



## COUNCIL PROCEEDINGS THE CITY OF NEW BRIGHTON

Pursuant to notice thereof, a regular meeting of the New Brighton City Council was held Tuesday, May 23, 2023 at 6:30 pm in the New Brighton Council Chambers.

**Present:** Councilmembers Abdulle, Allen, Axberg and Acting Mayor Dunsworth  
**Absent:** Mayor Niedfeldt-Thomas

**Also Present:** Devin Massopust-City Manager, Sarah Sonsalla-City Attorney, Gina Foschi-Finance Director, Ben Gozola-Assistant Director of Community Assets and Development

### Call to Order

Acting Mayor Dunsworth called the meeting to order at 6:30 pm.

### Pledge of Allegiance

Acting Mayor Dunsworth led the Council in the Pledge of Allegiance.

### Public Comment Forum

Acting Mayor Dunsworth opened the Public Forum for comments from the public. There were no comments from the public.

### Approval of Agenda

Approval of the May 23, 2023 Council Agenda.

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

**4 Ayes, 0 Nays-Motion Carried**

### Special Order of Business

1. Proclamation Naming Julie Forbord as a City Ambassador.

Public Safety Director Paetznick stated this was a bittersweet celebration for his organization. He noted Julie Forbord has been a 27 year employee of the City of New Brighton. He explained she was a valued member of the Public Safety Department that has provided clarity and organization. He reported Julie has been recognized by a number of external organizations and noted she also received the 2019 Michael J. Walker Spirit award from the City. He commented further on the wealth of knowledge Julie has and explained she would be dearly missed by the New Brighton Public Safety Department. He thanked Julie for her tremendous work ethic and wished her all the best in her new position as the Aid for the Minnesota Commissioner of Public Safety.

Acting Mayor Dunsworth read a proclamation in full for the record naming Julie Forbord an ambassador for the City of New Brighton. A round of applause was offered by all in attendance.

### Call to Order

### Pledge of Allegiance

### Public Comment Forum

### Approval of Agenda Approval of the May 23, 2023 Agenda.

### Special Order of Business

1. Proclamation Naming Julie Forbord as a City Ambassador.

## 2. Proclamation Recognizing Jacob Vanyo's Eagle Scout Award.

Acting Mayor Dunsworth read a proclamation in full for the record recognizing Jacob Vanyo for his Eagle Scout Award.

## 3. Proclamation Recognizing Franklin Doncavage's Eagle Scout Award.

Acting Mayor Dunsworth read a proclamation in full for the record recognizing Franklin Doncavage for his Eagle Scout Award.

### Consent Agenda

1. Consider Approval of Payments.
2. Approve City Council Minutes:
  - a. May 9, 2023 Worksession Meeting Minutes.
  - b. May 9, 2023 City Council Meeting Minutes.
3. Accept Receipt of Commission Minutes: None.
4. Consider Application for a Solicitor License – Aptive Environmental LLC.
5. Consider Resolution Authorizing a Transfer from the Water Utility Fund to the Special Projects Fund.
6. Consider Gambling Exempt Permit for the Irondale Band Boosters.
7. Approve Chair and Vice Chair Designations.

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

**4 Ayes, 0 Nays - Motion Carried**

### Public Hearing

1. Consider Approval of the Wellhead Protection Plan Amendment, Part 2, and authorize the Mayor and City Clerk to execute all related documents.

City Manager Massopust indicated John Greer from Barr Engineering would be presenting this item to the Council.

John Greer, Barr Engineering, stated in accordance with Minnesota wellhead protection rules, all water utilities are required to update their wellhead protection plans every ten years. The update happens in two parts. It was noted Part 1 has already been completed and was presented at a public information meeting held August 23, 2022. He discussed the components within Part 2 and commented on how important it was to protect the City's wellheads.

**Motion by Councilmember Allen, seconded by Councilmember Abdulle to open the Public Hearing.**

**4 Ayes, 0 Nays - Motion Carried**

2. Proclamation Recognizing Jacob Vanyo's Eagle Scout Award.

3. Proclamation Recognizing Franklin Doncavage's Eagle Scout Award.

### Consent Agenda

1. Consider Approval of Payments.
2. Approve City Council Minutes:
  - a. May 9, 2023 Worksession.
  - b. May 9, 2023 City Council.
3. Accept Receipt of Commission Minutes: None.
4. Consider App. for a Solicitor Lic. – Aptive Environmental LLC.
5. Consider Resolution Authorizing a Transfer from the Water Utility Fund to the Special Projects Fund.
6. Consider Gambling Exempt Permit for the Irondale Band Boosters.
7. Approve Chair and Vice Chair Designations.

