

ORDINANCE #2026-1324

AN ORDINANCE RENAMING THE DEPARTMENT OF OPERATIONS AND MAINTENANCE
AS THE DEPARTMENT OF PUBLIC WORKS

~~Text with strikeout is proposed for deletion.~~
Underlined text is proposed for insertion.

The City of Brooklyn Park Does Ordain:

Section 2. Chapter 40 of the City Code is amended to read as follows:

CHAPTER 40: ~~OPERATIONS AND MAINTENANCE~~ PUBLIC WORKS DEPARTMENT

§ 40.01 ESTABLISHMENT.

There is hereby created an ~~Operations and Maintenance~~ Public Works Department. The Department and all of its employees operate under the jurisdiction of the City Manager and Department Director.

§ 40.02 DUTIES.

The ~~Operations and Maintenance~~ Public Works Department, supervised by the Department Director, who shall also serve as the City's Public Works Director ~~of Public Works~~ and be responsible to the City Manager, is responsible for planning and managing all programs for the operation and maintenance of all city transportation facilities, park facilities, forestry system, water utility, sanitary sewer utility, recycling utility, storm sewer utility, street and signal lighting utility, general public and recreational buildings, vehicles/equipment, design and construction of public improvements, and traffic engineering.

Section 2. Chapter 97 Section 97.35 of the City Code is amended to read as follows:

§ 97.35 PUBLIC TREE PLANTING AND MAINTENANCE.

(A) *Public tree care.* The city shall have the right to plant, prune, maintain, and remove trees, plants, and shrubs within the public right-of-ways and on public grounds as may be necessary to insure public safety or to preserve or enhance the symmetry and beauty of such right-of-ways and public grounds. This does not prohibit the planting of "street trees" by adjacent property owners providing that the planting and maintenance of said trees is in accordance with ~~Operations & Maintenance~~ Public Works Department Forestry and Public Easement Maintenance Policies.

(B) *Street tree selection.* The official street tree species authorized for the city shall be as indicated in the Operation & Maintenance Department Forestry Policy. No other species may be planted as street trees without written permission from the City Tree Inspector. No street tree shall be removed without permission from the City Tree Inspector.

Section 2. Chapter 41 Section 41.02 of the City Code is amended to read as follows:

§ 41.02 APPLICANTS FOR CITY EMPLOYMENT/VOLUNTEERS/COMMITTEES.

Related to criminal history employment background investigations, the Police Department is authorized, as the exclusive entity within the city, to conduct a criminal history background investigation on the applicants for the following employment and volunteer positions in the city:

- (A) Administration;
- (B) Community development;
- (C) Municipal utilities;
- (D) Finance (including IT);
- (E) Parks and recreation;
- (F) Public safety;
- (G) ~~Operations and maintenance~~ Public Works;
- (H) Any regular part-time, full-time, and seasonal employees of the city and other positions that will be working with cash, including volunteers that work with children and/or vulnerable adults;
- (I) Any groups/individuals that will have access to PD facility, i.e., Citizen's Academy attendees, multi-cultural committee, etc.

Section 2. Chapter 93 Section 93A.09 of the City Code is amended to read as follows:

§ 93A.09 D.C. WELDERS FOR THAWING FROZEN WATERLINES.

- (A) It is unlawful to use an electric welding machine within the limits of the city for purposes of thawing frozen water mains or services.
- (B) It is unlawful to make any connection from an electric welding machine to any water main, service, or any appurtenance thereto within the city.
- (C) Exception: Unless the person and/or company obtains a permit from ~~Operations and Maintenance~~ Public Works. The person and/or company must show proof of liability and property damage, minimum insurance of \$500,000. Before any machine is turned on, a continuity test must be conducted to ensure proper connection of the effective water pipe.

Section 2. Chapter 93 Section 93A.09 of the City Code is amended to read as follows:

§ 100.34 WATER METERS.

