

4.5C CITY COUNCIL MEETING MINUTES, APRIL 10, 2023

REGULAR BROOKLYN PARK CITY COUNCIL MEETING

Monday, April 10, 2023

Brooklyn Park Council Chambers

7:07 p.m. (Followed the Board of Appeals and Equalization meeting)

5200 85th Avenue North

CALL TO ORDER - Mayor Hollies Winston

PRESENT Mayor Hollies Winston; Council Members Christian Eriksen, Boyd Morson, Xp Lee, Nichole Klonowski, and Maria Tran; City Manager Jay Stroebel; City Attorney Jim Thomson; Community Development Director Kim Berggren; Finance Director LaTonia Green; Operations and Maintenance Director Dan Ruiz; Recreation and Parks Director Brad Tullberg; Police Chief Mark Bruley and City Clerk Devin Montero.

ABSENT: None.

Mayor Winston opened the meeting with the Pledge of Allegiance.

2A RESPONSE TO PRIOR PUBLIC COMMENT

City Manager Stroebel stated there were three public comments at the last council meeting.

- Ms. Guyott Hempel provided input to the council on a variety of issues and did not need a response.
- Mr. Marsolek was looking for a response on a question he had posed to the city manager and the city manager sent him a response to that question. He stated Mr. Marsolek followed up with an additional question and had not gotten back on that question. Mr. Marsolek also raised issues of complaints brought forward and those complaints were being worked through via the process the city had.
- Ms. Brustad raised some questions on the status of the Feral cat issue in her neighborhood. City Manager Stroebel stated they had been in contact with Ms. Brustad last week about some changes in the strategy and hopefully would continue to make progress on that issue with Ms. Brustad and the neighborhood.

2B PUBLIC COMMENT

1. Steve Marsolek, 7800 Colfax Ave N. Stated he wanted accountability in the city. He stated in 2020 during a ccx news interview, the comment was made residents wanted more code enforcement. In 2020, August 6, the city manager said, "our employees are doing the best with what they can with the current situation" and Mr. Marsolek stated that was referring to the number of FTEs. On September 1, from the Code Enforcement manager, said the "volume to complaint-based inspection work was forcing us." On September 8, from the code enforcement manager, said, "this is a systemic problem and all related to code enforcement." On September 29, the code enforcement manager said, "efforts to leverage our resources", Mr. Marsolek said again it was referring to the lack of FTEs for code enforcement. He stated he could go through month by month. He stated he had responses back from city officials and was all documented.

He stated in August of last year, the city sent out notices to modify the city code for enforcement of the code on trash cans. He stated that was shot down by the existing council. He stated at first it was tabled to the next meeting because they did not have a quorum. He stated the council told the city staff to go back and come up with another option, even though some of the council made statements in the beginning they had overwhelming, almost 100 percent, support

against modifying it. He stated later that year, the city staff came back with their proposal again after sending out a second questionnaire. He stated it was the same thing, over 100 percent of the council in the East district had overwhelming support to not change the code. He stated at the last work session city staff again wanted to modify the code on how they enforced it. He stated that was not what it was, it was the city manager's job to get the number of code enforcement staff to enforce the code. He stated it started back in 2014 when a note from the city manager said that was where the effort to leverage the resources and modified how they were going to go out and do it. Mr. Marsolek stated it was a more hands friendly, meaning they wouldn't do anything.

2. Collette Guyott Hempel, 9277 Trinity Gardens. Stated a lot of residents were concerned about their property assessment and taxes. She realized they had school districts, community education, county taxes, that included libraries. She asked the council to request a formal equal opportunity as the kids and adults south of 85th avenue, driver's education was the only thing the community education had offered two years in row. She stated by statute, the community education levy the Osseo school district got was to support low-income residents, to support senior programming and support programming for the disabled. She stated there were 404 group homes in the city, far more than most other cities the same size as Brooklyn Park. She asked where their tax dollars were going and was not equal. She stated on the Hennepin County library services, the city of Champlin, and Brooklyn Center both one third the size of Brooklyn Park, got more activities, than Brooklyn Park. She stated the city had 3 times the number of residents and should be getting more services. She stated there was no GED services, no interview services, and no resume assistance by either of those two agencies. She stated she had been to council meetings and talked to the County Commissioner and talked to Osseo SD board. She stated that unless the council requested a formal audit by the State Department of Education or demanded a formal request it would never happen because she was not the only voice that had spoken up.

