



COUNCIL PROCEEDINGS THE CITY OF NEW BRIGHTON

Pursuant to notice thereof, a hybrid meeting of the New Brighton City Council was held Tuesday, June 14, 2022 at 6:30 pm in the New Brighton Council Chambers.

Present: Mayor Niedfeldt-Thomas(attending remotely), Councilmembers Abdulle (attending remotely), Allen (attending remotely), Axberg (attending remotely) and Dunsworth (attending remotely)

Absent:

Also Present: Devin Massopust-City Manager, Rachel Tierney-City Attorney, Craig Schlichting-Development and Community Assets Director, Tony Paetznick-Public Safety Director, Gina Foschi-Finance Director, Jennifer Fink-Parks and Recreation Director

Call to Order

Mayor Niedfeldt-Thomas called the meeting to order at 6:30 pm.

Pledge of Allegiance

Mayor Niedfeldt-Thomas led the Council in the Pledge of Allegiance.

Public Comment Forum

Mayor Niedfeldt-Thomas opened the Public Forum for comments from the public.

Approval of Agenda

Approval of the June 14, 2022 Council Agenda.

Motion by Councilmember Allen, seconded by Councilmember Abdulle to approve the agenda as submitted.

A roll call vote was taken.

5 Ayes, 0 Nays-Motion Carried

Special Order of Business

1. Proclamation Declaring June 19, 2022 as Juneteenth Day in the City of New Brighton.

Mayor Niedfeldt-Thomas read a proclamation in full for the record declaring June 19, 2022 as Juneteenth Day in the City of New Brighton. She thanked DEI Coordinator Mark Suggs and the Equity Commission for their work on this proclamation.

Consent Agenda

1. Consider Approval of Payments.
2. Approve City Council Minutes:

Call to Order

Pledge of Allegiance

Public Comment Forum

Approval of Agenda Approval of the June 14, 2022 Agenda.

Special Order of Business

Consent Agenda 1. Consider Approval of Payments. 2. Approve City Council Minutes:

- a. May 24, 2022 Worksession Meeting Minutes.
 - b. May 24, 2022 City Council Meeting Minutes.
 - c. June 7, 2022 Worksession Meeting Minutes.
3. Accept Receipt of Commission Minutes:
 - a. April 6, 2022 Parks, Recreation and Environmental Commission Minutes.
 - b. April 11, 2022 Public Safety Commission Meeting Minutes.
4. Consider Approval of a Lease Termination Agreement with Spring Spectrum LLC.
5. Consider Approval of Plans and Specifications and Authorize Advertisement for Bids on City Project 21-11, Robin Lane Sidewalk.
6. Consider Approval of Innsbruck Drive Pedestrian Improvements.
7. Consider Approval of Easement Updates for City Project 19-12 MCES Interceptor and 694 Sewer Crossing.
8. Consider Professional Services Agreement with Stantec for a Housing Study.
9. Consider Application for a Solicitor License for Amy Wakem Insurance & Financial Services, Inc.
10. Consider Request for Exemption from Lawful Gambling License – Children’s Surgery International.
11. Consideration of Resolution Certifying Delinquent Utility Accounts and Past Due Miscellaneous Receivables Invoices to be Payable with 2023 Property Taxes.

- a. May 24, 2022 Worksession.
- b. May 24, 2022 City Council.
- c. June 7, 2022 Worksession.
3. Accept Receipt of Commission Minutes:
 - a. April 6, 2022 PREC.
 - b. April 11, 2022 Public Safety Commission.
4. Consider Approval of a Lease Termination Agr. with Spring Spectrum LLC.
5. Consider Approval of Plans and Specs and Authorize Ad for Bids on City Project 21-11.
6. Consider Approval of Innsbruck Drive Pedestrian Improvements.
7. Consider Approval of Easement Updates for City Project 19-12.
8. Consider Prof. Services Agr. with Stantec for a Housing Study.
9. Consider App. for a Solicitor Lic. for Amy Wakem Insurance & Financial Serv, Inc.
10. Consider Request for Exemption from Lawful Gambling Lic. – Children’s Surgery International.
11. Consider Res. Certifying Delinquent Utility Accounts and Past Due Misc. Receivables Invoices to be Payable with 2023 Property Taxes.

Motion by Councilmember Abdulle, seconded by Councilmember Axberg to approve the Consent Agenda as presented.

A roll call vote was taken.

5 Ayes, 0 Nays - Motion Carried

Public Hearing

None.

Council Business

1. Consider Resolution to Enter Fencing Consortium Joint Powers Agreement.

City Manager Massopust indicated Community Assets and Development Director Schlichting and Public Safety Director Paetznick would be presenting this item to the Council.