- (A) The city exclusively owns and controls the water meter and yoke to be used in the water system.
 - (1) Meter location in the structure, valve types, electrical grounding, installation and location of remote read wire and read device must be as per requirements of the ~~Operations and Maintenance~~ Public Works Department/Public Utilities Division policies.
 - (2) A domestic service and fire service must be separate and must be controlled by separate valves outside the structure.
 - (3) Commercial, industrial and multi-family buildings must have separate domestic and irrigation meters.
- (B) If any meters are damaged by freezing, hot water, and the like, either by carelessness or neglect of the owner or occupant of the premises or their agents, the owner or occupants must pay for the repairs of such damages. The cost of ordinary maintenance and repairs of all meters owned by the city will be borne by the ~~Operations and Maintenance~~ Public Works Department/Public Utilities Division.
- (C) At the written request of any owner or consumer a person designated by the City Manager will test or cause to be tested the meter supplying the premises of such owner, or consumer. A deposit in the amount established by the City Council will be required before the meter is disconnected which will be returned to the owner or consumer if the meter is not found to be registering correctly within ten percent, otherwise the deposit so made will be retained by the city to cover the cost of the test. The owner or consumer may, if the owner or consumer

desires, be present at the time any such test is made. The result of any such test must be reported to the owner or consumer in every case.

(D) If the testing of a meter, as hereinabove provided, indicates that it registers in excess of 10% error, the charge to the consumer for water consumed and used during the quarter within which the test is made shall be the corresponding quarter of the previous year; if the consumer was not receiving service during the corresponding quarter of the previous year, or if for any other reason the charge for such corresponding period cannot be justly applied, the charge so made for the quarter within which such test occurred must be equitably adjusted by the person designated by the City Manager.

(E) The customer is prohibited from obstructing the meter so as to prohibit the reading or repairing of the meter.

(F) It is unlawful for anyone intentionally to misread any meter so as to avoid the payment of just charges for water, and it is unlawful for anyone to tamper with any meter so as to avoid just charges for water.

(G) So as to provide uniformity throughout the municipality, no water meter and yoke will be installed except when obtained from the municipality for that purpose and use in single-family dwellings. Meters and yokes required for larger users must contact the Building Official. Anyone wishing to install a water meter must obtain the meter and yoke from the Building Official and reimburse the city for the cost thereof as determined by § [100.62](#) of this chapter. Payment therefor is not construed as giving title to anyone other than the municipality.

Section 2. Chapter 93 Section 93A.09 of the City Code is amended to read as follows:

§ 125.10 DEFINITIONS.

IMPOUNDMENT or **IMPOUND**. Removal of a micromobility vehicle to a storage facility or designated impound location by the city or a licensed city contractor in response to authorization from a police officer, traffic control agent, or other city employee who is designated by the Public Works Director of Operations and Maintenance to act under this section.

MICROMOBILITY SHARING or **MICROMOBILITY SHARING SERVICE**. Any rental or lending service that:

(1) Allows riders to temporarily use micromobility vehicles available from a fleet in exchange for a fee or other form of direct or indirect compensation; and

(2) Encourages, allows, or is susceptible to micromobility vehicle vending, renting, or lending from city-maintained right-of-way or other city property.

MICROMOBILITY VEHICLE. Bicycles, electric-assisted bicycles, motorized foot scooters, passenger vehicles, and any other transportation device intended for short-duration or short-distance trips that is identified by the City Manager as a micromobility vehicle. A current list of all micromobility vehicles included in this definition shall be kept on file by the City Manager and shall be made readily available for public inspection.

Section 3. This ordinance shall become effective after adoption and upon thirty (30) days following its legal publication.

Adopted by the City Council of the City of Brooklyn Park this 23rd day of February, 2026.

HOLLIES WINSTON, MAYOR

ATTEST:

DEVIN MONTERO, CITY CLERK

Approved as to Form by City Attorney
Passed on First Reading: 02-09-2026
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