

2023-001	Designating Institutions as Depositories of City Funds for Investment Purposes and Naming the Primary Depository for 2023	1/10/2023
2023-002	Delegating Authority to make Electronic Funds Transfers to the Finance Director and their designees for 2023	1/10/2023
2023-003	Appointing Liaisons to Public Agencies	1/10/2023
2023-004	Appointing Acting Mayor for 2023	1/10/2023
2023-005	Designating Legal Newspaper for 2023	1/10/2023
2023-006	Enter Into a New Agency Delegated Contracting Process Agreement Between The Minnesota Department of Transportation and The City of New Brighton	1/10/2023
2023-007	Authorizing the Execution and Delivery of Ramsey County Critical Corridor Grant Agreements	1/10/2023
2023-008	Establishing a Temporary Utility Bill Account Classification and Setting Utility Rates to be Charged in 2023	1/10/2023
2023-009	Acknowledge and Accept Change for the Better Donations Received in 2022	1/10/2023
2023-010	Authorizing Early Decertification of the City of New Brighton's Tax Increment Financing District No. 27 – Ken's Market (Cleveland and Cty Rd D)	1/10/2023
2023-011	Amending the Capital Asset Policy	1/24/2023
2023-012	Authorizing Application and Execution of the 2020 MCES Inflow and Infiltration Grant	1/24/2023
2023-013	Accepting the 2022 Santa Cop Donations	1/24/2023
2023-014	Ratifying the City Council's Approval of the Vacation of a Portion of 7th Avenue NW And 7th Street NW	1/24/2023
2023-015	Summary Publication Resolution for Ordinance 893	1/24/2023
2023-016	Summary Publication Resolution for Ordinance 897	1/24/2023
2023-017	Accept Donations from New Brighton Lions Club	2/14/2023
2023-018	Authorizing Application to the MnDNR for the Outdoor Recreation Grant for Silver Oaks Park	2/14/2023
2023-019	Amending the 2022 General Fund Budget	2/28/2023
2023-020	Accepting Bids and Award of Contract for City Project 21-9, Old Highway 8 – 3 Lane Conversion	2/28/2023
2023-021	Election Services Agreement with Ramsey County	2/28/2023
2023-022	Summary Publication Resolution for Ordinance 896	2/28/2023
2023-023	Amending the Fund Balance Policy	3/14/2023
2023-024	Accepting a 2023 Stormwater Management Grant from Rice Creek Watershed District	3/14/2023
2023-025	Accepting Feasibility Study and Set Public Improvement Hearing Date for City Project 23-1, 2023 Street Rehabilitation	3/14/2023
2023-026	Summary Publication Ordinance 898	3/14/2023

2023-027	Appointing Individuals to Municipal Advisory Commissions	3/14/2023
2023-028	Approving a site plan for phase one of rehabilitation work in Hansen Park	3/14/2023
2023-029	Condemning the use of discriminatory covenants, discharging discriminatory covenants on city-owned properties, and approving participation in the Just Deeds Coalition.	3/14/2023
2023-030	Recognizing Outgoing Commissioners	3/28/2023
2023-031	Authorizing Opioid Settlements Memorandum of Agreement	3/28/2023
2023-032	Authorizing the City of New Brighton to Complete an LCCMR Grant Application for Funding of The Jones Lake Restoration Project	3/28/2023
2023-033	Ordering Project and Authorizing Preparation of Plans and Specifications for City Project 23-1, 2023 Street Rehabilitation	3/28/2023
2023-034	Approving a Planned Residential Development	3/28/2023
2023-035	Amendment for Silver Oak Estates No. 2	3/28/2023
2023-036	Accepting 2023 Intern Program Grant from Minnesota City/County Management Association	4/25/2023
2023-037	Approving a site plan for rehabilitation work in Totem Pole Park	4/25/2023
2023-038	Denying the appeal of Dale Zoerb of city staff's decision to deny a right-of-way permit to authorize the placement of private security cameras on city property and within the city right-of-way	4/25/2023
2023-039	Authorizing a transfer from the General Fund to the Community Reinvestment Fund and Amending the 2023 General Fund Budget	4/25/2023
2023-040	Authorizing Mow Less May	4/25/2023
2023-041	Appointing Council Liaisons to Advisory Commissions	4/25/2023
2023-042	Adopting Compensation Plan and Classification System	4/25/2023
2023-043	Authorizing a Transfer from the Water Utility Fund to the Special Projects Fund	5/23/2023
2023-044	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	5/23/2023
2023-045	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	5/23/2023

	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	5/23/2023
2023-045	Accepting Bids and Award of Contract for City Project 23-1, 2023 Street Rehabilitation	5/23/2023
2023-046	Authorizing the Adoption and Promulgation of the Ramsey County Emergency Operations Plan	6/13/2023
2023-047	Resolution Adding Juneteenth as an Observed Holiday in 2023	6/13/2023
2023-048		
	Renewal for Master Joint Powers Agreement (JPA) and Court Amendment with Bureau of Criminal Apprehension (BCA) for Criminal Justice Data Communications Network. Certifying Delinquent Utility Accounts to be Payable with 2024 Property Taxes	6/13/2023
2023-049		
2023-050	Fire Relief Association Benefit Level Increase	6/13/2023
2023-051		
	Requesting State Bonding for Hansen Park All Abilities Inclusive Playground and Challenge Course	6/13/2023
2023-052	Approving a Purchase and Sale Agreement for the Sale of City-Owned Property to United Properties Development LLC	6/13/2023
2023-053		
2023-054	Authorizing Off-Site Gambling Licenses for the Lion's Club Approving a Special Use Permit to allow Appletree Dental to expand a legal nonconforming building within the Mixed-Use Neighborhood (MUN) District at 2201 26th Avenue NW	6/27/2023
2023-055		6/27/2023
2023-056	Setting a Public Hearing on a Street ROW Vacation	7/11/2023
2023-057		
	Consider Stop Signs on 11th Avenue NW at 6th Street NW	7/11/2023
2023-058		
	Approval of Off-Site Gambling License for MN Fastpitch Academy Foundation during Stockyard Days	7/11/2023
2023-059	Directing staff to prepare an Ordinance authorizing a study and imposing a temporary moratorium on the operation of cannabis businesses	7/11/2023
2023-060	Identifying the Need for Livable Communities Demonstration Account Funding and Authorizing Application for Grant Funds	7/25/2023
2023-061	Approving a site plan authorizing improvements to 305 2nd Street NW	7/25/2023
2023-062	Establishing a New Polling Place for New Brighton Precinct 2 for the 2023 School Elections.	7/25/2023
2023-063	Authorizing summary publication of Ordinance 906	7/25/2023

2023-064	Approving a Special Use Permit and Site Plan to authorize Pioneer Paper Stock to locate at 600 Lakeview Point	7/25/2023
2023-065	Approving a Special Use Permit, Site Plan, and Variance to authorize an addition to the Benedictine Living Community at 1101 Black Oak Drive	7/25/2023
2023-066	Accepting Bids and Award of Contract for City Project 23-3, 2023 Concrete Street Rehabilitation	7/25/2023
2023-067	Declaring Costs to be Assessed, Ordering Preparation of Proposed Assessments, and Setting Public Hearing Date for Assessment Hearing on City Project 22-1, 2022 Street Rehabilitation	8/22/2023
2023-068	Setting a New Public Hearing on a Street ROW Vacation	8/22/2023
2023-069	Declaring Source of Matching funds for Silver Oaks Park Outdoor Recreation Grant	8/22/2023
2023-070	Declaring a Vacancy on the Equity Commission	8/22/2023
2023-071	Approving a Summary Publication for Ordinance Numbers 902, 903, 904 and 905.	8/22/2023
2023-072	Rescinding Resolution 23-067, Declaring Costs to be Assessed, Ordering Preparation of Proposed Assessments, and Setting Public Hearing Date for Assessment Hearing on City Project 22-1, 2022 Street Rehabilitation	8/12/2023
2023-073	Ordinance 908 and Summary Publication	8/12/2023
2023-074	Setting a New Public Hearing on a Street ROW Vacation	9/26/2023
2023-075	Acceptance of Grant from Minnesota Police Chiefs Foundation for Community Engagement	9/26/2023
2023-076	Appointing Individuals to the Equity Commission	9/26/2023
2023-077	Consenting to the Issuance of Health Care Facilities Revenue Bonds by the Duluth Economic Development Authority to Finance a Project in the City	9/26/2023
2023-078	Adopting the Proposed Preliminary Tax Levy for Taxes Payable 2024 and Setting the Public Meeting Date for the 2024 Budget and Levy Discussion with Public Comment	9/26/2023
2023-079	Adopting the Proposed Preliminary Tax Levy for Taxes Payable 2024 for Lake Diane and Bicentennial Pond Storm Sewer Improvement Taxing Districts.	9/26/2023
2023-080	Enter into a new Five-Year Contract for Recycling Services with Republic Services	9/26/2023

2023-081	Approving a Site Plan authorizing installation of a splash pad facility in Lion's Park.	9/26/2023
2023-082	Approving a Lease Agreement with Dish Wireless LLC to Authorize Installation of Communications Equipment on the City Water Tower at 700 Silver Lake Road.	10/12/2023
2023-083	Ordering No Parking Signage on Searles Street Adjacent to Lions Park	10/12/2023
2023-084	Authorization for the Mayor and City Manager to enter into a Grant Agreement with the MN Department of Public Safety for Multicultural Driver Education	10/12/2023
2023-085	Project 22-1, 2022 Street Rehabilitation Assessment Hearing	10/12/2023
2023-086	Making an Election Not to Waive the Statutory Tort Limit for Liability Insurance Purposes	10/24/2023
2023-087	Authorizing Staff to Host "DL for All" Special Events on November 19, December 3, December 10 and December 17	10/24/2023
2023-088	Conditionally approving the vacation of unutilized roadway easements which bisect developed properties (2201 26TH AVE NW, 2250 26TH AVE NW, 2550 22ND TER NW, and 2311 26TH AVE NW) between Mississippi Street and Rice Creek Terrace.	10/24/2023
2023-089	"No Parking" Signage on 8th Avenue NW	11/14/2023
2023-090	Ordering Preparation of a Feasibility Study for City Project 24-1, 2024 Street Rehabilitation	11/14/2023
2023-091	Support The Minnesota Department of Transportation Noise Wall on TH 694 (North)	11/14/2023
2023-092	Support The Minnesota Department of Transportation Noise Wall on TH 694 (Southwest)	11/14/2023
2023-093	Support The Minnesota Department of Transportation Noise Wall on TH 694 (Southeast)	11/14/2023
2023-094	Apply for 2023 Score Grant Funds and Establishment of the 2023 Recycling Service Charge	11/14/2023
2023-095	Certifying Delinquent Utility Accounts and Past Due Miscellaneous Receivables Invoices to be Payable with 2024 Property Taxes	11/14/2023
2023-096	Authorizing Application for a Climate Planning Grant	11/28/2023
2023-097	Approving a Summary Publication of Ordinance 910 Adopting the 2024 Fee Schedule	12/7/2023
2023-098	Authorizing Submission of an Application for the 2024 Rice Creek Watershed District Stormwater Management Grant	12/7/2023

	Resolution Authorizing Submission of an Application for the 2023 Metropolitan Council Municipal Inflow and	
2023-099	Infiltration Grant Program	12/7/2023
2023-100	Confirming and Establishing Polling Places	12/7/2023
	Authorizing the Reissuance of Multifamily Note (Oaks Landing Project), Series 2019A, and Multifamily Note (Oaks Landing Project), Series 2020A and an Amendment to the	
2023-101	Funding Loan Agreement in Connection Therewith	12/7/2023
2023-102	Adopting the Final Tax Levy for Taxes Payable in 2024	12/7/2023
2023-103	Adopting the Final 2024 Budgets and 2024-2033 CIP	12/7/2023
	Adopting the Final Tax Levies for Taxes Payable in 2024 for the Lake Diane and Bicentennial Pond Storm Sewer	
2023-104	Improvement Taxing Districts	12/7/2023
2023-105	Establishing the Utility Rates and Charges for 2024	12/7/2023

RESOLUTION NO. 2023-105
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION ESTABLISHING THE 2024 UTILITY RATES AND CHARGES

WHEREAS, the City operates Water, Sewer, Stormwater and Street Light Utilities; and

WHEREAS, the City operates a recycling program in conjunction with Ramsey County; and

WHEREAS, an analysis of the utility and recycling rates, operating costs, capital improvements has been conducted; and

WHEREAS, the rates will be effective with the customers' first quarter billed on or after January 1, 2024.

