

REGULAR BROOKLYN PARK CITY COUNCIL MEETING

Monday, February 12, 2024
6:00 p.m.

Brooklyn Park Council Chambers
5200 85th Avenue North

CALL TO ORDER – Council Chair Nicole Klonowski

PRESENT Council Chair Nicole Klonowski; Council Members Maria Tran, Tony McGarvey, and Christian Eriksen; 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: Mayor Hollies Winston (excused); Council Members Xp Lee (excused) and Boyd Morson (excused)

Council Chair Nicole Klonowski opened the meeting with the Pledge of Allegiance.

2A RESPONSE TO PRIOR PUBLIC COMMENT

City Manager Stroebel stated at the last council meeting Ms. Guyotte-Hemple provided public comment on a number of issues, largely informational in nature and not needing a response.

2B PUBLIC COMMENT

1. Collette Guyotte Hemple, 9277 Trinity Gardens. She asked the council to say no to any resolution telling independent and sovereign country of Israel to create a permanent ceasefire. She stated it was a political action and the council was supposed to be bipartisan and not engage in political effects that were foreign affairs because it was in the constitution, only for the federal government to do. She stated the events on October 7 were not the first time that people had tried to destroy Israel and its people all the way back to holocaust. She stated the Jewish people wanted Israel and a Palestinian state, and the Palestinian people said no. She stated they were also involved in the 6 day war in the 1960s where five countries were involved to destroy that country. She stated since then, the Palestinian liberation army, Hamas and Hezbollah have tried to destroy the Israel nation and said they wanted it obliterated and every Jewish person destroyed or dead. She stated the council should not be involved in it and the Human Rights Commission had enough to do.

She stated there was the Osseo School district that refused to provide community education and opportunities to the kids south of 85th Avenue other than the driver's education.

She stated the city had slum landlords that were renting one bedroom to 4 to 6 people. She stated there was not an ordinance regarding rental properties on the number of square feet so that people were not overcrowded within an individual apartment. She stated the lack of sprinklers systems was not fixed in the older apartments and had not made them ADA equipped, and were grandfathered in.

She stated that was more of a human right that affected the city residents. She stated she didn't agree with everything Israel had done, but then again, the city residents did

not live in homes that have-to-have cement bunkers that could have people break into and kill their loved ones or take them hostage in front of the families. She stated Minnesotans did not go using hospitals, schools and UN buildings to shoot off rockets. She asked if the HRC, would look at what the problems were here in the city as they were not elected and did not represent some of the residents that knew the names of people living in Israel in that kind of environment.

3A. MOTION ERIKSEN, SECOND TRAN TO APPROVE THE AGENDA AS SUBMITTED BY THE CITY CLERK WITH ITEM 3B.2 ADDED AND TABLING ITEMS 4.10 AND 10.1 TO THE FEBRUARY 26, 2024, COUNCIL MEETING. MOTION PASSED UNANIMOUSLY.

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

3B.1 Charter Commission 2023 Annual Report and 2024 Work Plan Presentation.

Charter Commission Chair Dennis Secara gave highlights of the 2023 Charter Commission Annual Report and 2024 Work Plan.

Council Member Tran asked for the response to Question #14 of Commissioner Severin's report.

Staff Liaison Montero stated he would provide the response to Question #14 to Council Member Tran.

3B.1 MOTION ERIKSEN, SECOND TRAN TO ACCEPT THE CHARTER COMMISSION 2023 WORK PLAN. MOTION PASSED UNANIMOUSLY

3B.2 Mayor's Proclamation to Recognize Community Engagement Manager Josie Shardlow for her extraordinary service, dedication and commitment to the city of Brooklyn Park.

Council Chair Klonowski read the proclamation recognizing Community Engagement Manager Josie Shardlow for her extraordinary service, dedication and commitment to the city of Brooklyn Park.

4.0 MOTION ERIKSEN, SECOND TRAN TO APPROVE THE FOLLOWING ADMINISTRATIVE CONSENT ITEM: (ITEMS 4.10 WAS Tabled TO THE FEBRUARY 26, 2024 COUNCIL MEETING)

4.1 TO WAIVE THE READING AND ADOPT ON FIRST READING AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CITY OWNED REAL PROPERTY TO THE MINNESOTA DEPARTMENT OF TRANSPORTATION AND THE BROOKLYN PARK ECONOMIC DEVELOPMENT AUTHORITY.