Community Assets and Development Director Schlichting stated in the spring of 2021, a significant number of public agency professionals (with police, fire, public works and emergency management backgrounds)

Public Hearing

Council Business

1. Consider Resolution to Enter Fencing Consortium Joint Powers Agreement.

joined together to form a Fence Working Group to explore the identified challenges and develop a collective path forward. Based on the experience with civil unrest in Minneapolis and Brooklyn Center, the critical role that anti-scale fencing can serve for de-escalation and establishing a space for lawful protests became apparent. That said, it was also found that obtaining anti-scale fencing is a significant challenge due to a number of factors, as well as being very expensive. To respond to this identified need, a Fence Working Group was established. The Fence Working Group's efforts have led to the formation of a Fencing Consortium. The Fencing Consortium is made up of local government agencies (members) that will jointly contract with a fencing vendor for the availability, storage, maintenance, and transportation of anti-scale fencing (including vehicle gates and pedestrian doors). The Consortium will have, at a minimum, enough fencing for the largest police department building in the Consortium. However, the Consortium has the flexibility to increase the amount of fencing, gates, and doors as additional local governments join the Consortium. The intent of the Fencing Consortium is to provide anti-scale fencing within hours, not days, around potentially impacted government building(s) in response to a critical incident. The goal of the anti-scale fencing is to de-escalate the potential tensions and try to reduce/eliminate potential issues associated with civil unrest. Staff commented further on the proposed fencing consortium and recommended approval.

Mayor Niedfeldt-Thomas reported the Council first discussed this topic at their May 24th worksession. She thanked staff for addressing the questions that were raised at that meeting.

Councilmember Abdulle asked if the City of New Brighton had representation on the Fencing Consortium Board. Community Assets and Development Director Schlichting stated the City does not at this time. He noted staff could run for a board position in the future.

Mayor Niedfeldt-Thomas questioned if there was a good mix of representatives from various counties. Community Assets and Development Director Schlichting reviewed the members on the Board and discussed which county they were from.

Further discussion ensued regarding how members of the fencing JPA had to participate in the state-wide public works mutual aid pact. Staff reported New Brighton has been a member of this consortium since December of 2020.

Mayor Niedfeldt-Thomas stated it would be helpful for the Council to review all of the mutual aid/joint power agreements that the City of New Brighton has in place.

Motion by Councilmember Dunsworth, seconded by Councilmember Axberg to adopt the Resolution to enter into a Fencing Consortium Joint Powers Agreement.

A roll call vote was taken.

5 Ayes, 0 Nays-Motion Carried

2. Consider Agreement with Kraus Anderson for the Construction of Sunny Square Park.

City Manager Massopust indicated Parks and Recreation Director Fink would be presenting this item to the Council.

Parks and Recreation Director Fink stated staff is seeking approval to rehabilitate the facilities at Sunny Square Park. Since its establishment in 1971, there have been no major improvements to the site, other than the installation of a neighborhood center. It was noted the City worked with WSB to create a master plan as a part of the 2040 Comprehensive parks and trails plan process. Community feedback for this project was solicited as an overall part of that process. However, the City is doing further engagement as a way to choose the exercise pod equipment and the playground structure via an online social pinpoint. The City approved a letter of intent to work with Kraus Anderson in February, to use the Sourcewell procurement method for this project. This allows for the City to hold one main contract with Kraus Anderson for construction and

2. Consider Agreement with Kraus Anderson for the Construction of Sunny Square Park.

they then hold contracts for subcontractors. It fulfills State of Minnesota bidding requirements for procurement. Remaining items that will come before the Council for approval will be any owner procured items (similar to the restroom and shelter building) that the City would want to procure to take advantage of the City's tax-exempt status. Staff commented further on the proposed improvements and recommended the Council entering into an agreement with Kraus Anderson.

Mayor Niedfeldt-Thomas asked if there would be any construction items held over to the spring. Parks and Recreation Director Fink stated the goal would be to complete the entire project this fall, but noted procurement issues may exist.

Dan Kjellberg, Kraus Anderson, reported the goal was to be done with this project this fall.

Motion by Councilmember Dunsworth, seconded by Councilmember Axberg to enter into agreement with Kraus Anderson for Construction Services for the rehabilitation and improvements at Sunny Square Park.

A roll call vote was taken.

5 Ayes, 0 Nays-Motion Carried

3. Consider Resolution Accepting Bids and Award of Contract for City Project 22-1, 2022 Street Rehabilitation Project.

3. Consider Resolution
Accepting Bids and Award
of Contract for City Project
22-1, 2022 Street
Rehabilitation Project.

City Manager Massopust indicated Community Assets and Development Director Schlichting would be presenting this item to the Council.

Community Assets and Development Director Schlichting stated eight bids were received and reviewed by staff on June 1, 2022 for the 2022 Street Rehabilitation Project. A bid tabulation has been completed by the Department of Community Assets and Development and all bid totals were verified. The low bid of \$1,896,930.73 submitted by Valley Paving, Inc. is below the engineer's estimate of \$1,900,000. The low bidder, Valley Paving, Inc., has completed work for the City in the past and is qualified and capable of performing work of this kind and magnitude. If awarded, the contract requires project completion by September 30, 2022. This project consists of the reconstruction of approximately 1.78 miles of streets by the removal and replacement of the existing bituminous surfacing, removal and replacement of sections of concrete curb and gutter, storm sewer improvements, hydrant replacements, sanitary sewer improvements, street excavation and grading, bituminous surfacing, and boulevard repair for the streets within the 2022 Street Rehabilitation Project.