NOW, THEREFORE BE IT RESOLVED:

1. The 2024 utility rates shall be:

Water

Single, two-family, and townhome residential properties	\$4.18 per 1,000 gallons
All other properties	\$5.40 per 1,000 gallons

Sewer

Single, two-family, and townhome residential properties	\$5.85 per 1,000 gallons
All other properties	\$7.94 per 1,000 gallons

Storm Water:

Single and two-family per lot	\$22.59 per quarter
Townhome per unit	\$22.59 per quarter
Park, cemetery, golf course	\$6.19 per acre per quarter
School	\$67.45 per acre per quarter
Mobile home park	\$91.71 per acre per quarter
Church	\$125.66 per acre per quarter
Apartment, condo, senior housing & nursing home	\$149.73 per acre per quarter
Commercial, industrial, & warehouse	\$280.64 per acre per quarter
Unimproved, vacant land	\$ 0.00 per acre per quarter

Street Lights:

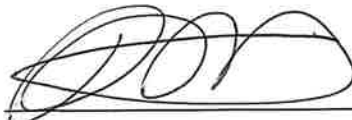
Single and two-family per lot	\$12.18 per quarter
Townhome per unit	\$12.18 per quarter
All other properties	\$36.54 per quarter

Recycling:

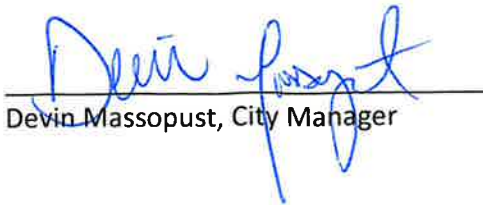
Per household	\$13.47 per quarter
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2. The flat rate quarterly charge, which includes up to 8,000 gallons, shall be \$33.44 for water and \$46.80 for sewer for single, two-family, and townhome residences, and for all other properties shall be \$43.20 for water and \$63.52 for sewer.
3. Sewer charges for single, two-family and townhome residential properties shall be determined by the lesser of actual water usage or the winter quarter water usage. Winter quarter usage is included on February, March and April bills. If an irrigation meter is installed on the property, then actual usage will be charged. For all other types of properties, the sewer charges shall be based on the actual quarterly water usage.
4. A winter quarter usage assumption of 15,000 gallons will be used to determine sewer charges for single, two-family and townhome residential properties in the following instances: for a new account which did not exist at the time of the winter quarter, in the case of a change in ownership which occurs after the winter quarter, or when actual usage cannot be obtained during the winter quarter.
5. Whenever there is an outstanding balance on a customer's account as of the next business day after the due date, a fee of ten percent (10%) shall be charged on the entire outstanding balance.
6. The charges for miscellaneous items such as meters, repair work, and special services shall be equal to an amount which permits the City to recover the costs associated with the item identified on the current fee schedule.
7. When actual usage is not obtainable from a single, two-family, or townhome residential water meter, a fee of \$125 per quarter per meter shall be charged and refundable if resolved within six months.
8. When actual usage is not obtainable from all other properties, a fee equal to 150% of the average quarterly water and sewer charges for that property shall be charged and refundable if resolved within six months.

Adopted this 7th day of December 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

Attest:



Terri Spangrud, City Clerk

RESOLUTION NO. 2023-104

CITY OF NEW BRIGHTON

COUNTY OF RAMSEY

STATE OF MINNESOTA

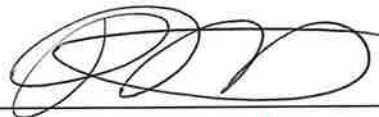
**RESOLUTION ADOPTING THE FINAL TAX LEVIES FOR TAXES PAYABLE IN 2024 FOR THE
LAKE DIANE AND BICENTENNIAL POND STORM SEWER IMPROVEMENT TAXING DISTRICTS**

WHEREAS, there are ongoing lake restoration improvements to Lake Diane and Bicentennial Pond, and

WHEREAS, the final 2024 Storm Sewer Improvement Taxing District tax levies will provide financing for potential projects in 2024.

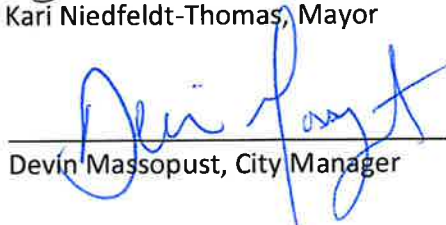
NOW THEREFORE BE IT RESOLVED the final Storm Sewer Improvement Taxing District tax levies for taxes payable in 2024 shall be \$3,750 for Lake Diane and \$2,100 for Bicentennial Pond.

ADOPTED this 7th day of December 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor

ATTEST:



Devin Massopust, City Manager



Terri Spangrud
City Clerk

RESOLUTION NO. 2023-103
CITY OF NEW BRIGHTON
COUNTY OF RAMSEY
STATE OF MINNESOTA

RESOLUTION ADOPTING THE 2024 BUDGETS AND 2024-2033 CIP

WHEREAS, the 2024 Budget process has been completed; and

WHEREAS, key issues and financial strategies for the City's service levels and activities have been established and incorporated into the 2024 Budget; and

WHEREAS, the 2024 Budgets allocate resources and anticipate financing sources necessary to finance the services provided by these operations; and

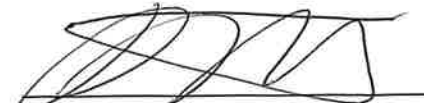

WHEREAS, the City of New Brighton's budget for 2024 is \$46,928,100, of which \$22,837,800 is designated for property tax-supported programs;

NOW, THEREFORE BE IT RESOLVED THAT: The 2024 Budgets are approved and adopted as summarized herein:

General Fund	22,837,800
Internal Service Funds:	
Risk Management	993,700
Fleet	313,000
Non-Fleet	8,411,600
Information Technology	949,000
Pavement Management	1,062,700
Enterprise Funds:	
Water	5,569,200
Sewer	4,369,800
Storm Water	2,150,400
Street Lights	270,900
Total	<u>46,928,100</u>

BE IT FURTHER RESOLVED THAT: The Capital Improvement Plan for 2024-2033 is approved and adopted in the total amount of \$117,193,600.

ADOPTED this 7th day of December 2023 by the New Brighton City Council with a vote of 4 ayes and 1 nays. (Axberg)


Kari Niedfeldt-Thomas, Mayor
Devin Massopust, City Manager

Attest:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-102
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION ADOPTING THE FINAL TAX LEVY FOR TAXES PAYABLE IN 2024

WHEREAS, the 2024 Budget process has been completed; and

WHEREAS, key issues and financial strategies for the City's service levels and activities have been established and incorporated into the 2024 Budget; and

WHEREAS, the property tax levy is a significant financing source anticipated in the 2024 Budget; and

WHEREAS, there will be no specific tax levies in 2024 for debt; debt service requirements for 2024 will be met with other financing sources.

NOW THEREFORE, BE IT RESOLVED THAT:

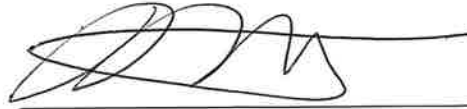
1. The Final 2024 Property Tax Levy of \$13,730,800 is adopted.
2. There are sufficient sums of money in the Debt Service funds of the City to pay principal and interest in 2024 on the following outstanding bond issues and the deferred annual tax levies previously certified to the County Auditor are hereby as follows:

Bond Issue	2024 Scheduled Levy	Reduction in Levy	2024 Certified Levy
GO IMP 2015A	\$148,057.84	(\$148,057.84)	\$0
GO IMP 2019A	\$384,954.33	(\$384,954.33)	\$0

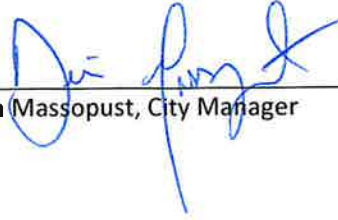
3. For the following outstanding bond issue, principal and interest in 2024 will be paid for out of the Municipal Development Fund. The Municipal Development Fund will be reimbursed for this advance out of the proceeds of abatements and taxes when collected. The deferred annual tax levy previously certified to the County Auditor is hereby as follows:

Bond Issue	2024 Scheduled Levy	Reduction in Levy	2024 Certified Levy
GO Tax Abatement, 2021A	\$242,824.25	(\$242,824.25)	\$0

ADOPTED this 7th day of December, 2023, by the New Brighton City Council with a vote of
4 ayes and 1 nays. (Aberg)

A black ink signature, appearing to be "Kari Niedfeldt-Thomas", written over a horizontal line.

Kari Niedfeldt-Thomas, Mayor

A blue ink signature, appearing to be "Devin Massopust", written over a horizontal line.

Devin Massopust, City Manager

ATTEST:

A black ink signature, appearing to be "Terri Spangrud", written over a horizontal line.

Terri Spangrud, City Clerk

RESOLUTION NO. 2023-101

STATE OF MINNESOTA

COUNTY OF RAMSEY

CITY OF NEW BRIGHTON

RESOLUTION AUTHORIZING THE REISSUANCE OF MULTIFAMILY NOTE (OAKS LANDING PROJECT), SERIES 2019A, AND MULTIFAMILY NOTE (OAKS LANDING PROJECT), SERIES 2020A AND AN AMENDMENT TO A FUNDING LOAN AGREEMENT IN CONNECTION THEREWITH

WHEREAS, the City of New Brighton, Minnesota (the "City"), is a statutory city and political subdivision organized and existing under the Constitution and laws of the State of Minnesota;

WHEREAS, the City has previously issued and sold to Citibank, N.A, a national banking association (the "Funding Lender"), its Amended and Restated Multifamily Housing Revenue Note (Oaks Landing Project), Series 2019A, dated November 22, 2019, in the original aggregate principal amount of \$4,482,691 (the "Series 2019A Note"), and its Multifamily Note with designation as Multifamily Housing Revenue Note (Oaks Landing Project), Series 2020A, dated December 22, 2020, in the original aggregate principal amount of \$22,086,309 (the "Series 2020A Note" and, together with the Series 2019A Note, the "Notes"), pursuant to Minnesota Statutes, Chapter 462C, as amended (the "Act") and the Amended and Restated Funding Loan Agreement, dated December 1, 2020 (the "Funding Loan Agreement"), among the City, the Funding Lender, and U.S. Bank National Association, a national banking association, as predecessor-in-interest to U.S. Bank Trust Company, National Association, a national banking association, in its capacity as fiscal agent (the "Fiscal Agent");

WHEREAS, the City loaned the proceeds derived from the sale of the Notes to New Brighton Leased Housing Associates II, LLLP, a Minnesota limited liability limited partnership (the "Borrower"), to finance the acquisition, construction, and equipping of an approximately 204-unit multifamily rental housing development and functionally related facilities located at 700 7th St NW in the City to be known as the Oaks Landing Project (the "Project") and certain related costs;

WHEREAS, the Project has been completed and is owned and operated by the Borrower;

WHEREAS, the Borrower has requested, and the Funding Lender has agreed, among other things, to extend the Conversion Date (as defined in the Funding Loan Agreement) of the Notes, pursuant to a First Amendment to the Funding Loan Agreement (the "First Amendment to Funding Loan Agreement") between the Funding Lender, the City and the Fiscal Agent;

WHEREAS, such amendments will cause a reissuance of the Notes for tax purposes pursuant to Section 1.1001-3 of the Treasury Regulations promulgated under the Internal Revenue Code of 1986, as amended (the "Code"); therefore, for tax purposes, the Notes will be treated as if they will be refunded on the effective date of the amendments; and

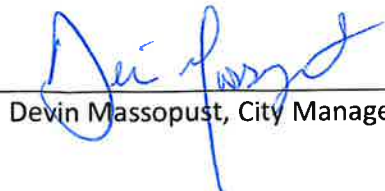
WHEREAS, on the date hereof, in accordance with the Act and Section 147(f) of the Code, the City held a public hearing on the First Amendment to Funding Loan Agreement and the deemed reissuance of the Notes.

NOW, THEREFORE, BE IT RESOLVED by the City Council (the "Council") of the City of New Brighton, Minnesota ("City") as follows:

1. The City hereby approves the First Amendment to Funding Loan Agreement, in substantially the form on file with the City, together with any related documents necessary in connection therewith or in connection with the extension of the Conversion Date, including without limitation a tax certificate and IRS Form 8038 (collectively, the "Amendment Documents"), and hereby authorizes the Mayor and the City Manager of the City to execute the Amendment Documents on behalf of the City, and to carry out, on behalf of the City, the City's obligations thereunder.
2. All of the provisions of the Amendment Documents, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof.
3. The approval hereby given to the Amendment Documents includes approval of such additional details therein as may be necessary and appropriate and such modifications thereof, deletions therefrom and additions thereto as may be necessary and appropriate and approved by legal counsel to the City and by the officers authorized herein to execute said documents prior to their execution; and said officers are hereby authorized to approve said changes on behalf of the City. The execution of any instrument by the appropriate officers of the City herein authorized shall be conclusive evidence of the approval of such document in accordance with the terms hereof. In the event of absence or disability of the officers, any of the documents authorized by this resolution to be executed may be executed without further act or authorization of the Council by any duly designated acting official, or by such other officer or officers of the City as, in the opinion of legal counsel to the City, may act in their behalf.