4.1 TO WAIVE THE READING AND ADOPT RESOLUTION #2024-21 APPROVING THE SUBDIVISION OF CITY OWNED PROPERTY AND DESCRIBING THE CONVEYANCE OF CERTAIN REAL PROPERTY TO THE MINNESOTA DEPARTMENT OF TRANSPORTATION AND TO THE BROOKLYN PARK ECONOMIC DEVELOPMENT AUTHORITY.

4.2 TO WAIVE THE READING AND ADOPT RESOLUTION #2024-22 APPROVING PROPOSED USE OF FISCAL YEAR 2024-2025 URBAN HENNEPIN COUNTY

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS AND AUTHORIZING EXECUTION OF SUBRECIPIENT AGREEMENT WITH HENNEPIN COUNTY AND ANY THIRD-PARTY AGREEMENTS.

4.3 TO FULLY RELEASE THE DEVELOPERS' ESCROW (\$3,298.59), AND TO FULLY RELEASE THE PERFORMANCE BOND (\$10,000.00) FOR SATISFACTORY COMPLETION OF THE "SUITE LIVING" PROJECT #18-118.

4.3 TO FULLY RELEASE THE BANK OF AMERICA AMENDED LETTER OF CREDIT #3132619 (\$439,422.00), TO FULLY RELEASE THE PERFORMANCE BOND (\$139,300.00), TO PARTIALLY RELEASE THE DEVELOPERS' ESCROW (\$71,402.23) FOR A NEW TOTAL OF (\$25,000.00) FOR SUBSTANTIAL COMPLETION OF THE "PEMBERLY" PROJECT #19-114.

4.3 TO FULLY RELEASE THE PERFORMANCE BOND (\$1,193,200.00), TO PARTIALLY RELEASE THE DEVELOPERS' ESCROW (\$9,182.93) FOR A NEW TOTAL OF (\$25,000.00) FOR SUBSTANTIAL COMPLETION OF THE "610 COMMERCE CENTER 5TH" PROJECT #21-113.

4.3 TO FULLY RELEASE THE DEVELOPERS' ESCROW (\$9,526.56) FOR SATISFACTORY COMPLETION OF THE "TAKE 5 BROOKLYN PARK" PROJECT #22-102.

4.4 TO WAIVE THE READING AND ADOPT RESOLUTION #2024-23 APPROVING A CONTRACT WITH HENNEPIN COUNTY FOR THE CONTINUED FUNDING OF THE JOINT COMMUNITY POLICE PARTNERSHIP.

4.5 TO WAIVE THE READING AND ADOPT RESOLUTION #2024-24 APPROVING A SUBGRANT AGREEMENT WITH HENNEPIN COUNTY FOR JUSTICE ASSISTANCE GRANT (JAG) FUNDING.

4.6 TO WAIVE THE READING AND ADOPT RESOLUTION #2024-25 TO AUTHORIZE THE POLICE DEPARTMENT TO ENTER INTO A JOINT POWERS AGREEMENT WITH THE METROPOLITAN COUNCIL FOR MUTUAL AID AND EMERGENCY ASSISTANCE WITH LAW ENFORCEMENT SERVICES

4.7 TO WAIVE THE READING AND ADOPT RESOLUTION #2024-26 TO AUTHORIZE THE POLICE DEPARTMENT TO ENTER INTO A JOINT POWERS AGREEMENT WITH THE MINNESOTA BUREAU OF CRIMINAL APPREHENSION AS AN INVESTIGATIVE PARTNER IN THE MINNESOTA INTERNET CRIMES AGAINST CHILDREN TASK FORCE (ICAC).

4.8 TO WAIVE THE READING AND ADOPT RESOLUTION #2024-27 APPROVING A JOINT POWERS AGREEMENT WITH HENNEPIN COUNTY FOR THE POLICE COMMUNITY HEALTH UNIT.

