

REGULAR CITY COUNCIL MEETING – AGENDA #39

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/PLEDGE OF ALLEGIANCE

2. PUBLIC COMMENT AND RESPONSE 6:00 p.m. Provides an opportunity for the public to address the Council on items which are not on the agenda. Public Comment will be limited to 15 minutes (*if no one is in attendance for Public Comment, the regular meeting may begin*), and it may not be used to make personal attacks, to air personality grievances, to make political endorsements or for political campaign purposes. Individuals should limit their comments to three minutes. Council Members will not enter into a dialogue with residents. Questions from the Council will be for clarification only. Public Comment will not be used as a time for problem solving or reacting to the comments made, but rather for hearing the residents for informational purposes only.

2A. RESPONSE TO PRIOR PUBLIC COMMENT

2B. PUBLIC COMMENT

3A. APPROVAL OF AGENDA (Items specifically identified may be removed from Consent or added elsewhere on the agenda by request of any Council Member.)

3B. PUBLIC PRESENTATIONS/PROCLAMATIONS/RECEIPT OF GENERAL COMMUNICATIONS

3B.1 Proclamation Declaring Tuesday, October 31, 2023, as "Pat Martin Day" in Brooklyn Park, Minnesota

A. PROCLAMATION (*to be provided to at Monday's meeting*)

II. STATUTORY BUSINESS AND/OR POLICY IMPLEMENTATION

4. CONSENT (All items listed under Consent, unless removed from Consent in agenda item 3A, shall be approved by one council motion.) Consent Agenda consists of items delegated to city management or a commission but requires council action by State law, City Charter or city code. These items must conform to a council approved policy, plan, capital improvement project, ordinance or contract. In addition, meeting minutes shall be included.

4.1 Consider Approving the Expenditure of \$112,594.90 for the Restoration of Nine City Guard Rails Within and Surrounding Village Creek Park and Allow the City Manager to Enter a Contract with Tambah and Sons Construction and Services LLC to Complete the Work

A. BROOKLYN PARK GUARD RAIL RESOLUTION

B. BROOKLYN PARK GUARD RAIL PROJECT SCOPE

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.)

5. PUBLIC HEARINGS

- 5.1 Resolution Approving a Modification to the Development Program for Development District No. 1, Establishing Tax Increment Financing District No. 1-29 (a Housing District) Therein and Approving a Tax Increment Financing Plan Therefor
 - A. RESOLUTION
 - B. TIF PLAN
 - C. LOCATION MAP
- 5.2 First Reading of the Prevailing Wage Ordinance
 - A. ORDINANCE

6. LAND USE ACTIONS

- 6.1 Zoning Code Text Amendment: A Zoning Text and Map Amendment Adopting the Mixed Use (MU) Zoning District and Pedestrian Priority Overlay District (PPOD)
 - A. ORDINANCE – REZONING
 - B. ORDINANCE – MIXED USE
 - C. ORDINANCE – PEDESTRIAN PRIORITY OVERLAY DISTRICT
 - D. ORDINANCE – PROCEDURES
 - E. ORDINANCE – SIGNS
 - F. PLANNING COMMISSION MINUTES
- 6.2 First Student Fence Variance
 - A. RESOLUTION – FINDINGS OF FACT
 - B. LOCATION MAP
 - C. PLANNING COMMISSION MINUTES
 - D. APPLICANT’S NARRATIVE
 - E. PLANS
- 6.3 6317 Welcome Ave - Conditional Use Permit, #23-111 for an Auto Oriented Repair Service on a Property Zoned BP – Business Park
 - A. RESOLUTION – AUTO ORIENTED REPAIR
 - B. LOCATION MAP
 - C. PLANNING COMMISSION MINUTES
 - D. 6301 WELCOME CUP
 - E. APPLICANT SUBMISSION
 - F. RESIDENT SUBMISSIONS

7. GENERAL ACTION ITEMS

- 7.1 Adopt Resolution for Proposed Special Assessments For Certain Delinquent Utility Charges; Abatement Costs for Weed Cutting, Tree Removal, Nuisance Abatement, And Fire Inspection Fees; Administrative Penalty Citations; Various Costs Associated With Rental Housing Cases; and Administrative Fees
 - A. RESOLUTION
 - B. UTILITY BILLING DOCUMENTATION (LIMITED DISTRIBUTION – Available for viewing at the City Clerk’s office)
 - C. CASE SUMMARY 8023 DUPONT CT N (LIMITED DISTRIBUTION – Available for viewing at the City Clerk’s office)
 - D. CASE SUMMARY 8504 WEST RIVER RD N (LIMITED DISTRIBUTION – Available for viewing at the City Clerk’s office)
- 7.2 Set public hearing date for November 13, 2023, to consider the recommendation of the Brooklyn Park Charter Commission to amend Charter Chapter 7, Section 7.07 of the Home Rule City Charter
 - A. PUBLIC HEARING NOTICE

III. DISCUSSION – These items will be discussion items but the City Council may act upon them during the course of the meeting.

- 8. DISCUSSION ITEMS**
None.

IV. VERBAL REPORTS AND ANNOUNCEMENTS

- 9A. COUNCIL MEMBER REPORTS AND ANNOUNCEMENTS**
- 9B. CITY MANAGER REPORTS AND ANNOUNCEMENTS**

V. CLOSED SESSION – Recess to Room A203

- 10.1 Close the Meeting Pursuant to MS Section 13D.05, Subdivision 3(b) to Discuss Attorney/Client Privilege Matters Relating to Potential PFAS Litigation and Settlements and 3M and Dupont

VI. ADJOURNMENT

Since we do not have time to discuss every point presented, it may seem that decisions are preconceived. However, background information is provided for the City Council on each agenda item in advance from city staff and appointed commissions, and decisions are based on this information and past experiences. If you are aware of information that has not been discussed, please raise your hand to be recognized. Please speak from the podium. Comments that are pertinent are appreciated. Items requiring excessive time may be continued to another meeting.