range policy-making responsibilities and are handled individually for appropriate debate and deliberation. (Those persons wishing to speak to any of the items listed in this section should fill out a speaker's form and give it to the City Clerk. Staff will present each item, following in which audience input is invited. Discussion will then be closed to the public and directed to the council table for action.)

7.1 Approve a Grant Application for Clear Water Fund Grant Mississippi River Neighborhood Stabilization Project
- **A.** RESOLUTION
- **B.** MAP OF PROJECT SCOPE – MISSISSIPPI RIVER NEIGHBORHOOD STABILIZATION PROJECT

RECESS TO REGULAR WORK SESSION

III. WORK SESSION

C. DISCUSSION ITEMS/GENERAL ACTION ITEMS – These items will be discussion items but the City Council may act upon them during the course of the meeting.

C.1 Debrief Council Listening Sessions and Discuss Next Steps
- **A.** COUNCIL LISTENING SESSIONS SUMMARY (WEST AND CENTRAL DISTRICTS)
- **B.** DRAFT HRC/MAC WORKPLAN TO DEVELOP POLICE REFORM RECOMMENDATIONS

D. VERBAL REPORTS AND ANNOUNCEMENTS
- **D.1 COUNCIL MEMBER REPORTS AND ANNOUNCEMENTS**
- **D.2 CITY MANAGER REPORTS AND ANNOUNCEMENTS**

IV. ADJOURNMENT

City of Brooklyn Park
Request for Council Action

Agenda Item:	7.1	**Meeting Date:**	August 3, 2020
Agenda Section:	General Action Items	**Originating Department:**	Recreation and Parks
Resolution:	X	**Prepared By:**	Jody Yungers, Director of Recreation and Parks; LaTonia Green, Director of Finance
Ordinance:	NA		
Attachments:	2	**Presented By:**	Jody Yungers/LaTonia Green
Item:	Approve a Grant Application for Clear Water Fund Grant Mississippi River Neighborhood Stabilization Project		

City Manager's Proposed Action:

MOTION _____, SECOND _____, TO WAIVE THE READING AND ADOPT RESOLUTION #2020-_____ TO APPROVE A GRANT APPLICATION IN THE AMOUNT OF $400,000 TO THE 2021 CLEAN WATER FUND FOR MISSISSIPPI RIVER NEIGHBORHOOD STABILIZATION PLAN, AND AUTHORIZE STAFF TO WORK WITH HENNEPIN COUNTY AND THE PRIVATE HOMEOWNERS TO DETERMINE WHETHER A PORTION OR ALL OF THE PROJECT COSTS NOT COVERED BY THE GRANT AGREEMENT, IF AWARDED, CAN BE FINANCED BY SPECIAL ASSESSMENTS ON THE PROPERTIES BENEFITED BY THE PROJECT.

Overview:

For more than five years, property owners along the Mississippi River have been asking the City to work in partnership with them to address the erosion issues occurring along the banks of the Mississippi River. Property owners are continuing to see increased erosion issues, resulting in the loss of shoreline and trees due to high water, river eddy and ice damage.

Shoreline erosion is not only a property loss issue, but a water quality issue. A planned riverbank stabilization project along the Mississippi River can significantly reduce erosion and keep sediment out of the river.

According to the U.S. Environmental Protection Agency, too much phosphorus in rivers can cause algae to grow faster than the ecosystem can handle, effecting water quality, killing fish and causing other ecological problems within the rivers.

Currently, the City, Hennepin County, and Brooklyn Park river front homeowners are conducting a shoreline assessment to determine the severity of the erosion damage of all properties along the Brooklyn Park portion of the west bank of the river. This assessment will be complete by September of 2020. The Assessment Report will be used to develop a Shoreline Stabilization Plan. The Plan will identify the severity of individual properties along the river and each property will be prioritized accordingly.

The City, Watershed District, and Hennepin County Energy and Environmental Division are interested in applying for a MN Board of Water and Soils Resources, Clear Water Fund Grant to help support advancement of the Mississippi River Neighborhood Stabilization Project. The goal of the grant is to protect, enhance and restore water quality in the river.