4.9 TO WAIVE THE READING AND ADOPT RESOLUTION #2024-28 TO APPROVE A JOINT POWERS AGREEMENT WITH THE STATE OF MINNESOTA FOR THE BUREAU OF CRIMINAL APPREHENSION VIOLENT CRIME REDUCTION UNIT.

MOTION PASSED UNANIMOUSLY.

5. PUBLIC HEARINGS

5.1 Approve an On-Sale Wine License and 3.2 Malt Liquor License for Taishan Brothers Inc. dba House of Kirin Chinese Restaurant, Located at 8600 Edinburgh Centre Drive North

Keith Jullie, Rental and Business Licensing Manager briefed the council on the On-Sale Wine License and 3.2 Malt Liquor License for Taishan Brothers Inc. dba House of Kirin Chinese Restaurant, Located at 8600 Edinburgh Centre Drive North.

Council Chair Klonowski opened the public hearing to consider the On-Sale Wine License and 3.2 Malt Liquor License for Taishan Brothers Inc. dba House of Kirin Chinese Restaurant, Located at 8600 Edinburgh Centre Drive North.

The following individuals addressed the council-None.

Council Chair Klonowski closed the public hearing and returned the item back to the table for consideration.

5.1 MOTION ERIKSEN, SECOND TRAN TO APPROVE AN ON-SALE WINE LICENSE AND 3.2 MALT LIQUOR LICENSE FOR TAISHAN BROTHERS INC. DBA HOUSE OF KIRIN CHINESE RESTAURANT, LOCATED AT 8600 EDINBURGH CENTRE DRIVE NORTH. MOTION PASSED UNANIMOUSLY.

5.2 Public Hearing and to Consider the Recommendation of the Brooklyn Park Charter Commission to amend Charter Chapter 4, Section 4.03 of the Home Rule City Charter.

Dennis Secara, Charter Commission Chair, briefed the council on the Recommendation of the Brooklyn Park Charter Commission to amend Charter Chapter 4, Section 4.03 of the Home Rule City Charter.

Council Chair Klonowski opened the public hearing to consider the amendment to Charter Chapter 4, Section 4.03 of the Home Rule City Charter.

The following individuals addressed the council-None.

Council Chair Klonowski closed the public hearing and returned the item back to the table for consideration.

City Attorney Thompson clarified it was the first reading of the ordinance and four votes were needed votes to pass it. He stated when the second reading came back to the council, it would need a unanimous vote of the council.

5.2 MOTION MCGARVEY, SECOND TRAN TO WAIVE THE READING AND ADOPT ON FIRST READING AN ORDINANCE AMENDING CHARTER CHAPTER 4, SECTION 4.03, OF THE HOME RULE CITY CHARTER. MOTION PASSED UNANIMOUSLY.

6. LAND USE ACTIONS-None.

7. GENERAL ACTION ITEMS

7.1 Racial Equity Principles Discussion

City Manager Stroebel briefed the council on it the work. He gave tonight's agenda, background

and Brooklyn Park's Vision statement. He stated Strategic Management Coordinator Zach Kramka, Community Engagement Manager Josie Shardlow and REDI Manager Dr. Marcellus Davis would continue the briefing.

Strategic Management Coordinator Kramka briefed on defining race equity, revisiting the purpose of their work and principles being guidelines for the staff council and commissions, connected the work to the REDI River Map, an internal document that was used to initiate structure around the racial equity work; he stated the racial equity toolkit would follow the racial equity principles.

Manager Shardlow briefed on how they got to the principles and methodology to move forward with; theming the input; she highlighted the themes and stated Dr. Davis used the themes to draft the principles.

Dr. Davis briefed the council on the Racial Equity Principle #1-Equitably Distribute and Expand Power & Resources, #2-Make Data-Informed Decisions that Center Race, #3-Transform Systems Using Innovation and Courage, #4-Prioritize Racial Healing from Racial Trauma and Commit to Racial Justice, #5-Relationships with Community Members, in Particular, those Who have been previously ignored.

Dr. Smith briefed on the proposed Implementation Plan as it pertained to rolling out the Racial Equity Principles, Timelines, Sharing the principles at the Commissioners Orientation, with HRC and CLIC, and conversations with staff; branding and marketing strategy internally and externally; updating the Racial Equity Toolkit, the principle integrated into the RFCA documents and assess the implementation.