### Public Hearing

1. Consider Approval of the Wellhead Protection Plan Amendment, Part 2, and authorize the Mayor and City Clerk to execute all related documents.

The Public Hearing was opened at 6:57 p.m.

Councilmember Allen asked what strategies were in place to encourage residents to close private wells. Mr. Greer explained the City could provide residents with a copy of the health department's well owner handbook which speaks to the proper way to seal wells and to inform them of the cost sharing program.

Acting Mayor Dunsworth asked for additional comments, there were none.

**Motion by Councilmember Abdulle, seconded by Councilmember Axberg to close the Public Hearing.**

**4 Ayes, 0 Nays - Motion Carried**

The Public Hearing was closed at 7:00 p.m.

**Motion by Councilmember Allen, seconded by Councilmember Abdulle to Approve the Wellhead Protection Plan Amendment, Part 2, and authorize the Mayor and City Clerk to execute all related documents.**

**4 Ayes, 0 Nays-Motion Carried**

2. Consider Resolution Authorizing the City Clerk to Issue a Pawnbroker License to We Pay More Pawn LLC who is seeking to locate at 399 Silver Lake Rd SW.

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

Assistant Director of Community Assets and Development Gozola stated We Pay More Pawn is a non-traditional pawn shop that is seeking a license to expand their business into New Brighton. Unlike traditional pawn shops, the We Pay More model is essentially a loan office with no on-site retail. Customers drop off items which are stored and never displayed for sale. If the item is not picked up and the loan repaid by the agreed upon deadline, the item is shipped to a centralized We Pay More warehouse and the item is sold on-line. Staff commented further on the proposed request and recommended approval.

**Motion by Councilmember Allen, seconded by Councilmember Axberg to open the Public Hearing.**

**4 Ayes, 0 Nays - Motion Carried**

The Public Hearing was opened at 7:08 p.m.

Acting Mayor Dunsworth asked for additional comments, there were none.

**Motion by Councilmember Abdulle, seconded by Councilmember Axberg to close the Public Hearing.**

**4 Ayes, 0 Nays - Motion Carried**

The Public Hearing was closed at 7:09 p.m.

Acting Mayor Dunsworth stated she understood the pawn license was specific to the location. She asked if a background check would be required if the ownership for the business were to

2. Consider Resolution Authorizing the City Clerk to Issue a Pawnbroker License to We Pay More Pawn LLC who is seeking to locate at 399 Silver Lake Rd SW.

change. City Clerk Spangrud explained the license was non-transferable. She reported if the ownership were to change more than 5% points, the applicants would have to reapply for a pawnbroker license. It was noted the pawn license would have to be applied for every year. Councilmember Abdulle questioned how sales would work. Adam Hammond, 10543 University Avenue in Blaine, explained he purchases items onsite and they are sold online. He noted this would not be a retail store. Councilmember Allen thanked the applicant for providing the City Council with a great deal of information regarding the proposed business model. Councilmember Abdulle requested further information regarding the sign approval process. Assistant Director of Community Assets and Development Gozola discussed the process the applicants would have to follow before installing signs on the site.

**Motion by Councilmember Allen, seconded by Councilmember Axberg to adopt a Resolution Authorizing the City Clerk to Issue a Pawnbroker License to We Pay More Pawn LLC located at 399 Silver Lake Road SW with conditions.**

**4 Ayes, 0 Nays-Motion Carried**

#### Council Business

1. Consider a resolution approving a Special Use Permit Amendment for Global Academy at 3000 5th Street NW to permit construction of a new 20' x 50' garage on the campus to house grounds keeping equipment.

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

Assistant Director of Community Assets and Development Gozola stated Global Academy is proposing to construct a new 20' x 50' garage (1000' square feet) on the school campus to house grounds keeping equipment. The existing garage that has been used by the school is soon to be demoed to make way for development of the former Seminary property. Staff commented further on the request and reported the Planning Commission recommends approval of the SUP amendment with conditions.