She stated the state wanted to spend millions on developing a cannabis commission and millions on promoting selling the drug that was dangerous and harmful, especially to those under age 26. She stated there were already enough addictions, jewels, cigarettes, alcohol, Opioids, and now saying fentanyl was in a class of its own. She stated they didn't need marijuana added or THC. She stated the 45 licenses in Brooklyn Park were far too many and asked to not allow THC or marijuana licenses with alcohol licenses and was asking for fatalities if they did.

3A. MOTION MORSON, SECOND KLONOWSKI TO APPROVE THE AGENDA AS SUBMITTED BY THE CITY CLERK.

3A. MOTION ERIKSEN, SECOND KLONOWSKI TO AMEND THE MOTION TO MOVE ITEM 7.1 AS ITEM 3B3. THE MOTION PASSED UNANIMOUSLY.

3A. VOTE ON THE MAIN MOTION PASSED UNANIMOUSLY.

3B PUBLIC PRESENTATIONS/ PROCLAMATIONS/RECEIPT OF GENERAL COMMUNICATIONS

3B.1 Introduction of New Employees

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Community Development Director Kim Berggren introduced Seng Moua as a new employee to the Community development departments.

Recreation and Parks Director Brad Tullberg introduced Michelle Change as a new employee to the Recreation and Parks Department.

City Assessor Tracy Bauer-Anderson introduced Grant Halonen as a new employee to the Finance Department.

Keith Jullie Introduced Nhia Thao as a new employee to the Community Development Department.

3B.2 Recognition of Service by Commissioners

Mayor and Council recognized Syed Hussain, Monica Dillenburg, Maggi Borer, Christy Sandberg for their years of service on the commissions. He presented a plaque to Monica Dillenburg.

3B3 (7.1) Brooklyn Park Development Corporation (BPDC) Appointments

Mayor Winston briefed on the Brooklyn Park Development Corporation (BPDC) Appointments.

7.1 MOTION WINSTON, SECOND LEE:

TO APPOINT PAULA WEAKLY TO THE BROOKLYN PARK DEVELOPMENT CORPORATION AS THE RESIDENT REPRESENTATIVE FOR A TWO-YEAR TERM.

TO APPOINT RIN LARSON TO THE BROOKLYN PARK DEVELOPMENT CORPORATION AS THE FINANCIAL REPRESENTATIVE FOR A TWO-YEAR TERM.

TO APPOINT BRIAN WENTZ TO THE BROOKLYN PARK DEVELOPMENT CORPORATION AS THE LARGE BUSINESS REPRESENTATIVE FOR A TWO-YEAR TERM.

TO APPOINT EMMATINE UKWUOMA TO THE BROOKLYN PARK DEVELOPMENT CORPORATION AS THE SMALL BUSINESS REPRESENTATIVE FOR A TWO-YEAR TERM.

MOTION PASSED UNANIMOUSLY.

4.0 MOTION MORSON, SECOND LEE TO APPROVE THE FOLLOWING ADMINISTRATIVE CONSENT ITEM:

4.1 TO WAIVE THE READING AND ADOPT RESOLUTION #2023-50 APPOINTING ELECTION JUDGES FOR THE MAY 9, 2023 CITY SPECIAL PRIMARY ELECTION.

4.2 TO APPROVE A TEMPORARY ON-SALE LIQUOR LICENSE FOR BROOKLYN PARK LIONS FOR THEIR SMELT FRY TO BE HELD APRIL 26-28, 2023, AT THE ARMORY GYMNASIUM, 5500 85TH AVENUE NORTH.

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4.3 TO WAIVE THE READING AND ADOPT RESOLUTION #2023-51 APPROVING THE PARTICIPATION OF THE HENNEPIN COUNTY HOUSING AND REDEVELOPMENT AUTHORITY IN AN AFFORDABLE HOUSING PROJECT

4.4 TO WAIVE THE READING AND ADOPT RESOLUTION #2023-52 ACCEPTING BIDS AND AWARDED CONTRACT IN THE AMOUNT OF \$1,408,805.61 TO PARK CONSTRUCTION COMPANY OF SPRING LAKE PARK, MINNESOTA FOR 2023 MUNICIPAL STATE AID (MSA) BOONE AVE MILL AND OVERLAY, CIP 4002-23.

4.5 TO WAIVE THE READING AND ADOPT RESOLUTION #2023-53 TO AUTHORIZE STAFF TO ENTER INTO A PURCHASE AGREEMENT WITH ABM EQUIPMENT FOR A LIGHT DUTY DUMP TRUCK WITH LIFT BUCKET IN THE AMOUNT OF \$196,475 AND TO AMEND THE 2023 CENTRAL GARAGE EQUIPMENT REPLACEMENT BUDGET AND 2023-27 CAPITAL EQUIPMENT PLAN TO MAKE THE PURCHASE.