The scope of the project will include construction administration, design, and stabilization of approximately 502 linear feet of shoreline. Stabilization scope will include installation of riprap (rock or other material used to armor shorelines, streambeds, and other shoreline structures against scour and water, wave, or ice erosion)

and bank regrading, installation of vegetated reinforced soil slope and erosion control blanket with native seed and plugs, and the establishment of vegetation.

According to Hennepin County, erosion is a “severe issue” in the area, and as part of the erosion assessment, the County will identify six to eight properties with the most severe erosion that would be included within the grant request.

As part of the grant, during the project’s 10-year effective life, the city will work with the homeowners to ensure continuation for maintenance and repairs.

Primary Issues/Alternatives to Consider:

The grant application requires that there be a financial contribution from the property owners and the City and any other partners (Hennepin County and Watershed District) to be rated favorably. Therefore, in order to eliminate the barriers to those homeowners that do not have the ability to pay the cash up front, especially those properties rated as most severe erosion, the City wants to provide an option to the property owner to have the City front the property owner’s contribution to the project and assess to their property over a 10-year period.

The City Finance Director has been working with Hennepin County Assessor’s office and the City Attorney to confirm this would be allowable.

Budgetary/Fiscal Issues:

1. Total Grant Value of the Project is $621,000 with $400,000 from FY21 BWSR (grant request) and $221,000 local contribution (City, County, Watershed and landowners)
2. Total contribution from each of the partners:
    a. City - $40,000 is anticipated to be funded out of the 2021 stormwater general fund.
    b. County - $40,000 in 2021.
    c. Watershed District - $40,000 (yet to be determined)?
    d. Homeowner contribution - approximately 20% of the actual cost of individual property project will be paid by the property owner. It is anticipated that the total value for the homeowners’ contributions would be approximately $101,100 collectively. Once the shoreline assessment is complete, we will identify the final list of priority properties/landowners to be involved in phase I of this project.
3. Property Assessment - Homeowners that do not pay the cash up front for their portion of the project cost can select the option to have their costs assessed over a 10-year period.
4. The project will be incorporated as part of the 2021 Capital Improvement Plan (CIP) budget process to be funded by special assessments.

Attachments:

7.1A RESOLUTION
7.1B MAP OF PROJECT SCOPE – MISSISSIPPI RIVER NEIGHBORHOOD STABILIZATION PROJECT

RESOLUTION #2020-

RESOLUTION APPROVING A GRANT APPLICATION IN THE AMOUNT OF $400,000 TO THE 2021 CLEAN WATER FUND FOR MISSISSIPPI RIVER NEIGHBORHOOD STABILIZATION PLAN, AND AUTHORIZING STAFF TO WORK WITH HENNEPIN COUNTY AND THE PRIVATE HOMEOWNERS TO DETERMINE WHETHER A PORTION OR ALL OF THE PROJECT COSTS NOT COVERED BY THE GRANT AGREEMENT, IF AWARDED, CAN BE FINANCED BY SPECIAL ASSESSMENTS ON THE PROPERTIES BENEFITED BY THE PROJECT

WHEREAS, for more than five years, property owners along the Mississippi River have been asking the City to work in partnership with them to address the erosion issues occurring along the banks of the Mississippi River; and

WHEREAS, property owners are continuing to see increased erosion issues, resulting in the loss of shoreline and trees due to high water, river eddy and ice damage; and

WHEREAS, a riverbank stabilization project along the Mississippi River could significantly reduce erosion and keep sediment out of the river; and

WHEREAS, in summer of 2020, the City, Hennepin County, and Brooklyn Park river front homeowners are conducting a shoreline assessment to determine the severity of the erosion damage of all properties along the Brooklyn Park portion of the west bank of the river; and