ADOPTED this 7th day of December 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-100
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION DESIGNATING POLLING PLACES FOR NEW BRIGHTON

WHEREAS, Minnesota Statutes 204B.16, subd 1 requires the City Council, by ordinance or resolution, to designate polling places for the upcoming election year if any changes have been made; and,

WHEREAS, changes to the polling places locations may be made at least 90 days before the next election if one or more of the authorized polling places becomes unavailable for use; and,

WHEREAS, neither the Church of Jesus Christ of Latter-Day Saints or the United Church of Christ are available for election day use anymore; and,

WHEREAS, Salem Covenant Church has offered to host Precinct 2 in addition to Precinct 3 and had agreed to work with the City and County to keep voting activities for each precinct separate; and

WHEREAS, Faith Church has offered to host Precinct 7 in addition to Precinct 5 and had agreed to work with the City and County to keep voting activities for each precinct separate; and

WHEREAS, both Salem Covenant Church and Faith Church meets all polling place requirements and qualifies as a polling place these precincts;

NOW, THEREFORE, BE IT RESOLVED, that the New Brighton City Council hereby confirms polling places for Precincts 1, 3, 4, 5, 6, and 8 and establishes new polling places for Precincts 2 and 7 as follows for all elections conducted in the city:

Precinct 1	St. John the Baptist Catholic Church 835 2 nd Ave NW; New Brighton, MN 55112
Precinct 2	Salem Covenant Church 2655 5 th St. NW; New Brighton, MN 55112
Precinct 3	Salem Covenant Church 2655 5 th St. NW; New Brighton, MN 55112
Precinct 4	Christ the King 1900 7 th St NW; New Brighton, MN 55112
Precinct 5	Faith Church 1600 Silver Lake Rd; New Brighton, MN 55112

Precinct 6 New Brighton Community Center
400 10th St NW; New Brighton, MN 55112

Precinct 7 Faith Church
1600 Silver Lake Rd; New Brighton, MN 55112

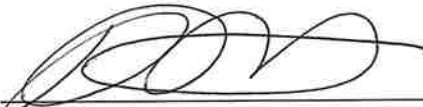
Precinct 8 GracePoint Church
2351 Rice Creek Rd; New Brighton, MN 55112

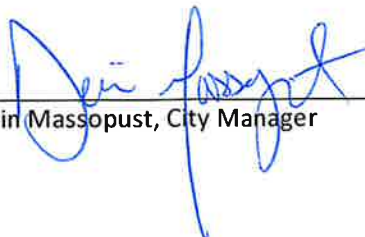
BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized to establish a replacement polling place that meets the requirements of the Minnesota Election Law for any polling place designated in this Resolution that becomes unavailable for use; and

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized to designate an emergency replacement polling place that meets the requirements of the Minnesota Election Law for any polling place designated in this Resolution when necessary to ensure a safe and secure location for voting; and

BE IT FURTHER RESOLVED, that the City Clerk is directed to send a copy of this resolution and any subsequent polling place designations to the Ramsey County Elections Office.

ADOPTED this 7th day of December, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

Resolution No. 23- 099

State of Minnesota
County of Ramsey
City of New Brighton

RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR THE 2023 METROPOLITAN COUNCIL MUNICIPAL INFLOW AND INFILTRATION GRANT PROGRAM

WHEREAS, the City of New Brighton supports the grant application made to the Metropolitan Council for the 2023 Municipal Inflow and Infiltration Grant Program.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of New Brighton, Minnesota:

1. That City Staff is authorized to apply for the 2023 Metropolitan Council Municipal Inflow and Infiltration Grant Program.

Adopted this 7th day of December, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

Resolution No. 23- 098

State of Minnesota
County of Ramsey
City of New Brighton

RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR THE 2024 RICE CREEK WATERSHED DISTRICT STORMWATER MANAGEMENT GRANT PROGRAM

WHEREAS, the City of New Brighton supports the grant application made to the Rice Creek Watershed District for the 2024 Stormwater Management Grant Program; and

WHEREAS, the City of New Brighton recognizes if the grant application is approved it will be eligible for grant funding of up to 50 percent of eligible project costs with a maximum allocation of \$100,000 per eligible project.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of New Brighton, Minnesota:

1. That City Staff is authorized to apply for the 2024 Rice Creek Watershed District Stormwater Management Grant Program.

Adopted this 7th day of December, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Karl Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-097
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION APPROVING A SUMMARY PUBLICATION FOR ORDINANCE No. 910

WHEREAS, the City Council of the City of New Brighton has adopted the above referenced ordinance 910 Amending the City's Fee Schedule and Establishing Fees for 2024; and

WHEREAS, Minnesota Statutes, section 412.191, subdivision 4 allows publication by title and summary in the case of lengthy ordinances or those containing maps or charts; and

WHEREAS, the City Council believes that the following summary would clearly inform the public of the intent and effect of Ordinance No. 910;

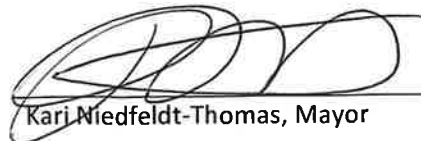
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the following summary of Ordinance No. 910 shall be published in the official newspaper in lieu of the entire ordinance:

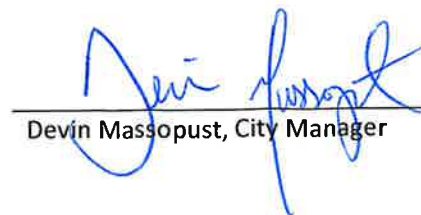
SUMMARY PUBLICATION

**Ordinance No. 910
Amending the City's Fee Schedule Establishing Fees for 2024**

Ordinance No. 910 was adopted by the City Council of the City of New Brighton on December 7, 2023, amending the City's Fee Schedule establishing fees and rates for 2024. The full ordinance is available via email request. Contact City Clerk Terri Spangrud at terri.spangrud@newbrightonmn.gov or 651-638-2045 for more information.

ADOPTED this 7th day of December 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 23-006

STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION AUTHORIZING APPLICATION FOR A CLIMATE PLANNING GRANT

WHEREAS, the MPCA is launching a Request for Proposals (RFP) to distribute \$750,000 for climate planning projects to communities across Minnesota; and

WHEREAS, the City of New Brighton has created a draft Climate Action Plan; and

WHEREAS, past flood events have adversely impacted low areas near the Garden View Apartments; and

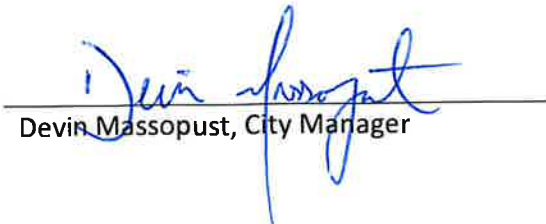
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of New Brighton, Minnesota:

1. That City Staff is authorized to work with a consultant on a stormwater grant; and
2. The Director of Community Assets and Development, the City Engineer, is hereby authorized to sign the grant application.

Adopted this 28th day of November, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Axberg absent)



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

RESOLUTION No. 2023-095
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION CERTIFYING DELINQUENT UTILITY ACCOUNTS AND PAST DUE MISCELLANEOUS RECEIVABLES INVOICES
TO BE PAYABLE WITH 2024 PROPERTY TAXES

WHEREAS, the City certifies delinquent utility bills and past due miscellaneous receivable invoices for collection with the property taxes each year; and

WHEREAS, certification is authorized by the City Code for delinquent utility charges unpaid that exceed \$100 and are past due by ninety (90) days; and

WHEREAS, certification is authorized by the City Code for miscellaneous receivable charges unpaid when due; and

WHEREAS, interest at the rate of 10% per annum has been included in the totals; and

WHEREAS, the affected customers have been advised as to the certification providing them an opportunity to make full payment prior to this certification

NOW THEREFORE, BE IT RESOLVED that:

1. The certifications shall be shown in Attachment A and Attachment B.
2. The certified amounts shall be collected in full with the 2024 property taxes.

ADOPTED this 14th day of November 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Niedfeldt-Thomas absent)


FOR Kari Niedfeldt-Thomas, Mayor

 ASSISTANT
FOR Devin Massopust, City Manager CITY MANAGER

ATTEST:


Terri Spangrud, City Clerk

Delinquent Utility Balance List
Wednesday, November 8, 2023

Attachment A

Account Number	Parcel Number	Delinquent Amount	Certification Fee	Total
100255	333023230104	\$200.95	\$20.10	\$221.05
100586	313023110023	\$148.91	\$14.89	\$163.80
100743	333023220027	\$176.81	\$17.68	\$194.49
100776	333023220048	\$562.56	\$56.26	\$618.82
101139	333023230078	\$182.13	\$18.21	\$200.34
101220	293023340053	\$131.11	\$13.11	\$144.22
101717	323023230006	\$131.45	\$13.15	\$144.60
101808	333023220061	\$411.07	\$41.11	\$452.18
102616	323023310046	\$271.53	\$27.15	\$298.68
102624	323023340001	\$424.26	\$42.43	\$466.69
102897	323023330075	\$334.03	\$33.40	\$367.43
103366	323023310041	\$185.28	\$18.53	\$203.81
103424	293023330084	\$503.13	\$50.31	\$553.44
103911	293023330010	\$149.96	\$15.00	\$164.96
104224	323023220026	\$512.68	\$51.27	\$563.95
104984	293023330067	\$285.42	\$28.54	\$313.96
105106	293023330074	\$265.23	\$26.52	\$291.75
105437	313023140016	\$320.56	\$32.06	\$352.62
105544	313023140049	\$357.23	\$35.72	\$392.95
105593	313023140044	\$256.53	\$25.65	\$282.18
105833	313023110063	\$177.38	\$17.74	\$195.12
106583	303023330070	\$176.81	\$17.68	\$194.49
106815	303023330061	\$283.81	\$28.38	\$312.19
107359	303023410099	\$131.45	\$13.15	\$144.60
107458	303023440090	\$220.00	\$22.00	\$242.00
107862	323023410007	\$173.37	\$17.34	\$190.71
107912	323023440007	\$306.49	\$30.65	\$337.14
107946	323023440004	\$243.24	\$24.32	\$267.56
109116	303023340010	\$144.23	\$14.42	\$158.65
109157	323023310012	\$176.81	\$17.68	\$194.49
109751	323023310015	\$436.09	\$43.61	\$479.70
109801	323023310005	\$142.38	\$14.24	\$156.62
109892	323023310087	\$194.09	\$19.41	\$213.50
109900	323023420003	\$1,209.38	\$120.94	\$1,330.32
109918	323023420009	\$149.14	\$14.91	\$164.05
110155	323023320046	\$160.98	\$16.10	\$177.08
110213	323023320057	\$315.64	\$31.56	\$347.20
111245	313023140036	\$184.37	\$18.44	\$202.81
111286	313023140040	\$230.00	\$23.00	\$253.00
111344	323023310072	\$221.43	\$22.14	\$243.57
111492	323023320038	\$281.60	\$28.16	\$309.76
111765	323023330084	\$200.60	\$20.06	\$220.66
112292	313023140015	\$202.14	\$20.21	\$222.35
112367	303023330001	\$196.93	\$19.69	\$216.62
113803	323023210001	\$508.96	\$50.90	\$559.86
114264	293023430020	\$588.09	\$58.81	\$646.90
114652	333023220019	\$206.47	\$20.65	\$227.12
200428	293023140020	\$385.84	\$38.58	\$424.42

200592	293023110059	\$617.41	\$61.74	\$679.15
200956	293023140036	\$273.97	\$27.40	\$301.37
200980	293023140032	\$741.82	\$74.18	\$816.00
201210	293023340012	\$421.72	\$42.17	\$463.89
201269	293023340019	\$486.58	\$48.66	\$535.24
201640	293023310050	\$289.86	\$28.99	\$318.85
201897	293023140057	\$375.44	\$37.54	\$412.98
201939	293023140145	\$306.56	\$30.66	\$337.22
201996	293023110048	\$273.97	\$27.40	\$301.37
202176	293023140130	\$378.14	\$37.81	\$415.95
202473	303023410011	\$294.57	\$29.46	\$324.03
202531	303023130066	\$370.13	\$37.01	\$407.14
202697	303023420011	\$306.57	\$30.66	\$337.23
202721	303023420013	\$397.03	\$39.70	\$436.73
202887	293023130037	\$173.31	\$17.33	\$190.64
202960	293023120064	\$392.53	\$39.25	\$431.78
203091	293023140100	\$489.53	\$48.95	\$538.48
203125	293023140086	\$947.87	\$94.79	\$1,042.66
203158	293023140131	\$411.60	\$41.16	\$452.76
203224	293023120051	\$430.43	\$43.04	\$473.47
203372	293023120024	\$134.79	\$13.48	\$148.27
203471	293023120043	\$306.57	\$30.66	\$337.23
203489	293023120018	\$313.46	\$31.35	\$344.81
203661	293023230017	\$287.84	\$28.78	\$316.62
203745	303023110074	\$170.91	\$17.09	\$188.00
204180	293023210082	\$303.10	\$30.31	\$333.41
204305	293023210006	\$273.55	\$27.36	\$300.91
204354	293023210122	\$131.45	\$13.15	\$144.60
204404	293023210037	\$249.95	\$25.00	\$274.95
204560	293023240110	\$110.81	\$11.08	\$121.89
204677	293023240133	\$277.04	\$27.70	\$304.74
204693	293023240134	\$131.45	\$13.15	\$144.60
204776	293023240010	\$1,030.64	\$103.06	\$1,133.70
204941	293023210071	\$619.70	\$61.97	\$681.67
205047	293023210104	\$306.56	\$30.66	\$337.22
205146	303023110069	\$404.76	\$40.48	\$445.24
205310	293023310011	\$306.84	\$30.68	\$337.52
205344	293023310012	\$424.63	\$42.46	\$467.09
205351	293023310022	\$278.18	\$27.82	\$306.00
205518	293023240114	\$611.82	\$61.18	\$673.00
205682	293023240029	\$348.68	\$34.87	\$383.55
205922	203023440015	\$287.84	\$28.78	\$316.62
206011	203023430018	\$829.87	\$82.99	\$912.86
206532	293023310036	\$262.27	\$26.23	\$288.50
206805	293023240065	\$251.77	\$25.18	\$276.95
206839	293023240063	\$385.17	\$38.52	\$423.69
206946	293023240045	\$401.88	\$40.19	\$442.07
207795	193023430002	\$324.78	\$32.48	\$357.26
208926	193023310011	\$131.45	\$13.15	\$144.60
209080	303023140072	\$371.57	\$37.16	\$408.73
209742	303023120007	\$611.78	\$61.18	\$672.96
211128	303023240026	\$340.32	\$34.03	\$374.35