Council Chair Klonowski thanked staff for their work on the principles and City Manager Stroebel for making sure it continued moving forward.

Council Member Tran stated for the staff using the principles for the residents, what was missing were the residents and they should contribute to the principles and have a voice on the work.

Dr. Smith stated the document was an internal document for staff and council to help guide them in the work they did behind the scenes as they imbed other projects they had for the community.

She stated they always had opportunities for the community members to share in their interest, ideas, any concerns they might have regarding the work staff had and did. She gave an example, later this year as they worked toward improving the BP 2025 and working toward the BP 2030 goals. She stated that would be another opportunity for residents to share with staff on any additional thoughts. She stated the REDI Roadmap was work they needed to do too and would be another opportunity for the community to share any concerns they might have.

Council Member Tran thanked staff for the work. She stated the Asian American community had reached out to her on things going on under the radar. She stated there were victims of anti-Asian crimes and never reported to authorities and happened in the city. She stated the victims had limited language barriers such as new immigrants, fear of not knowing the system and fear of if they were reported they got revenge. She stated they had reached out to her and hoped in the future they made good use of people with their contributions.

Dr. Smith stated some of the residents served on commissions and another reason why they shared that information in that capacity and trying to reach as many as they could.

Council Chair Klonowski thanked staff for their leadership in the work and advancing the city and bringing in the community especially HRC and CLIC, other stakeholders, staff and community at large. She stated it really helped shine a light on the important issues and showed that Brooklyn Park was taking them seriously.

7.1 MOTION MCGARVEY, SECOND ERIKSEN TO ACCEPT THE CITY OF BROOKLYN PARK RACIAL EQUITY GUIDING PRINCIPLES. MOTION PASSED UNANIMOUSLY.

9A COUNCIL MEMBER REPORTS AND ANNOUNCEMENTS

Council McGarvey stated he attended this weekend the League of Minnesota Cities Foundational course for Newly Elected Municipal Officials. He stated it was very valuable and pleased to know they had a resource like LMC at their disposal and found great value in attending the course.

Council Member Tran stated she wanted to share a resident's email asking questions of transparency to housing replacing using funds to replace windows. She stated on behalf of the resident's email, *"If you watch the council meeting on January 29 I am being labeled as a public attack on the employee. I don't know when that employee in BP was given immunity for no questions about their service or transparency of service. At the end of meeting during reports, labeled me as a public attack violating Roberts Rules. The last word will not be here, but the last word will be from a judge and court and I will testify or challenge that rule on that employee having immunity for not to be questioned about their service or transparency. I'm going to challenge it in court and even to the supreme court."*

Council Chair Klonowski asked if there are residents experiencing any anti-Asian violence, or other ethnic or violence, if the city had places on the city's website to indicate where to report it if they were feeling retaliation.

City Manager Stroebel recommended if there were potential hate crimes that took place to call 911 and reach out the police department. In addition to that, the Human Rights Commission Liaison Dr. Davis might shed some light on additional resources.

Dr. Davis stated the easiest thing to do was go to the Human Rights Commission on the city's website and read through some of the information. He stated they would see a form and contact numbers to get in touch with him to get guidance on how to put forth a complaint and go from there. He stated in addition to that he would connect with Council Member Tran to discuss those concerns she was seeing that was perplexing the community, especially the Asian community, so he could help provide guidance to the Human Rights Commission.

Council Member Tran stated the victims were new immigrants with no English and also feared talking to people not from the community. She stated that was why they just went to their Vietnamese community and the director just recently told her they don't know how to help those victims. She asked the director why they didn't call 911 and responded they didn't know about the privacy and let them go. She stated the victim needed interpreters.

9B CITY MANAGER REPORTS AND ANNOUNCEMENTS

City Manager Stroebel stated there would be a police officer's swearing in ceremony at 1pm on Thursday, CAC Garden View room.

He stated on Thursday evening was the Police Department Awards dinner and event at the CAC, Grand room

ADJOURNMENT - With consensus of the Council, Council Chair Klonowski adjourned the meeting at 7:08 p.m.

NICHOLE KLONOWSKI, COUNCIL CHAIR

DEVIN MONTERO, CITY CLERK