WHEREAS, the Assessment Report will be used to develop a Shoreline Stabilization Plan that will include installation of riprap (rock or other material used to armor shorelines), bank regrading, installation of vegetated reinforced soil slope and erosion control blanket with native seed and plugs, and the establishment of vegetation; and

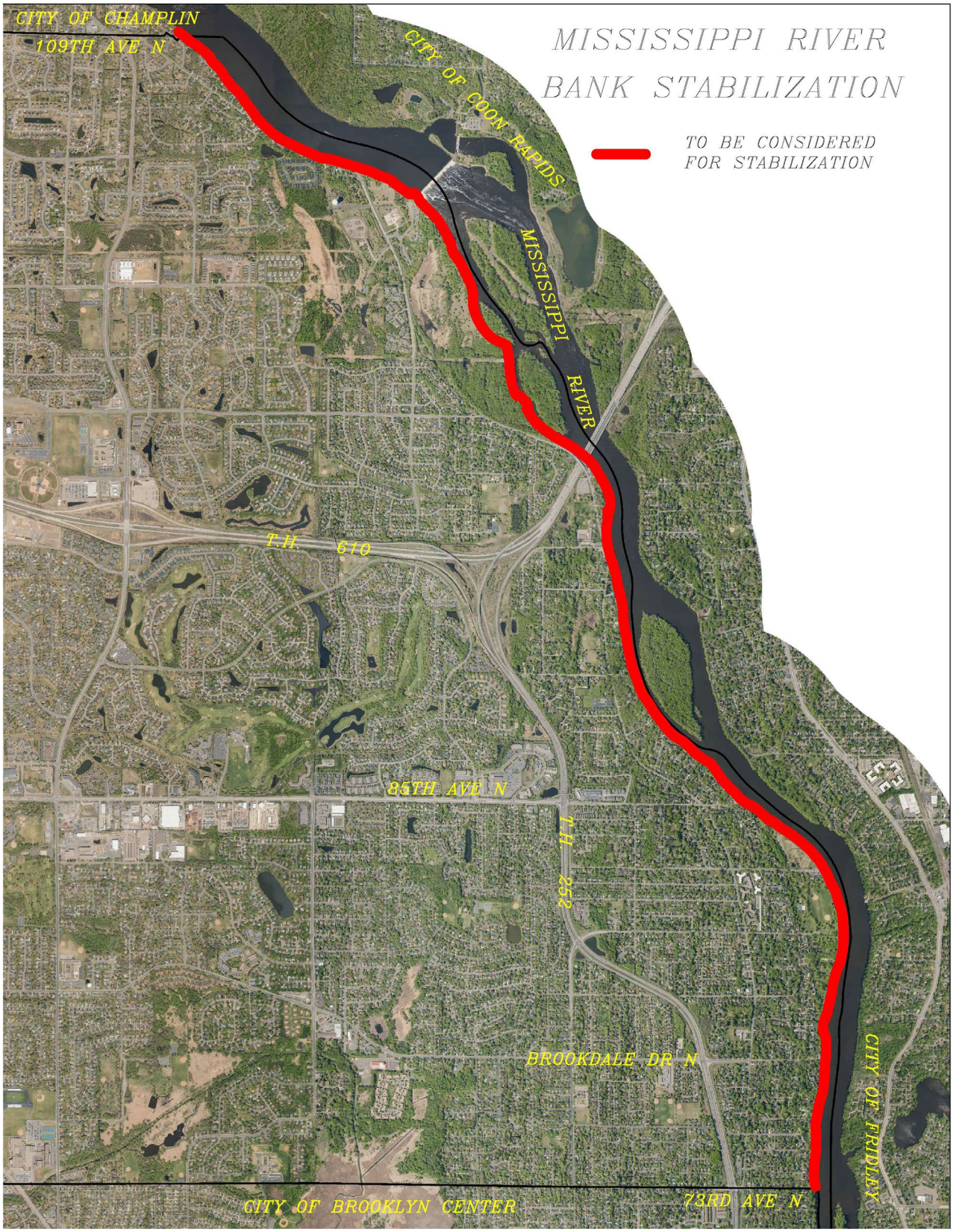
WHEREAS, the City, Watershed District, and Hennepin County Energy and Environmental Division are interested in applying for a MN Board of Water and Soils Resources, Clear Water Fund Grant to help support advancement of the Mississippi River Neighborhood Stabilization Project; and