211144	303023240027	\$306.56	\$30.66	\$337.22
211276	293023220023	\$126.26	\$12.63	\$138.89
211334	303023110020	\$554.47	\$55.45	\$609.92
211482	303023130056	\$352.06	\$35.21	\$387.27
212662	303023140065	\$1,283.58	\$128.36	\$1,411.94
214825	303023110005	\$273.97	\$27.40	\$301.37
215301	193023440012	\$197.56	\$19.76	\$217.32
216077	303023240018	\$325.73	\$32.57	\$358.30
216192	303023210012	\$612.93	\$61.29	\$674.22
216366	193023430008	\$542.63	\$54.26	\$596.89
216424	193023430010	\$458.58	\$45.86	\$504.44
216952	303023240074	\$319.48	\$31.95	\$351.43
217018	303023240005	\$286.01	\$28.60	\$314.61
217117	303023120030	\$347.51	\$34.75	\$382.26
218222	303023420073	\$357.47	\$35.75	\$393.22
218396	303023220047	\$115.61	\$11.56	\$127.17
218768	303023210058	\$110.00	\$11.00	\$121.00
218792	303023210066	\$503.42	\$50.34	\$553.76
218883	303023220007	\$925.37	\$92.54	\$1,017.91
219428	293023420009	\$1,440.47	\$144.05	\$1,584.52
220657	303023340076	\$301.01	\$30.10	\$331.11
222601	293023130211	\$406.70	\$40.67	\$447.37
223628	203023420058	\$131.45	\$13.15	\$144.60
227811	293023120154	\$237.02	\$23.70	\$260.72
264495	293023310060	\$743.11	\$74.31	\$817.42
300194	203023220031	\$235.87	\$23.59	\$259.46
300715	193023240054	\$176.93	\$17.69	\$194.62
301358	203023230049	\$461.57	\$46.16	\$507.73
302208	193023220069	\$183.92	\$18.39	\$202.31
302257	193023230046	\$181.05	\$18.11	\$199.16
302406	203023220051	\$198.89	\$19.89	\$218.78
303693	183023110101	\$178.12	\$17.81	\$195.93
304311	193023210062	\$453.73	\$45.37	\$499.10
304469	193023210029	\$380.29	\$38.03	\$418.32
304592	193023210019	\$280.43	\$28.04	\$308.47
304865	193023140028	\$284.39	\$28.44	\$312.83
305599	183023330051	\$563.44	\$56.34	\$619.78
306563	193023130007	\$366.71	\$36.67	\$403.38
306951	183023430041	\$188.94	\$18.89	\$207.83
307413	183023310035	\$127.08	\$12.71	\$139.79
307421	183023310034	\$300.55	\$30.06	\$330.61
308262	193023240020	\$179.95	\$18.00	\$197.95
308551	183023310052	\$257.81	\$25.78	\$283.59
308692	193023220011	\$144.07	\$14.41	\$158.48
309435	183023110072	\$291.23	\$29.12	\$320.35
309484	183023110061	\$347.10	\$34.71	\$381.81
309567	183023120071	\$325.10	\$32.51	\$357.61
309807	183023120018	\$217.07	\$21.71	\$238.78
309849	183023120022	\$322.58	\$32.26	\$354.84
310169	183023120028	\$157.94	\$15.79	\$173.73
310730	173023230034	\$176.93	\$17.69	\$194.62
310888	183023430028	\$161.04	\$16.10	\$177.14

310961	183023430019	\$515.96	\$51.60	\$567.56
311266	173023320009	\$305.63	\$30.56	\$336.19
311274	173023320020	\$357.81	\$35.78	\$393.59
311522	183023240025	\$116.49	\$11.65	\$128.14
311787	193023140006	\$181.00	\$18.10	\$199.10
311910	193023110100	\$386.57	\$38.66	\$425.23
311928	193023110099	\$227.46	\$22.75	\$250.21
312132	183023440077	\$295.32	\$29.53	\$324.85
312157	183023440076	\$154.97	\$15.50	\$170.47
312173	183023440075	\$223.22	\$22.32	\$245.54
312249	183023440071	\$173.41	\$17.34	\$190.75
312959	183023140037	\$177.00	\$17.70	\$194.70
313072	183023140043	\$177.37	\$17.74	\$195.11
313148	183023120077	\$177.06	\$17.71	\$194.77
313320	183023120045	\$176.41	\$17.64	\$194.05
314542	183023420062	\$313.19	\$31.32	\$344.51
314898	183023110030	\$259.73	\$25.97	\$285.70
315242	183023230045	\$288.98	\$28.90	\$317.88
315432	173023230039	\$627.72	\$62.77	\$690.49
315614	173023230007	\$199.03	\$19.90	\$218.93
316174	183023430006	\$200.66	\$20.07	\$220.73
316307	183023330025	\$421.96	\$42.20	\$464.16
316406	183023240032	\$173.23	\$17.32	\$190.55
316620	183023240008	\$303.26	\$30.33	\$333.59
316869	183023120014	\$201.52	\$20.15	\$221.67
317065	173023230027	\$250.60	\$25.06	\$275.66
318014	183023220007	\$232.54	\$23.25	\$255.79
318089	193023230012	\$131.45	\$13.15	\$144.60
318139	183023330045	\$177.00	\$17.70	\$194.70
318337	183023230019	\$224.73	\$22.47	\$247.20
318519	183023120008	\$221.17	\$22.12	\$243.29
318915	183023130020	\$295.25	\$29.53	\$324.78
318980	183023130025	\$249.32	\$24.93	\$274.25
319350	183023210037	\$269.14	\$26.91	\$296.05
321117	183023340072	\$215.19	\$21.52	\$236.71

Total:		\$60,562.06	\$6,056.28	\$66,618.34
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Delinquent Tax List

Wednesday, November 8, 2023

Attachment B

PARCEL NUMBER	CUSTOMER	CODING	BALANCE	CERTIFICATION FEE	TOTAL AMOUNT
183023240042	DAIRY QUEEN	FIRE INSPECTION	\$ 60.00	\$ 6.00	\$ 66.00
183023330045	JAMES & MARGARET KORTAS	TREE REMOVAL	\$ 1,352.93	\$ 135.29	\$ 1,488.22
213023220017	GREAT RIVER AUTOMATION	FIRE INSPECTION	\$ 60.00	\$ 6.00	\$ 66.00
213023220017	NATIONAL SEATING AND MOBILITY	FIRE INSPECTION	\$ 60.00	\$ 6.00	\$ 66.00
213023320016	HOME SERVICES INSURANCE	FIRE INSPECTION	\$ 125.00	\$ 12.50	\$ 137.50
293023130223	NEW BRIGHTON LEASED HOUSING ASSOC. 3, LLP	FIRE INSPECTION	\$ 60.00	\$ 6.00	\$ 66.00
293023210082	CHRISTOPHER GONSALVES	TREE REMOVAL	\$ 3,419.36	\$ 341.94	\$ 3,761.30
293023420009	DAIRY QUEEN	FALSE ALARM FEE	\$ 190.00	\$ 19.00	\$ 209.00
293023420009	DAIRY QUEEN	FALSE ALARM FEE	\$ 190.00	\$ 19.00	\$ 209.00
293023420009	DAIRY QUEEN	FALSE ALARM FEE	\$ 190.00	\$ 19.00	\$ 209.00
303023120007	RYAN HANSMEYER	TREE REMOVAL	\$ 1,660.31	\$ 166.03	\$ 1,826.34
303023430027	BRIGHTWOOD PROPERTIES LLC	FIRE INSPECTION	\$ 120.00	\$ 12.00	\$ 132.00
TOTALS:			\$ 7,487.60	\$ 748.76	\$ 8,236.36

RESOLUTION No. 2023-094
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION AUTHORIZING APPLICATION FOR A 2024 SCORE GRANT THROUGH
RAMSEY COUNTY

WHEREAS, the City of New Brighton ("City") is a municipal corporation and subdivision of the State of Minnesota organized and operating under Minnesota law; and

WHEREAS, the City Council is the official governing body of the City; and

WHEREAS, the City operates a municipal recycling program; and

WHEREAS, state law requires counties to manage the waste produced by citizens and businesses by waste reduction, reuse, and recycling in preference to land-filling; and

WHEREAS, the Legislature has enacted legislation, referred to as the SCORE program, which authorizes grants to counties for waste reduction, reuse, and recycling activities; and


WHEREAS, the State of Minnesota has provided SCORE program money to Ramsey County for recycling activities; and

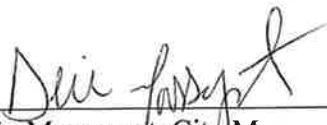
WHEREAS, Ramsey County provides annual grants to cities located within its boundaries; and

WHEREAS, the City of New Brighton has been encouraged to apply for 2024 SCORE grant funding through Ramsey County.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Brighton that City staff is authorized to apply for 2024 SCORE grant funding through Ramsey County.

ADOPTED this day of November 14th, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Niedfeldt-Thomas absent)*


FOR Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

Resolution No. 23- 093

State of Minnesota
County of Ramsey
City of New Brighton

**APPROVING A RESOLUTION OF SUPPORT TO THE MINNESOTA DEPARTMENT OF
TRANSPORTATION – NOISE WALL**

WHEREAS, the State of Minnesota, acting through its Commissioner of Transportation (MnDOT) and in accordance with Statute 161.125 – Sound Abatement Along Highways, proposes to study, design, and construct a noise wall improvement along the south side of TH 694 between 900 Long Lake Road and the railroad bridge within the corporate City of New Brighton (City) limits, tentatively scheduled in the year 2029; and

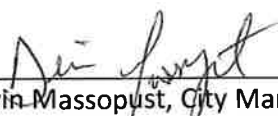
WHEREAS, the City supports the continued study and design of this noise wall improvement, and have agreed to consider the City's participation in the costs of the noise wall construction and associated construction engineering in future City Capital Improvement programming.

NOW THEREFORE BE IT RESOLVED the City of New Brighton provide this resolution of support for the construction of a noise wall along the south side of TH 694 between 900 Long Lake Road and the railroad bridge within the corporate City of New Brighton (City) limits.

Adopted this 14th day of November, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Niedfeldt-Thomas absent)*


FOR Kari Niedfeldt-Thomas, Mayor

ATTEST:


Devin Massopust, City Manager


Terri Spangrud, City Clerk

Resolution No. 23- 092

State of Minnesota
County of Ramsey
City of New Brighton

APPROVING A RESOLUTION OF SUPPORT TO THE MINNESOTA DEPARTMENT OF TRANSPORTATION – NOISE WALL

WHEREAS, the State of Minnesota, acting through its Commissioner of Transportation (MnDOT) and in accordance with Statute 161.125 – Sound Abatement Along Highways, proposes to study, design, and construct a noise wall improvement along the south side of TH 694 between 2860 Torchwood Drive and Berne Circle E (west city limits) within the corporate City of New Brighton (City) limits, tentatively scheduled in the year 2029; and

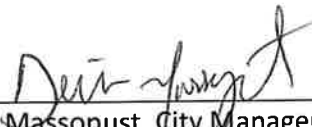
WHEREAS, the City supports the continued study and design of this noise wall improvement, and have agreed to consider the City's participation in the costs of the noise wall construction and associated construction engineering in future City Capital Improvement programming.

NOW THEREFORE BE IT RESOLVED the City of New Brighton provide this resolution of support for the construction of a noise wall along the south side of TH 694 between 2860 Torchwood Drive and Berne Circle E (west city limits) within the corporate City of New Brighton (City) limits.