Councilmember Abdulle thanked staff for all of their hard work on this project. He stated he appreciated the fact that pavement would be reclaimed as part of this project. Community Assets and Development Director Schlichting explained the City tries to use reclaimed pavement in all of its projects, but noted there are some times when this process was not possible.

Councilmember Abdulle asked if asphalt was the best technology for this project. Community Assets and Development Director Schlichting reported this was the case. He explained the hope would be that the price of oil would go back down over time.

Mayor Niedfeldt-Thomas questioned if staff could ask Valley Paving to track the amount of pavement material that was reclaimed for this project. Community Assets and Development Director Schlichting commented he could make this request of the vendor.

Mayor Niedfeldt-Thomas inquired what the age of the City's sewer mains were. Community Assets and Development Director Schlichting indicated the City's sewer mains could be maintained and lined from manhole to manhole without needing full replacement. He reported the City sets aside \$200,000 each year to line sewer lines.

Mayor Niedfeldt-Thomas requested further information regarding the City's street replacement plan and the inflation rate that was written into it. Community Assets and Development Director Schlichting commented

on the inflation rate and costs that were written into the City's street replacement plan.

Motion by Councilmember Abdulle, seconded by Councilmember Allen to accept all bids and adopt a Resolution awarding a contract for City Project 22-1, 2022 Street Rehabilitation to the lowest responsible bidder, Valley Paving, Inc., in the amount of \$1,896,930.73.

A roll call vote was taken.

5 Ayes, 0 Nays-Motion Carried

Commission Liaison Reports, Announcements and Updates

Commission Liaison Reports, Announcements and Updates

Devin Massopust

City Manager Massopust reported the City was seeking election judges to assist with the primary and general elections. He noted the Chalk Art Festival would be held on June 24 through June 26 at Veterans Park. He stated 20 artists have signed up so far. He explained the farmers market began last week and the City would have a presence at the event each week. He commented further on a meeting he attended with Ramsey County Attorney John Choi.

Graeme Allen

Councilmember Allen reported the Public Safety Commission met on Monday, June 13. He explained this group discussed a stop sign request at Redwood Lane and Forestdale Road and noted this topic may be coming to the Council in the future. He indicated the group also discussed the purchase of an unmanned aerial vehicle (UAV) for the Public Safety Department. He stated National Night Out would be held on Tuesday, August 2. He reported Ramsey County made a determination and no charges would be made against the New Brighton Police Officer that was involved in the shooting in Mounds View last November. It was noted the New Brighton Public Safety Department would now be completing their own internal investigation. He supported the City Council advocating for ways to address gun violence given the number of mass shootings that were occurring across the country. He stated he was looking forward to attending the Chalk Walk.

Emily Dunsworth

Councilmember Dunsworth reported PREC met on Monday, June 1 and the group received an update on the Council's strategic priorities along with an update on No Mow May and on the work done by the goats. She explained she has been meeting frequently with the Nine North Commission in order to interview candidates for the executive director position.

Pam Axberg

Councilmember Axberg encouraged residents to consider serving as an election judge. She noted students in high school were eligible to serve as election judges. She reported the EDC met on Monday, June 1 and the group received an update from Baker Tilly on tax increment financing (TIF). She noted Bob Benke would be retiring from the EDC. She thanked him for his many, many years of dedicated service to the City of New Brighton. She noted this group would be addressing wayfinding and sense of place at its next meeting.

Abdullahi Abdulle

Councilmember Abdulle reported last Wednesday, June 8 the Zoning Code Steering Committee met. He explained he attended a Ramsey County League of Local Government meeting last Thursday where Ramsey County Attorney John Choi spoke. He indicated the Planning Commission would be meeting on Tuesday, June 21.

Mayor Niedfeldt-Thomas

Mayor Niedfeldt-Thomas reported the Equity Commission would meet next on Thursday, June 16 at 6:30 p.m. and noted the group would be hearing from a representative from the Minnesota Department of Human Rights. She stated the grand opening for the Dominion projects would be held on Tuesday, July 12. She explained she was invited to Pike Lake several weeks ago by the principal in order to tour the school. She welcomed Rachel Tierney with Kennedy & Graven to the meeting. She stated she would be attending the League of Minnesota Cities conference in Duluth next week. She indicated Juneteenth would be recognized on Sunday, June 19. She stated July was National Park and Recreation Month. She commented Sunday, June 19 was Father's Day and she wished all fathers a Happy Father's Day. She congratulated all 2022 graduates and wished them all the best in the future.

Adjournment

Mayor Niedfeldt-Thomas adjourned the meeting at 7:47 p.m.

Adjournment

The meeting adjourned at 7:47 p.m.


Kari Niedfeldt-Thomas, Mayor

ATTEST:


Terri Spangrud, City Clerk