WHEREAS, the total project cost is $621,000 with the grant request of $400,000. The City, County and Watershed District contribution is $40,000 each, and the collective landowners' contribution is approximately $101,100.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Brooklyn Park to approve the grant application in the amount of $400,000 to the 2021 Clean Water Fund for the Mississippi River Neighborhood Stabilization Plan; and

BE IT FURTHER RESOLVED to authorize staff to work with the Hennepin County and the private home owners to determine whether a portion or all of the project costs not covered by the grant agreement, if awarded, can be financed by special assessments on the properties benefitted by the project.

Actual project locations determined based on need and participation interest.



City of Brooklyn Park
Council Work Session

Meeting Date:	August 3, 2020	**Originating Department:**	Administration
Agenda Item:	C.1	**Prepared By:**	Wokie Freeman-Gbogba
Agenda Section:	Discussion Items/ General Action Items	**Presented By:**	Jay Stroebel, Wokie Freeman-Gbogba
Item:	Debrief Council Listening Sessions and Discuss Next Steps		

Summary:

At the June 29, 2020 City Council Work Session, the City Council directed the Human Rights Commission (HRC) and the Multicultural Advisory Committee (MAC) to come to the City Council meeting on July 27 with a work plan that outlines how to proceed with a review of Police policies and procedures in order to make recommendations to City Council on any potential reforms. The plan is expected to include different strategies to engage with the community to inform the recommendations.

In July, the City Council hosted three Police Reform and Racial Justice listening sessions for each Council District to engage with the community. Held at the Community Activity Center, the sessions have been facilitated by Human Rights Commissioners. A virtual session will be held on August 18.

In several meetings, the HRC collaborated with MAC members to develop draft workplan categories, which were presented for City Council feedback at the July 27 City Council Meeting.

Council Members gave initial feedback following the presentation.

Staff is presenting a summary of comments from the Council District listening sessions to give Council Members an opportunity to debrief and have a conversation.

Also, the Draft HRC/MAC Workplan is being shared again to ask Council Members to think about and share their top three ideas, and three ideas that they are less in favor of pursuing, at this time, in order to give more direction to the HRC and MAC. Also, Council Members are being asked to discuss the timeline that they would like to receive a final work product from the HRC and MAC.

Attachments:

C.1A COUNCIL LISTENING SESSIONS SUMMARY (WEST AND CENTRAL DISTRICTS)
C.1B DRAFT HRC/MAC WORKPLAN TO DEVELOP POLICE REFORM RECOMMENDATIONS

Summary of comments from Police Reform & Racial Justice Listening Sessions

West District 7/14/20

Central District 7/23/20

*East District 7/29/20 comments are being compiled

What do you want city leaders to know about your experiences and perspectives on the BP Police Department?

Police treating community as the enemy or suspects. Shared 2 negative experiences with BP Police.	Have had positive experiences. Want to make sure Police get resources they need. Relieve them of trivial calls and give them support with mental health issues.
Shared 2 negative experiences with BP Police. Over-policing south of 85th Ave. Not feeling safe and feeling harassed by the police.	Domestic violence survivor shared story of how Police mishandled her situation causing her to lose trust and not want to call police. Police need better training and better follow up for those with PTSD and in domestic violence situations.
African American kids in her neighborhood are afraid of police whereas the white children are not. When involved in a hit and run accident, took a lot to get the officer to do a police report. Have heard from Black professionals that they get pulled over often in BP for things like taking off from the stop sign too slowly.	Has had positive interactions with police. They've shown respect in mental health situations. Shared stories of a hostage situation helping a child who was out in the cold with people of different races.
One positive experience with police doesn't discount or cancel out a negative experience someone else has had. Has seen a young African American kid make the sign of the cross when biking past a police officer.	Shared a story of her son who had a manic episode which caused him to flee police. They pulled their gun (without first trying de-escalation), jumped him, used a chokehold and put their knee on his neck before putting him in jail. We need police but they need more training and should evaluate situations for how to do differently.
Has been on both sides with the police. Had a car stolen and the officer made fun of it and was rescued from office when it was burglarized. Real reform is about all of us working together. Can't blame police for the bad.	Resident of 42 years and have had positive experiences with the police, but am white. A Native American man I knew got pulled over by police often. We need more stories/voices. Police need training and mental health help. Police need to review past situations to improve.