**Motion by Councilmember , seconded by Councilmember to adopt a Resolution approving the SUP amendment with conditions for Global Academy at 3000 5<sup>th</sup> Street NW to permit construction of a new 20' x 50' garage on the campus to house grounds keeping equipment with conditions.**

**4 Ayes, 0 Nays-Motion Carried**

2. Consider a resolution approving a Special Use Permit Amendment for ISD 621 authorizing the replacement of the existing athletic stadium scoreboard at Irondale High School with a new multimedia dynamic display board.

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

Assistant Director of Community Assets and Development Gozola stated Irondale Public Schools is seeking to replace the existing scoreboard facing the track/football field with a new dynamic display board. The new "multi-sport activity board" will provide significantly improved capabilities for all activities & sports held within the school's stadium area. Staff commented further on the request and reported the Planning Commission recommends approval with conditions.

Councilmember Axberg stated she was happy to see the new sign would accommodate a multitude of sports and sporting activities.

#### Council Business

1. Consider a resolution approving a Special Use Permit Amendment for Global Academy at 3000 5th Street NW to permit construction of a new 20' x 50' garage on the campus to house grounds keeping equipment.

2. Consider a resolution approving a Special Use Permit Amendment for ISD 621 authorizing the replacement of the existing athletic stadium scoreboard at Irondale High School with a new multimedia dynamic display board.

Councilmember Allen discussed how the new sign would provide the school new advertising or sponsorship opportunities.

**Motion by Councilmember Allen, seconded by Councilmember Axberg to adopt a Resolution approving a Special Use Permit Amendment for ISD 621 authorizing the replacement of the existing athletic stadium scoreboard at Irondale High School with a new multimedia dynamic display board with conditions.**

**4 Ayes, 0 Nays-Motion Carried**

3. Consider Resolution Accepting Bids and Award of Contract for City Project 23-1, 2023 Street Rehabilitation.

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

Director of Community Assets and Development Schlichting stated the City received six bids for the 2023 Street Rehabilitation project. He reported a bid tabulation has been completed by the Department of Community Assets and Development and all bid totals were verified. The low bid of \$1,121,567.15 submitted by Douglas-Kerr Underground LLC and was twenty percent below the engineer's estimate of \$1,409,000. The low bidder, Douglas-Kerr Underground LLC, has completed work in the City in the past (Old Highway 8 Intersection Improvements Project) and is qualified and capable of performing work of this kind and magnitude. If awarded, the contract requires project completion by September 30, 2023.

Councilmember Abdulle thanked staff for all of their efforts on this reclamation project.

**Motion by Councilmember Abdulle, seconded by Councilmember Allen to accept all bids and adopt a Resolution awarding a contract for City Project 23-1, 2023 Street Rehabilitation to the lowest responsible bidder, Douglas-Kerr Underground LLC, in the amount of \$1,121,567.15.**

**4 Ayes, 0 Nays-Motion Carried**

### **Commission Liaison Reports, Announcements and Updates**

#### **Devin Massopust**

City Manager Massopust invited the public to attend the Memorial Day parade on Monday, May 29 at 10:00 a.m. He stated a ribbon cutting ceremony would be held at Sunny Square Park on Tuesday, May 30.

#### **Graeme Allen**

Councilmember Allen reported he attended the Planning Commission meeting on Tuesday, May 16. He noted he also attended the Equity Commission meeting on Thursday, May 18 where the group received a presentation from Public Safety Director Paetznick.

#### **Pam Axberg**

Councilmember Axberg wished everyone a happy and safe Memorial Day.

#### **Emily Dunsworth**

Councilmember Dunsworth reported she attended a recent cable commission meeting where the group discussed the 2022 audit.

3. Consider Resolution Accepting Bids and Award of Contract for City Project 23-1, 2023 Street Rehabilitation


**Commission Liaison Reports, Announcements and Updates**

**Adjournment**

Acting Mayor Dunsworth adjourned the meeting at 7:42 p.m.

**Adjournment**

The meeting adjourned  
at 7:42 p.m.

  
Kari Niedfeldt-Thomas, Mayor

ATTEST:   
Terri Spangrud, City Clerk