Adopted this 14th day of November, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Niedfeldt-Thomas absent)


FOR Kari Niedfeldt-Thomas, Mayor

ATTEST:


Devin Massopust, City Manager


Terri Spangrud, City Clerk

Resolution No. 23- 091

State of Minnesota
County of Ramsey
City of New Brighton

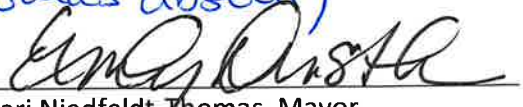
**APPROVING A RESOLUTION OF SUPPORT TO THE MINNESOTA DEPARTMENT OF
TRANSPORTATION – NOISE WALL**

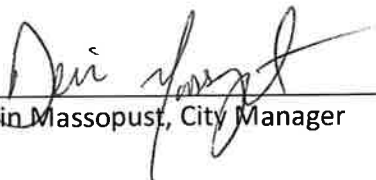
WHEREAS, the State of Minnesota, acting through its Commissioner of Transportation (MnDOT) and in accordance with Statute 161.125 – Sound Abatement Along Highways, proposes to study, design, and construct a noise wall improvement along the north side of TH 694 between the City of Fridley border (east city limits) and TH 694 Service Drive within the corporate City of New Brighton (City) limits, tentatively scheduled in the year 2029; and

WHEREAS, the City supports the continued study and design of this noise wall improvement, and have agreed to consider the City's participation in the costs of the noise wall construction and associated construction engineering in future City Capital Improvement programming.

NOW THEREFORE BE IT RESOLVED the City of New Brighton provide this resolution of support for the construction of a noise wall along the north side of TH 694 between the City of Fridley border (east city limits) and TH 694 Service Drive within the corporate City of New Brighton (City) limits.

Adopted this 14th day of November, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Niedfeldt-Thomas absent)


FOR Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

Resolution No. 23-090

State of Minnesota
County of Ramsey
City of New Brighton


RESOLUTION ORDERING PREPARATION OF A FEASIBILITY STUDY FOR CITY PROJECT 24-1, 2024 STREET REHABILITATION

WHEREAS, it is proposed to improve 20th Avenue SW (Skyhigh Drive to County Road E); 19th Avenue SW (Haines Avenue to County Road E); Haines Avenue (20th Avenue SW to Oakwood Drive); Skyhigh Drive (20th Avenue SW to Haines Avenue); Oakwood Drive (Silver Lane to County Road E); 3rd Street SW (Oakwood Drive to 16th Avenue SW); 17th Avenue SW (3rd Street SW to Cul-de-sac); 12th Avenue NW (4th Street NW to 5th Street NW); 4th Street NW (12th Avenue NW to Old Highway 8 NW); 3rd Terrace NW (11th Avenue NW to Old Highway 8 NW); 11th Avenue NW (3rd Street NW to 3rd Terrace NW); 3rd Street NW (9th Avenue NW to Cul-de-sac); 2nd Street NW (3rd Street NW to Old Highway 8 NW); Hansen Court (2nd Street NW to Cul-de-sac); 9th Avenue NW (2nd Street NW to 3rd Street NW), and to assesses benefited properties for all or a portion of the costs of the improvement, pursuant to Minnesota Statutes, Chapter 429.

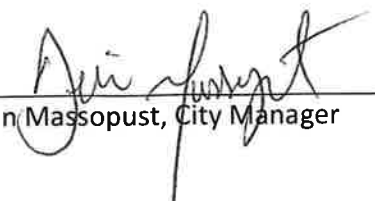
NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Brighton, Minnesota:

1. That the proposed improvement, called City Project 24-1, 2024 Street Rehabilitation, be referred to the Director of Community Assets and Development for study and is instructed to report to the Council with all convenient speed advising the Council in a preliminary way as to whether the proposed improvement is necessary, cost effective, and feasible; whether it should best be made as proposed or in connection with some other improvement; the estimated cost of the improvements recommended; and a description of the methodology used to calculate individual assessments for affected parcels.

Adopted this 14th day of November, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Niedfeldt-Thomas absent)


FOR Kari Niedfeldt-Thomas, Mayor

ATTEST:


Devin Massopust, City Manager


Terri Spangrud, City Clerk

Resolution No. 23-089

State of Minnesota
County of Ramsey
City of New Brighton

RESOLUTION ESTABLISHING NO-PARKING ON THE EAST SIDE OF 8TH AVENUE NW BETWEEN 5TH STREET NW AND OLD HIGHWAY 8 NW


WHEREAS, the Old Highway 8 – 3 Lane Conversion Project included the extension of 8th Avenue NW to 5th Street NW from its previous termination point at the entrance to 617 8th Avenue NW (Brighton Oaks). Due to right of way constraints and inclusion of a sidewalk, the 8th Avenue extension was constructed with a reduced roadway width of 26 feet; and

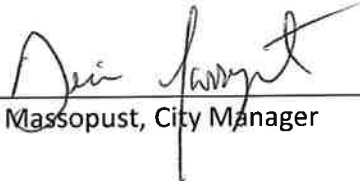
WHEREAS, following completion of the 8th Avenue extension, staff has routinely observed vehicles parking along both sides of 8th Avenue NW beyond the allowed times outlined in the City parking ordinance and often overnight; and

WHEREAS, noting the reduced street width and the need to maintain safe and reliable travel for the City snow removal fleet and emergency vehicles, staff recommends installation of “No Parking” signs along the east side of 8th Avenue NW from 5th Street NW to Old Highway 8 NW.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Brighton, Minnesota, that no-parking is established on the east side of 8th Avenue NW between 5th Street NW and Old Highway 8 NW.

Adopted this 14th day of November, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Niedfeldt-Thomas absent)


FOR Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION 2023-088

STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION APPROVING THE
VACATION OF PORTIONS OF EXISTING
ROAD EASEMENTS

WHEREAS, the City Council pursuant to Minnesota Statute §412.851 desires to consider the vacation of portions of existing road easements as shown on the attached Exhibit A and legally described on the attached Exhibit A; and

WHEREAS, the City Clerk published, posted and mailed notice of a hearing as required by law, and a public hearing was held on the proposed vacations on the 24th day of October, 2023; and

WHEREAS, the City Council in its discretion has determined that the vacations will benefit the public interest because the right-of-way is not needed for current or future right-of-way or utility purposes and new easements for right-of-way and utilities are being granted to the City by the adjacent property owners; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of New Brighton, that:

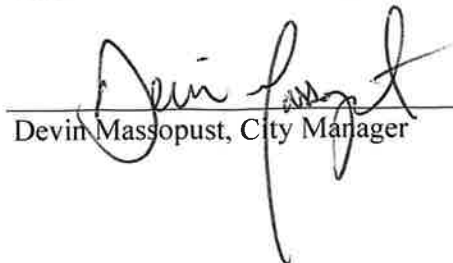
1. Those portions of existing road easements which lie within that part of the west 31 feet of the east 395 feet of the Southeast Quarter of the Northwest Quarter of Section 18, Township 30, Range 23, Ramsey County, Minnesota which lies northerly of the south 330 feet and southerly of the north 883 feet of said Southeast Quarter of the Northwest Quarter are hereby vacated. Said easements are shown on the attached Exhibit A (within the area identified as "Parcel 2")
2. Those portions of existing road easements which lie within that part of the west 30 feet of the east 394 feet of the south 222 feet of the north 883 feet of the Southeast Quarter of the Northwest Quarter of Section 18, Township 30, Range 23, Ramsey County, Minnesota are hereby vacated. Said easements are shown on the attached Exhibit A (within the area identified as "Parcel 3").
3. Those portions of existing road easements which lie within that part of the west 30 feet of the east 394 feet of the south 20 feet of the north 661 feet of the Southeast Quarter of the Northwest Quarter of Section 18, Township 30, Range 23, Ramsey County, Minnesota are hereby vacated. Said easements are shown on the attached Exhibit A (within the area identified as "Parcel 4") .

4. Those portions of existing road easements which lie within that part of the easterly 10 feet of Parcel No. 6, per Document No. 2110427, Ramsey County, Minnesota are hereby vacated. Said easements are shown on the attached Exhibit A (within the area identified as "Appletree 1").
5. Those portions of existing road easements within which lie that part of the Public Street declared in Document No. 2275298, Ramsey County, Minnesota are hereby vacated. Said easements are shown on the attached Exhibit A (within the area identified as "Appletree 2").
6. The vacation of the above road easements within Parcel 2 is conditioned upon the owner of Parcel 2 granting the City the public roadway and utility easements over Parcel 2 in the locations as shown on the attached Exhibit B.
7. The vacation of the above road easements within Parcel 3 is conditioned upon the owner of Parcel 3:
 - a. Granting the City the public roadway and utility easements over Parcel 3 in the locations as shown on the attached Exhibit B;
 - b. Establishing a private ingress/egress easement over the driveway on the western edge of the property in favor of Parcel 1, OR come to an agreeable settlement with the owner of Parcel 1 in lieu of this easement dedication.
8. The landowner of Parcel 1 is requested to grant the City the public roadway and utility easements over Parcel 1 in the locations as shown on the attached Exhibit B;
9. City staff and consultants are hereby authorized and directed to file a notice of completion of vacation proceedings upon the satisfaction of all of the above conditions.

ADOPTED this 24th day of October, 2024, by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:

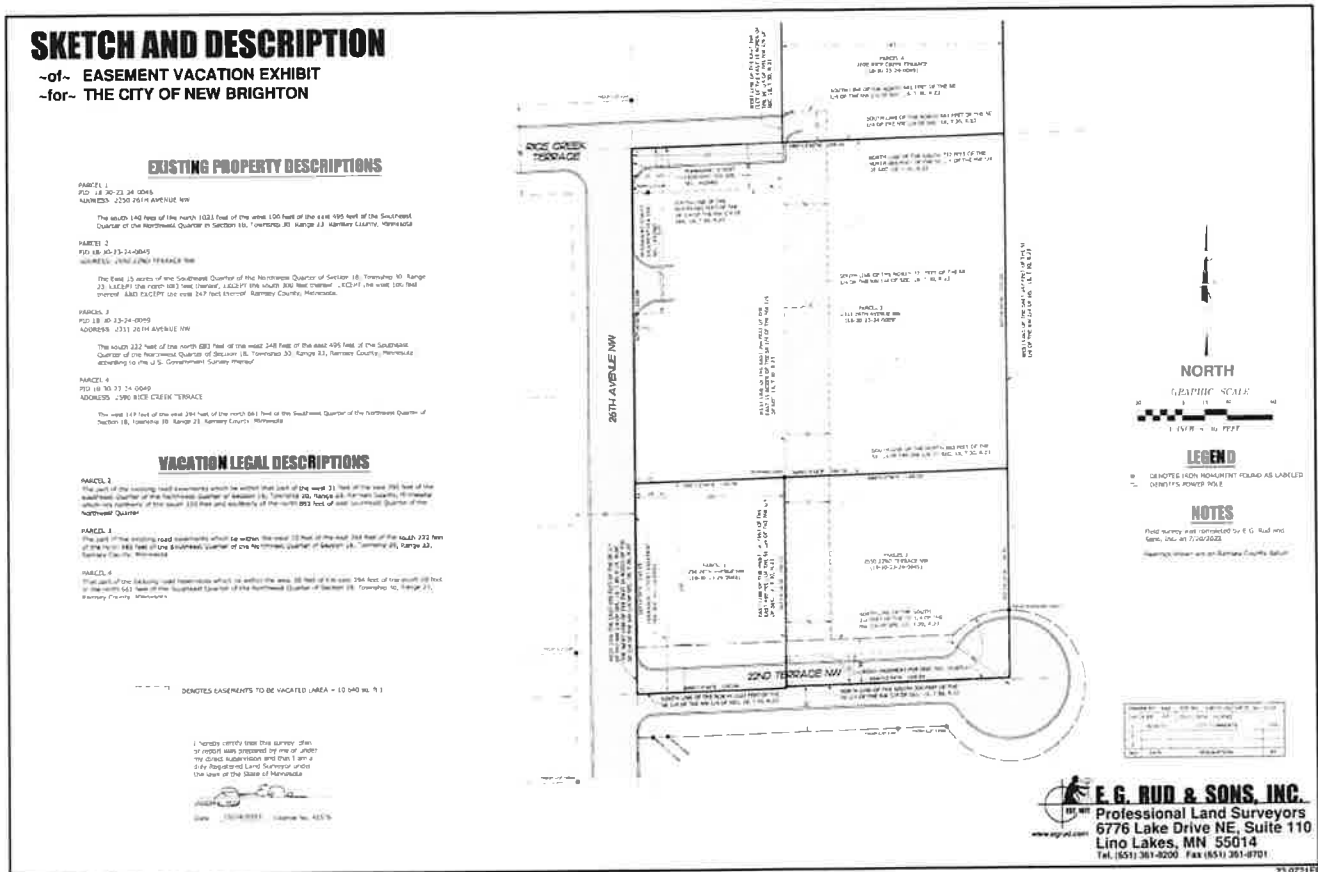


Terri Spangrud, City Clerk

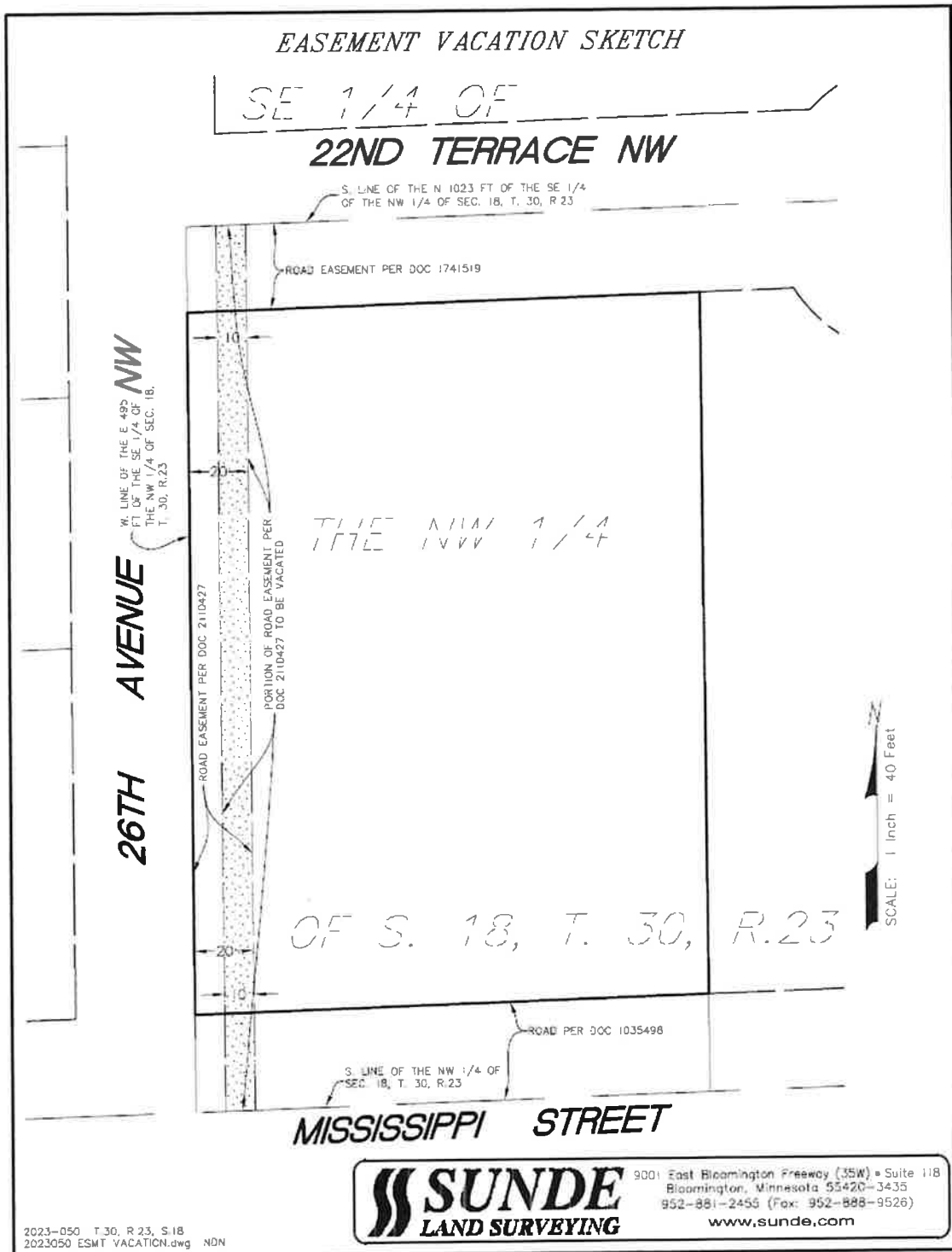
EXHIBIT A

Depiction of Existing Road Easements to be Vacated

PARCELS 2, 3 AND 4



APPLETREE 1



APPLETREE 2

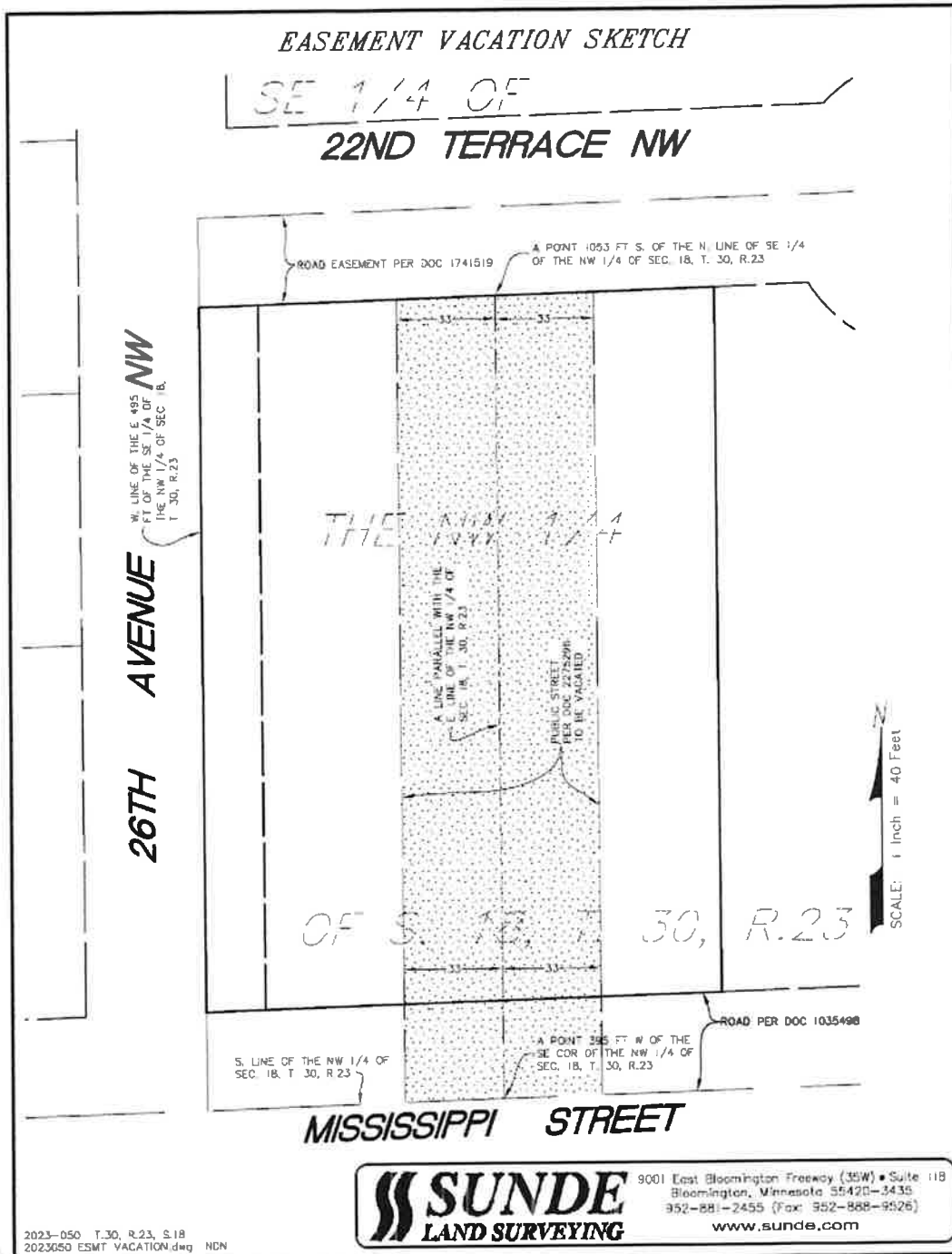


EXHIBIT B

Depiction of Easements to be Granted to the City

Parcel 1

SKETCH AND DESCRIPTION

-of- PERMANENT ROAD EASEMENT
-for- THE CITY OF NEW BRIGHTON

EXISTING PROPERTY DESCRIPTIONS

PARCEL 1
RUDY, ARTHUR & SONS, INC.
ACRES 25.75 24TH AVENUE NW

The south 40.00 feet of the north 12.5 feet of the east 100 feet of the northeast quarter of the northeast quarter of Section 16, Township 30, Range 21, Ramsey County, Minnesota.

PARCEL 2
RUDY, ARTHUR & SONS, INC.
ACRES 25.75 24TH AVENUE NW

The east 10.00 feet of the northeast quarter of the northeast quarter of Section 16, Township 30, Range 21, Ramsey County, Minnesota. The south 12.5 feet of the north 12.5 feet of the east 100 feet of the northeast quarter of the northeast quarter of Section 16, Township 30, Range 21, Ramsey County, Minnesota.

PARCEL 3
RUDY, ARTHUR & SONS, INC.
ACRES 25.75 24TH AVENUE NW

The south 12.5 feet of the north 12.5 feet of the east 100 feet of the northeast quarter of the northeast quarter of Section 16, Township 30, Range 21, Ramsey County, Minnesota. The south 12.5 feet of the north 12.5 feet of the east 100 feet of the northeast quarter of the northeast quarter of Section 16, Township 30, Range 21, Ramsey County, Minnesota.

PARCEL 4
RUDY, ARTHUR & SONS, INC.
ACRES 25.75 24TH AVENUE NW

The east 10.00 feet of the northeast quarter of the northeast quarter of Section 16, Township 30, Range 21, Ramsey County, Minnesota. The east 10.00 feet of the northeast quarter of the northeast quarter of Section 16, Township 30, Range 21, Ramsey County, Minnesota.

PROPOSED EASEMENT DESCRIPTION

EXISTING EASEMENTS:
A permanent easement for public use, known as the 24th Avenue Easement, is shown on the plat. The easement is 100 feet wide and runs north-south along the east line of the northeast quarter of the northeast quarter of Section 16, Township 30, Range 21, Ramsey County, Minnesota.

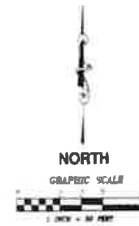
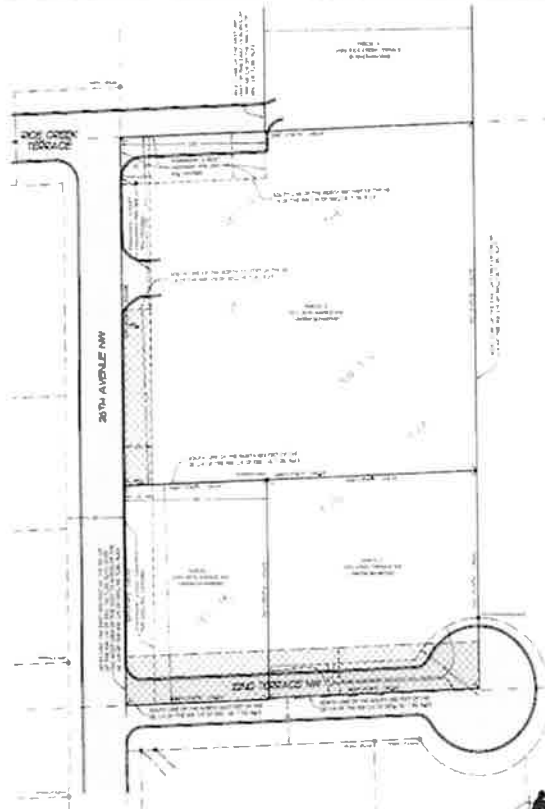
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PROPOSED EASEMENTS:
A permanent easement for public use, known as the 24th Avenue Easement, is shown on the plat. The easement is 100 feet wide and runs north-south along the east line of the northeast quarter of the northeast quarter of Section 16, Township 30, Range 21, Ramsey County, Minnesota.

LEGEND
DASHED LINE INDICATES EASEMENT AREA 100 FEET WIDE

NO OTHER EASEMENTS ARE SHOWN ON THIS PLAT.
ALL EASEMENTS ARE SHOWN AS PER THE RECORDS OF THE COUNTY CLERK OF RAMSEY COUNTY, MINNESOTA.

Scale: 1" = 200.00' (approx. 1:200)



LEGEND

DASHED LINE INDICATES EASEMENT AREA 100 FEET WIDE

NOTES

1. All easements were created by a plat and are shown on the plat.
2. The easement is 100 feet wide and runs north-south along the east line of the northeast quarter of the northeast quarter of Section 16, Township 30, Range 21, Ramsey County, Minnesota.

DATE	DESCRIPTION	BY
10/1/2011	PREPARED	J. E. G. RUD & SONS, INC.
10/1/2011	CHECKED	J. E. G. RUD & SONS, INC.
10/1/2011	APPROVED	J. E. G. RUD & SONS, INC.