From your own experiences and perspectives, what do you want city leaders to know about other racial justice issues in the city?

Had a negative experience with police when house was vandalized – issues with getting a police report. Police chief should make time to meet with community members. We need police but good community police who serve and protect, not just enforce.	

What do you want the police's role to be in our community? In what instances do you think the police should respond or not to respond?

Police should not respond to mental health and medical issues.	Not pulling people over for no reason
Protect and serve the whole community	For police to be anti-racist
Not for things like taking police reports for instances of fraud or parking infractions	Should be a partnership with Hennepin County, advocates, and therapists for families in domestic abuse situations. Need better training for officers and better support systems for families.
	Community should feel protected and served. Police should be an ally and a friendly person, not someone we fear. During the curfew emailed the mayor and was grateful that he emailed back.

There are many systems and policies that contribute to racial inequities. What systems and policies would you like Council Members to consider making changes to as we work towards racial justice?

Not having Police respond to mental health calls	Move away from quotas for tickets, towing cars and arrests. Defund police and move money to other things. Have a Department of Public Safety. Officers to live in the city.
Police reforms like banning chokeholds, community oversight council, citizens having access to police disciplinary records, discontinue warrior training, establish a duty to intercede, excessive force incident report shared annually	Majority of police officers want to do the right thing. It's a tough job.
Many laws and systems behind the scenes – wealth inequality, driving while Black, etc.	We're still dealing with the effects of red-lining and real estate steering.
Black neighborhoods not getting the same kinds of investment due to redlining and other systems (education funding).	Has never had an issue with police in 46 years, but every person of color they know has stories of injustice or discrimination. Should use "What will it take to end police

	violence" by Communities United by Police Brutality as basis for our reforms.
Not sure the extent of BP's issues with homelessness, health inequities, food insecurities, gang activity, etc. Need more information.	Our city has enough affordable housing. People should take care of their properties and the City should enforce codes. Police need more training on skills besides shooting their guns.
Need more information – requirements for police hired, how they're accountable, what HRC and MAC's responsibilities are, etc. Don't want police in schools anymore. I want a mental health professional with police. Can we have a meet and greet so we know who's policing our neighborhoods? We need to make sure we're supporting police officers with their needs – to get and retain good ones.	

What else do you want your Council Members to know about your opinions on police reform or other issues of racial justice?

Long time crime watch captain supports the police department 100%. Many shootings in the Zane area. Recommends Citizens Academy.	Police do an excellent job and are under a lot of pressure. We have to come together as a community and learn together (police and community). Haven't had a bad experience, but I'm not a person of color.
Don't discount people's stories, empathize with everyone's stories. If it happens to one of us, it happens to all of us.	We all have implicit bias and we'll continue to have inequities until we wake up to that.
We have to recognize our biases.	Resident of 38 years and hasn't engaged with the police, but that doesn't mean that can't improve. Praise for the police and communications city puts out. It begins with the kids – DARE program – so kids feel comfortable approaching police. Police are responsible for so much and do their best making judgment calls. Citizens need to conduct themselves well with police.
Grew up with DARE. Reminding kids that officers are supposed to be their friend, doesn't change how officers act. Citizens need to remain calm, but we're not the ones carrying a firearm or supposedly having undergone de-escalation training.	When rescued from office building, officers had their guns pulled on me. If officers can be nicer, that would help build rapport they're missing.
Need leadership to be able to get rid of bad officers. Between arbitrators and unions, people get disciplined but are still on the force. Derek Chauvin had 17 infractions – how many of us would still have a job with that record? Need commitment that city won't	De-escalation is very important. Concerned with militarization of police. Need to work on police/community relations and transparency. Can police speak out against each other?