4.6 TO WAIVE THE READING AND ADOPT RESOLUTION #2023-54 TO AUTHORIZE STAFF TO ENTER INTO A PURCHASE AGREEMENT WITH TENVOORDE FORD AND GUARDIAN FLEET SAFETY FOR TWO (2) K9 VEHICLES AND BUILD UP EQUIPMENT AND TO AMEND THE 2023 CENTRAL GARAGE EQUIPMENT REPLACEMENT BUDGET AND 2023-27 CAPITAL EQUIPMENT PLAN IN THE AMOUNT NOT TO EXCEED \$134,000 TO COMPLETE THE PURCHASES.

4.7 TO APPROVE MAYOR HOLLIES WINSTON TO ATTEND THE UNITED STATES CONFERENCE OF MAYORS 91st ANNUAL MAYOR'S MEETING.

4.8 TO WAIVE THE READING AND ADOPT RESOLUTION #2023-55 TO APPROVE 2023 BUDGET AMENDMENTS AS OUTLINED.

MOTION PASSED UNANIMOUSLY.

5. PUBLIC HEARINGS-None.

6. LAND USE ACTIONS

6.1 610 Corridor Development Study Scope

Planning Director Paul Mogush briefed the council on the 610 Corridor Development Study Scope.

6.1 MOTION LEE, SECOND KLONOWSKI TO APPROVE THE SCOPE FOR THE 610 CORRIDOR DEVELOPMENT STUDY AND TO DIRECT STAFF TO CONDUCT THE STUDY. MOTION PASSED UNANIMOUSLY.

6.2 Decatur North and South Apartments – An Application by Real Estate Equities for a Zoning Text and Map Amendment, a Preliminary Plat, a Conditional Use Permit, and Site Plan at the Northeast Quadrant of Jefferson Highway North and Decatur Drive North.

Planning Director Paul Mogush briefed the council on the Application by Real Estate Equities for a Zoning Text and Map Amendment, a Preliminary Plat, a Conditional Use Permit, and Site Plan

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at the Northeast Quadrant of Jefferson Highway North and Decatur Drive North.

6.2 MOTION ERIKSEN, SECOND MORSON TO WAIVE THE READING AND ADOPT ON FIRST READING AN ORDINANCE AMENDING ORDINANCE #2017-1226 FOR ZONING TEXT AND MAP AMENDMENT FOR PROPERTY LOCATED AT THE NORTHEAST QUADRANT OF JEFFERSON HIGHWAY NORTH AND DECATUR DRIVE NORTH. MOTION PASSED UNANIMOUSLY.

6.2 MOTION ERIKSEN, SECOND MORSON TO WAIVE THE READING AND ADOPT RESOLUTION #2023-56 APPROVING A PRELIMINARY PLAT FOR "GATEWAY 7TH ADDITION" AT THE NORTHEAST QUADRANT OF JEFFERSON HIGHWAY NORTH AND DECATUR DRIVE NORTH. MOTION PASSED UNANIMOUSLY.

6.2 MOTION ERIKSEN, SECOND MORSON TO WAIVE THE READING AND ADOPT RESOLUTION #2023-57 APPROVING A CONDITIONAL USE PERMIT ALLOWING RESIDENTIAL USES AT THE NORTHEAST QUADRANT OF JEFFERSON HIGHWAY NORTH AND DECATUR DRIVE NORTH, SUBJECT TO CONDITIONS IN THE RESOLUTION. MOTION PASSED UNANIMOUSLY.

6.2 MOTION ERIKSEN, SECOND MORSON TO WAIVE THE READING AND ADOPT RESOLUTION #2023-58 APPROVING A SITE PLAN FOR TWO MULTIPLE FAMILY DWELLINGS AT THE NORTHEAST QUADRANT OF JEFFERSON HIGHWAY NORTH AND DECATUR DRIVE NORTH, SUBJECT TO CONDITIONS IN THE RESOLUTION. MOTION PASSED UNANIMOUSLY.

7. GENERAL ACTION ITEMS.

Item 7.1 was moved to 3B3.

9A COUNCIL MEMBER REPORTS AND ANNOUNCEMENTS – None.

9B CITY MANAGER REPORTS AND ANNOUNCEMENTS

City Manager Stroebel stated on Tuesday, was the 10th Annual Community Forum on Race at Hennepin Technical College, 5:30 p.m.

ADJOURNMENT - With consensus of the Council, Mayor Winston adjourned the meeting at 8:08 p.m.

HOLLIES WINSTON, MAYOR

DEVIN MONTERO, CITY CLERK