J. E. G. RUD & SONS, INC.
Professional Land Surveyors
6776 Lake Drive NE, Suite 110
Lino Lakes, MN 55014
Tel: (651) 361-4000 Fax: (651) 361-4700

NE136\8\908794.v2

SKETCH AND DESCRIPTION

-of- PERMANENT ROAD EASEMENT
-for- THE CITY OF NEW BRIGHTON

EXISTING PROPERTY DESCRIPTIONS

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 2. *Methodology*
 3. *Results*
 4. *Discussion*
 5. *Conclusion*
 6. *References*
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PROPOSED EASEMENT DESCRIPTION

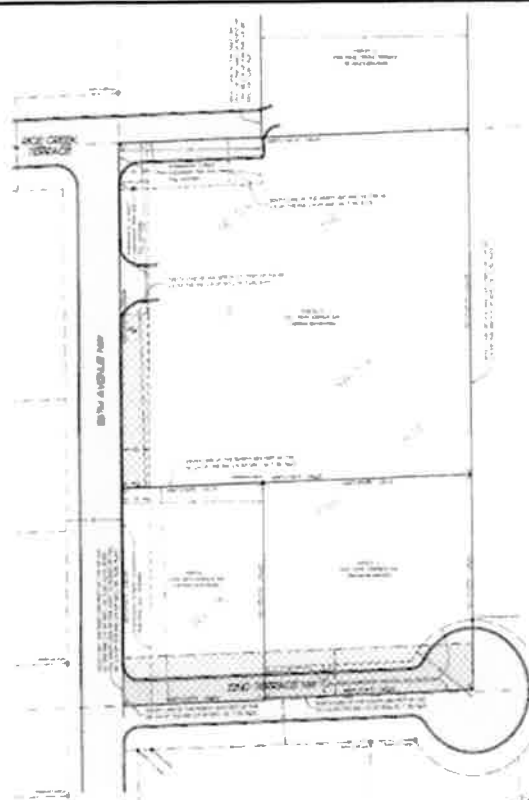
1. a) Southwest is the best location for the new store. It is the only location with a score of 100. The other locations have scores of 90, 80, 70, 60, 50, 40, 30, 20, 10, and 0.

11. The following table shows the number of people who attended the concert in each of the five years from 2000 to 2004.

[illegible][illegible]

Veränderungen durch die Zeit zu beobachten und zu verstehen ist ein zentraler Bestandteil der Forschung in der Psychologie. Die folgenden Punkte verdeutlichen, wie diese Veränderungen durch die Zeit zu verstehen sind:

2007 1,296,124.60 2,000 40, 45, 50



NORTH

GRAPHIC SCALE

E. G. RUD & SONS, INC.
Professional Land Surveyors
5775 Lake Drive NE, Suite 110
Lino Lakes, MN 55014
Call: 651.461.4000 Fax: 651.461.4001
www.egrud.com

RESOLUTION AUTHORIZING STAFF TO HOST "DL FOR ALL" SPECIAL EVENTS ON
NOVEMBER 19, DECEMBER 3, DECEMBER 10 AND DECEMBER 17, 2023

WHEREAS, the City operates a License Bureau that provides full-service driver's license agent and deputy registrar services; and

WHEREAS, the new Driver's License for All law allows Minnesotans to obtain a standard class D instruction permit or driver's license or a standard identification card, regardless of immigration status; and

WHEREAS, the License Bureau has experienced an increase in customers interested in taking the Driver's License Knowledge Exam and applying for a Standard Driver's License since the DL for All law went into effect on October 1, 2023; and

WHEREAS, the License Bureau wishes to host special events to specifically serve customers that can now obtain Driver's Licenses through the new "DL For All" legislation; and

WHEREAS, services will be limited to Standard Driver's License applications and Driver's License Knowledge Exams during these special events; and

WHEREAS, translators will be available to assist as needed during these special events.

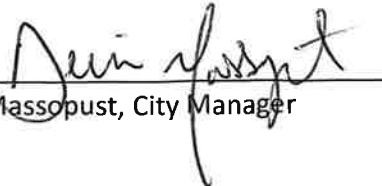
NOW, THEREFORE BE IT RESOLVED that City staff is authorized to host "DL For All" special events on November 19, December 3, December 10 and December 17, 2023.

Adopted this 24th day of October 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor

Attest:



Devin Massopust, City Manager



Terri Spangrud, City Clerk

RESOLUTION NO. 2023-086

City of New Brighton
County of Ramsey
State of Minnesota

**RESOLUTION MAKING AN ELECTION NOT TO WAIVE THE STATUTORY
TORT LIMITS FOR LIABILITY INSURANCE PURPOSES**

WHEREAS, Minnesota Statutes Chapter 466 deals with tort liability for cities; and

WHEREAS, Minnesota Statutes 466.04 currently sets the maximum liability limits for cities at \$500,000 per claimant and \$1,500,000 per occurrence; and

WHEREAS, the City procures its insurance from the League of Minnesota Cities Insurance Trust (LMCIT); and

WHEREAS, the City's current insurance policies provide coverage up to the tort liability limits as provided by Minnesota Statutes; and

WHEREAS, the LMCIT allows the City the option to waive those limits; and

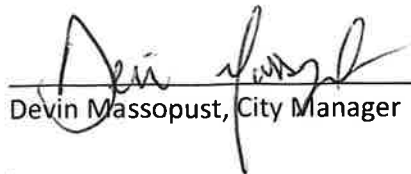
WHEREAS, the LMCIT has required the City to make an election by resolution with regards to waiving or not waiving its tort liability established by Minnesota Statutes 466.04; and

NOW, THEREFORE BE IT RESOLVED THAT: the City of New Brighton does hereby elect **NOT** to waive the statutory tort liability limit established by Minnesota Statutes 466.04.

5 Adopted this 24th day of October 2023, by the New Brighton City Council with a vote of
ayes and 6 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

Attest:



Terri Spangrud
City Clerk

Resolution No. 23-085

State of Minnesota
County of Ramsey
City of New Brighton

RESOLUTION ADOPTING ASSESSMENTS ON PROJECT 22-1, 2022 STREET REHABILITATION

BE IT RESOLVED by the City Council of the City of New Brighton, Minnesota as follows:

WHEREAS, pursuant to proper notice duly given as required by law, the City Council has met and heard and passed the proposed assessment of the benefited lots in the area.

BY: The construction of storm sewer, watermain improvements, sanitary sewer improvements, and street rehabilitation.

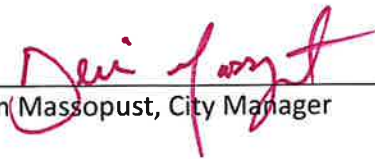
NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Brighton, Minnesota:

1. The total amount to be assessed is \$274,342.39.
2. Such proposed assessment, referred to as Special Assessment Number 63221000 is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby found to be benefited by the improvement in the amount of the assessment levied against it.
3. Such assessment shall be payable in equal annual principal installments extending over a period of ten (10) years, the first installment to be payable on or after the first Monday in January 2024 and shall bear the interest at the rate of 3.00 percent per annum from the adoption of this assessment resolution.
4. The owner of any property so assessed may, at any time prior to the certification of the assessment to the County Auditor pay the whole of the assessment on such property with interest accrued to the date of the payment, to the City Treasurer, except that no interest shall be charged if the entire assessment is paid within 30 days from the adoption of this resolution and he may, at any time thereafter, pay the County Treasurer, the balance of assessments remaining unpaid with interest accrued in accordance with the statutes such in case made and provided.
5. The Clerk shall forthwith transmit a certified duplicate of this assessment to the County Auditor to be extended on the property tax list of the County and such assessments shall be collected and paid over the same manner as other municipal taxes.

Adopted this 10th day of October, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Karl Niedfeldt-Thomas, Mayor

ATTEST:


Devin Massopust, City Manager
Terri Spangrud, City Clerk

RESOLUTION NO. 2023-084
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT – MINNESOTA DEPARTMENT OF PUBLIC SAFETY,
MULTICULTURAL ADULT DRIVER EDUCATION

WHEREAS, the New Brighton Department of Public Safety is responsible for enforcing local and state traffic laws;

WHEREAS, the New Brighton Department of Public Safety seeks out opportunities to educate residents and drivers on driver safety, education and laws;

Whereas, the New Brighton Department of Public Safety applied for a grant from the Minnesota Department of Public Safety for the 2023-2024 Multicultural Adult Driver Education project to aid in its driver safety education effort;

Whereas, the New Brighton Department of Public Safety grant application was approved;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton

1. The City of New Brighton enter into a grant agreement with the Minnesota Department of Public Safety, Office of Traffic Safety for the project entitled 2023-2024 Multicultural Adult Driver Education grant during the period from October 1, 2023 through September 30, 2024;
2. Sergeant Matt Farmer is hereby authorized to execute such agreements and amendments as are necessary to implement the project on behalf of the New Brighton Department of Public Safety and to be the fiscal agent and administer the grant

ADOPTED this 10th day of October 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

Resolution No. 23- 083

State of Minnesota
County of Ramsey
City of New Brighton


RESOLUTION ESTABLISHING NO-PARKING ON THE SOUTH SIDE OF SEARLES STREET BETWEEN 671 SEARLES STREET AND 14TH STREET NW

WHEREAS, the 2040 Park and Trail System Master Plan included the recommendation for the construction of a splash pad within Lions Park; and

WHEREAS, staff has reviewed the preliminary splash pad plans and have identified the need for no parking signage along Searles Street due to anticipated increased use and proximity of residential houses to the park entrance and proposed splash pad.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Brighton, Minnesota, that no-parking is established on the south side of Searles Street between 671 Searles Steet and 14th Street NW.

Adopted this 10th day of October, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION 2023-082
CITY COUNCIL
CITY OF NEW BRIGHTON

RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER TO ENTER INTO A
LEASE AGREEMENT WITH DISH WIRELESS LLC TO ALLOW FOR INSTALLATION OF
COMMUNICATIONS EQUIPMENT ON THE CITY WATER TOWER AT
700 SILVER LAKE ROAD

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City leases space to cellular carriers on its water towers and park space for cellular towers to benefit the public both financially and technologically; and,

WHEREAS, Dish Wireless LLC, has submitted all necessary documentation to request installation of communications equipment on the City water tower at 700 Silver Lake Road; and


WHEREAS, KLM Engineering, on behalf of the City, has reviewed proposed plans for equipment installation, and has determined the work can be done in a manner that will not compromise the City's water tower; and

WHEREAS, Kennedy & Graven, on behalf of the City, have reviewed the proposed lease agreement, and they find the document protects the City's interests and is ready for execution;

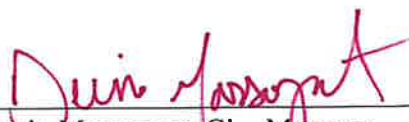
NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby authorizes the Mayor and City Manager to enter into the new contract with Dish Wireless LLC attached hereto as Exhibit A.

BE IT FURTHER RESOLVED, that the City Council of the City of New Brighton also authorizes the Mayor and City Manager to enter into a memorandum of site lease agreement with Dish Wireless LLC attached hereto as Exhibit B.

ADOPTED this 10th day of October, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.




Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-081
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION MAKING FINDINGS OF FACT AND APPROVING A SITE PLAN
AUTHORIZING A NEW SPLASH PAD FEATURE IN LIONS PARK AT 600 PARK DRIVE**

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City Council of the City of the New Brighton has adopted a comprehensive plan and corresponding zoning regulations to promote orderly development and utilization of land within the city; and,

WHEREAS, the City Council of the City of the New Brighton has adopted the 2040 Park & Trail System Plan identifying planned improvements to City Parks over the next twenty years; and

WHEREAS, the City of New Brighton owns the property known as Lions Park at 600 Park Drive in New Brighton;

WHEREAS, the City of New Brighton (the "Applicants") have applied for Site Plan approval to authorize the addition of a "splash pad" feature to Lions Park; and

WHEREAS, staff fully reviewed the request and prepared a report for consideration by the Planning Commission at their meeting on September 19, 2023; and

WHEREAS, the Planning Commission recommended approval of the request on September 19, 2023, based on the applicant's submittals and findings of fact; and

WHEREAS, the City Council considered on September 26, 2023, the recommendations of the Planning Commission, Staff, the Applicant's submissions, the contents of the staff report, and other evidence available to the Council.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the requested site plan based on the following findings of fact:


1. The proposed improvements are conforming to all code requirements, and do not require the issuance of a special use permit or variances.
2. The proposed improvements are in line with the vision established in the City's 2040 Master Parks Plan.

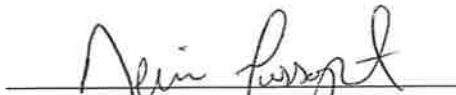
3. The proposed splash pad design will meet or exceed state mandated safety standards for these types of facilities.
4. There are no utility concerns related to this proposed improvement including water availability.
5. Improvements do not pose a parking or traffic risk.

BE IT FURTHER RESOLVED, that approval of the site plan shall be subject to the following conditions:

1. Parks Department staff shall continue to review any updates as they occur. Major changes (i.e. significant changes to design, setback impacts, etc) will be brought back through the process while minor changes will be reviewed and approved administratively.
2. Civil construction plans shall be completed and submitted for engineering review prior to any work commencing. Public safety and Engineering shall continue to review updates as they occur, and may direct plan updates to deal with safety, engineering, and/or drainage concerns as plans are finalized.
3. The Parks Department shall work with DCAD to develop an operations plan to respond to local water restrictions and events (i.e. the facility would need to shut down when water restriction guidelines kick in, the facility would need to shut down if municipal storage levels hit a certain threshold, etc.)
4. Water features may not include bells or other noise features audible from the nearby residential homes.
5. Special hours of operation for the splash pad shall be established by the Park's department. Such standard hours of operation shall not include an opening time earlier than 9:00 a.m., nor a closing time later than 9:00 p.m.
6. Final development plans shall incorporate an expansion/extension of existing boulevard plantings along Searles Drive from current plantings down to 14th Street NW.
7. The applicants shall follow conditions of any RCWD's permit approval.
8. Future signage updates shall be reviewed and approved through the City's standard sign permit process.
9. Incorporate on-site signage to educate the public on water usage and how the facility and park irrigation system work in conjunction with one another.