hire officers with a bad record from other communities.	
Council candidate has a “safe, protected and respected” blueprint for police reform. Police need to serve all families equally, embrace diversity and reflect the community. Police should live in our community. They should log 500 community hours/year. Need annual psychological testing and to hold their own insurance. Need an oversight committee that decides on disciplinary actions. Police should respect us and be held accountable.	There are other cities doing this work so we should pull on their experience.

Results of HRC/MAC consensus workshop to create workplan on police reform

7/16/20 and refined on 7/21/20

Focused question: What are actions the city can take to improve Police policies, practices and procedures to ensure BIPOC people have positive interactions and outcomes with Brooklyn Park Police?

A. Build Community Engagement	B. Create civilian oversight board for transparency*	C. Enforce accountability-based performance*	D. Our people protecting our people	E. Eliminate systemic racism*
- Develop an inclusive and holistic communications system to build community awareness -Clarity on HRC & MAC mission and job description -Create survey to address police interactions -Community orgs/place-based meetings/gatherings -Create outreach for officer community performance review -Trust building -Build relationship with youth and police officers -Ongoing mental health training for police officers	-Civilian board to oversee police conduct/complaints -Independent oversight for accountability -The city to engage the police union to review the oversight policy of policing	-Discipline and remove officers who violate the police code of conduct -Accountability of lack of professionalism -Accountability of abuse of authority - Continuously review available data (traffic stops, body camera footage, etc.) to proactively address patterns of racial profiling	-Create a plan for hiring non-white officers who are BP residents -Incentivize residence for police officers to live in Brooklyn Park -Make Explorers a paid internship for 11-12 graders	-Review policies, procedures and structures to ensure they are effectively anti-racist -Identify and address ordinances that impact BIPOC and police don't like enforcing -Evaluate protocols for mental health procedures -Demilitarize policing -Adopt anti-discrimination policies

F. Build an anti-racist policing culture*	**G. Redistribute funds upstream***	**H. Ensure police officers are emotionally well***	**I. Reduce punitive and increase restorative**	**J. *Provide more robust data and information***
-Anti-racist culture of our police department -Eliminate racial profiling -Have retired African-American officer Ken Banks share what made him different -Ongoing review of implicit/explicit ideas/training -Implement anti-racist training -Improve and increase de-escalation training with an emphasis on cultural appropriate procedures -Anti-racist specialist hired by BP	-Review funding for mental health team -Advocate for community policing -Fund evidence-based initiatives proven to increase community safety (housing, food security, recreation)	-Mental health consultation/support group for officers -Mandatory annual trauma assessment for police -Annual background checks and psychological testing for officers -Give officers sabbaticals every 5 years (for 3 months) to study community -Improve and increase ongoing mental health training for police officers -Create/review mandatory reporting procedures when officers observe mental health issues in each other -Group consult for mental health team	-Decriminalize non-dangerous offenses -Reduce citations that cause financial hardship -Explore restorative justice models and sliding scale fee/fine structures -Reduction/removal of low severity crimes	-# of SRO arrests -Create listening group for youth (12-25 years) -Request more detailed traffic data for analysis -Review statutes -Interview groups with the most police interactions (age, gender, race) -Root out patterns and practices of bias & misconduct -National/State/County fines and fees assessment vs BP -What are the racial disparities? -Better understand the current arbitration process -Continued research on best practices in policing and other relevant police reform efforts -Understand police officers' perspectives and current practices

Consensus on the categories (top row)

Note – Category J is considered initial priority actions to prepare recommendations

*Identified as priority items

Facilitated by Josie Shardlow and Wokie Freeman-Gbogba