ADOPTED this 26th day of September, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-080
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION AWARDING REPUBLIC SERVICES A FIVE-YEAR CONTRACT FOR
RECYCLING SERVICES

WHEREAS, the City of New Brighton supports curbside collection of residential recyclable materials and desires that it be made available to its residents; and

WHEREAS, the City of New Brighton currently provides residential recycling services to all single-family households, duplexes, triplexes, townhomes, and MURD buildings with nine or less units (as selected by the City); and

WHEREAS, Republic Services has provided recycling services for the City since 2011, and has an excellent track record of customer service and satisfaction; and

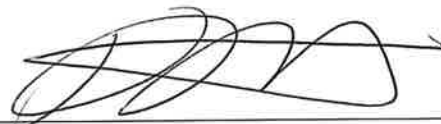
WHEREAS, the current contract for services with Republic Services will expire at the end of 2023, so a new contract must be entered into for recycling services to continue into 2024; and

WHEREAS, an RFP for services was issued in early 2023, and amongst the respondents, Republic Services was identified as the preferred provider based on price, environmental factors, clean-up day costs and direct personal service; and

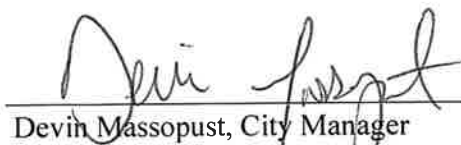
WHEREAS, both parties have come to terms on a new contract to continue recycling services through the year 2028;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby authorizes the Mayor and City Manager to enter into a new five-year contract for recycling services with Republic Services attached hereto as Exhibit A.

ADOPTED this 26th day of September, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-079
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION ADOPTING THE PROPOSED PRELIMINARY TAX LEVIES FOR TAXES PAYABLE IN 2024 FOR THE
LAKE DIANE AND BICENTENNIAL POND STORM SEWER IMPROVEMENT TAXING DISTRICTS**

WHEREAS, there are ongoing lake restoration improvements to Lake Diane and Bicentennial Pond, and

WHEREAS, the proposed 2024 Storm Sewer Improvement Taxing District tax levies will provide financing for potential projects in 2024.


NOW THEREFORE BE IT RESOLVED the proposed Storm Sewer Improvement Taxing District tax levies for taxes payable in 2024 shall be \$3,750 for Lake Diane and \$2,100 for Bicentennial Pond.

ADOPTED this 26th day of September 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-078

STATE OF MINNESOTA

COUNTY OF RAMSEY

CITY OF NEW BRIGHTON

**RESOLUTION ADOPTING THE PROPOSED PRELIMINARY TAX LEVY FOR TAXES PAYABLE 2024 AND
SETTING THE PUBLIC MEETING DATE FOR THE 2024 BUDGET AND LEVY DISCUSSION WITH PUBLIC COMMENT**

WHEREAS, the proposed preliminary 2024 budget includes a proposed tax levy of \$13,766,800
and

WHEREAS, the proposed 2024 tax levy is an increase of \$1,157,300 or 9.18% from the 2023 tax
levy, and

WHEREAS, the City is required to certify its proposed preliminary 2024 tax levies to
Ramsey County on or before September 30, 2023, and

WHEREAS, the final 2024 tax levy adopted in December may remain at this level or be reduced,
and

WHEREAS, there will be no other specific debt service levies proposed for 2024; other
debt service requirements for 2024 will be met with other financing sources, and

WHEREAS, the City is required to set the date and time for its 2024 Budget and Levy Discussion
with Public Comment meeting.

NOW THEREFORE BE IT RESOLVED THAT:

1. The proposed preliminary total citywide levy for taxes payable in 2024 shall be \$13,766,800.
2. There are sufficient sums of money in the Debt Service funds of the City to pay principal and interest in 2024 on the following outstanding bond issues and the deferred annual tax levies previously certified to the County Auditor are hereby as follows:

Bond Issue	2024 Scheduled Levy	Reduction in Levy	2024 Certified Levy
GO IMP 2015A	\$148,057.84	(\$148,057.84)	\$0
GO IMP 2019A	\$384,954.33	(\$384,954.33)	\$0

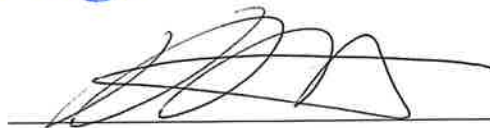
3. For the following outstanding bond issue, principal and interest in 2024 will be paid for out of the Municipal Development Fund. The Municipal Development Fund will be reimbursed for this advance out of the proceeds of abatements and taxes when

collected. The deferred annual tax levy previously certified to the County Auditor is hereby as follows:

Bond Issue	2024 Scheduled Levy	Reduction in Levy	2024 Certified Levy
GO Tax Abatement, 2021A	\$242,824.25	(\$242,824.25)	\$0

4. The Budget and Levy Discussion with Public Comment public meeting will be held during the regular City Council meeting on Tuesday, November 28, 2023 at 6:30 p.m.

ADOPTED this 26th day of September, 2023 by the New Brighton City Council with a vote of 4 ayes and 1 nays. (Dunsworth nay)


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-077
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION CONSENTING TO THE ISSUANCE OF HEALTH CARE FACILITIES
REVENUE BONDS BY THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY TO
FINANCE A PROJECT IN THE CITY**

BE IT RESOLVED by the City Council of the City of New Brighton, Minnesota, as follows:

Section 1. Definitions. The capitalized terms used in this resolution have the meanings assigned below:

Bonds: means DEDA's Health Care Facilities Revenue Bonds, Series 2023, proposed to be issued in a maximum principal amount of not to exceed \$16,000,000, approximately \$3,000,000 of which will be used to finance the Project.

Authorized Officers: means the Mayor and Clerk of the City.

Bond Counsel to DEDA: means Fryberger, Buchanan, Smith & Frederick, P.A.

Benedictine: means Benedictine Health System d/b/a Benedictine, the sole member of the Owner/Operator.

City: means the City of New Brighton, Minnesota.

City Council: means the governing body of the City.

DEDA: means the Duluth Economic Development Authority, St. Louis County, Minnesota.

Host Municipalities: means the Cities of Hastings, New Brighton and Winona.

Master Indenture: the Master Trust Indenture dated July 1, 2021 among the Obligated Group Agent, the Obligated Group and the Master Trustee, as supplemented and amended from time to time.

Master Trustee: U.S. Bank Trust Company, National Association, as master trustee under the Master Indenture.

Obligated Group: a group of 17 affiliates comprised of Benedictine Care Centers, Benedictine Health Center, Benedictine Living Communities, Inc., Benedictine Living Community Owatonna, Benedictine Living Community of Wahpeton, Benedictine Living Community of Wahpeton, LLC, Bridges Care Center, City of Lakes Care Center, Ellendale Evergreen Place, Inc., Madonna Meadows of Rochester, Madonna Summit of Byron, LLC, Madonna Towers of

Rochester, Inc., Regina Senior Living, Saint Anne of Winona, St. Gertrude's Health Center, Steeple Pointe Senior Living Community, and Villa St. Vincent and their successors and assigns.

Obligated Group Agent: Benedictine, as obligated group agent under the Master Indenture acting on behalf of the Obligated Group.

Owner/Operator: means Benedictine Care Centers, a Minnesota nonprofit corporation and 501(c)(3) organization, a member of the Obligated Group.

Project: means the constructing, improving, renovating, furnishing and equipping health care facilities located at 1101 Black Oak Drive in the City.

Section 2. General Recitals.

A. We have been informed by the Owner/Operator that it owns and operates the Project as a senior living facility, providing health care and senior housing services available to residents within the jurisdiction of the City and in the surrounding area.

B. We have been informed by Bond Counsel to DEDA that the Obligated Group Agent has requested that DEDA issue the Bonds to finance the Project.

C. Bond Counsel to DEDA has informed the City that since the Project is located within its jurisdiction, Minnesota Statutes, Section 471.656, subdivision 2(2) requires DEDA to obtain consent by resolution of the City Council to the issuance by DEDA of any portion of bonds financing the Project.

Section 3. Public Hearing.

A. A Notice of Public Hearing was published in the *St. Paul Pioneer Press*, the City's official newspaper, and a newspaper of general circulation, of a public hearing on the date hereof on the proposed issuance of the Bonds by DEDA and the proposal to undertake and finance the Project.

B. The City has, on September 26, 2023, held a public hearing on the issuance of the Bonds by DEDA and the proposal to undertake and finance the Project, at which all those appearing who desired to speak were heard and written comments, if any, were accepted.

Section 4. Consent. The City consents to the issuance by DEDA of the Bonds to finance the Project.

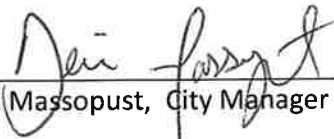
Section 5. Authorization to Staff. The Authorized Officers and other officers of the City (individually or with one or more other officers of the City or their designees) are authorized and directed to (a) provide a certified copy of this resolution to DEDA or its representatives, along with all proceedings and records of the City relating to the subject matter of this resolution, and any other affidavits and certificates required by DEDA to show the facts relating to the City respecting the subject matter of this resolution, as the facts appear from the books and records

in the City's custody and control or as otherwise known to them; and (b) take any other action required or deemed appropriate on the request of DEDA or its agents for the performance of the City's duties necessary to carry out the subject matter of this resolution.

ADOPTED this 26th day of September 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

RESOLUTION NO. 2023-076
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION APPOINTING INDIVIDUALS TO THE EQUITY COMMISSION

WHEREAS, three of New Brighton's residents offered their time and energy to serve our community and expressed their interest in filling the remainder of one adult vacancy and one student vacancy on the Equity Commission; and

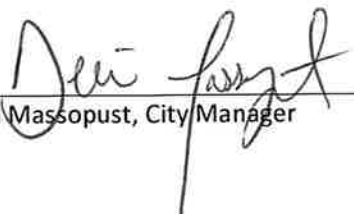
WHEREAS, the City Council has met and reviewed all applications submitted by individuals interested in serving an appointment to the City's Equity Commission

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the following appointments become effective October 1, 2023.

- Equity Commission
 - Kisten Thompson (Term expiring 3/31/2025)
 - Liliana Triviski (Student Term expiring 3/31/2024)

ADOPTED this 26th day of September, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-076
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON


RESOLUTION TO ACCEPT MINNESOTA CHIEFS OF POLICE FOUNDATION COMMUNITY
PARTNERSHIP GRANT

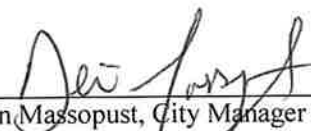
WHEREAS, the Minnesota Chiefs of Police Foundation has awarded a \$2,500 community partnership grant to the New Brighton Department of Public Safety; and

WHEREAS, the New Brighton Department of Public Safety will utilize the grant funds to further build trust and strong relationships with the community;

NOW THEREFORE BE IT RESOLVED, by the City Council for the City of New Brighton to approve the resolution accepting the \$2,500 grant.

ADOPTED this 26th day of September 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION 2023-074
CITY COUNCIL
CITY OF NEW BRIGHTON

RESOLUTION SETTING A PUBLIC HEARING ON A STREET VACATION

WHEREAS, the City Council pursuant to Minnesota Statute §412.851 desires to consider the vacation of portions of unbuilt public streets declared in documents 2110427 and 2275298 and as depicted on the attached Exhibits A, B, and C.

WHEREAS, on July 11th, 2023, the City Council passed Resolution 2023-056 setting a public hearing for the proposed vacation on August 22, 2023; and

WHEREAS, surveying and title work to facilitate the vacation was not completed in time to notice and hold a public hearing on August 22, 2023; and

WHEREAS, on August 22nd, 2023, the City Council passed Resolution 2023-068 setting a public hearing for the proposed vacation on September 26, 2023; and

WHEREAS, subsequent legal matters and the complex history of titles in this area yet again delayed production of final legal descriptions and documentation necessary to proceed with the vacation on September 26, 2023;

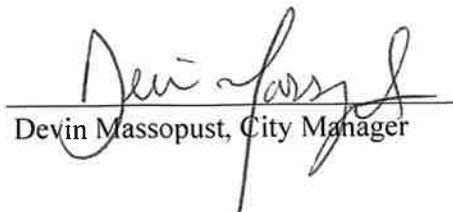
NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton will consider the vacation of such streets and a public hearing shall be held on the proposed vacations on the 24th day of October, 2023, before the City Council in the City Hall located at 803 Old Highway 8 NW, New Brighton, MN 55112.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to give published, posted and mailed notice of such hearing as required by law.

ADOPTED this 26nd day of September, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

Exhibit A

DESCRIPTION OF EASEMENT VACATION

The easterly 10 feet of Parcel No. 6, per Document No. 2110427, Ramsey County, Minnesota.

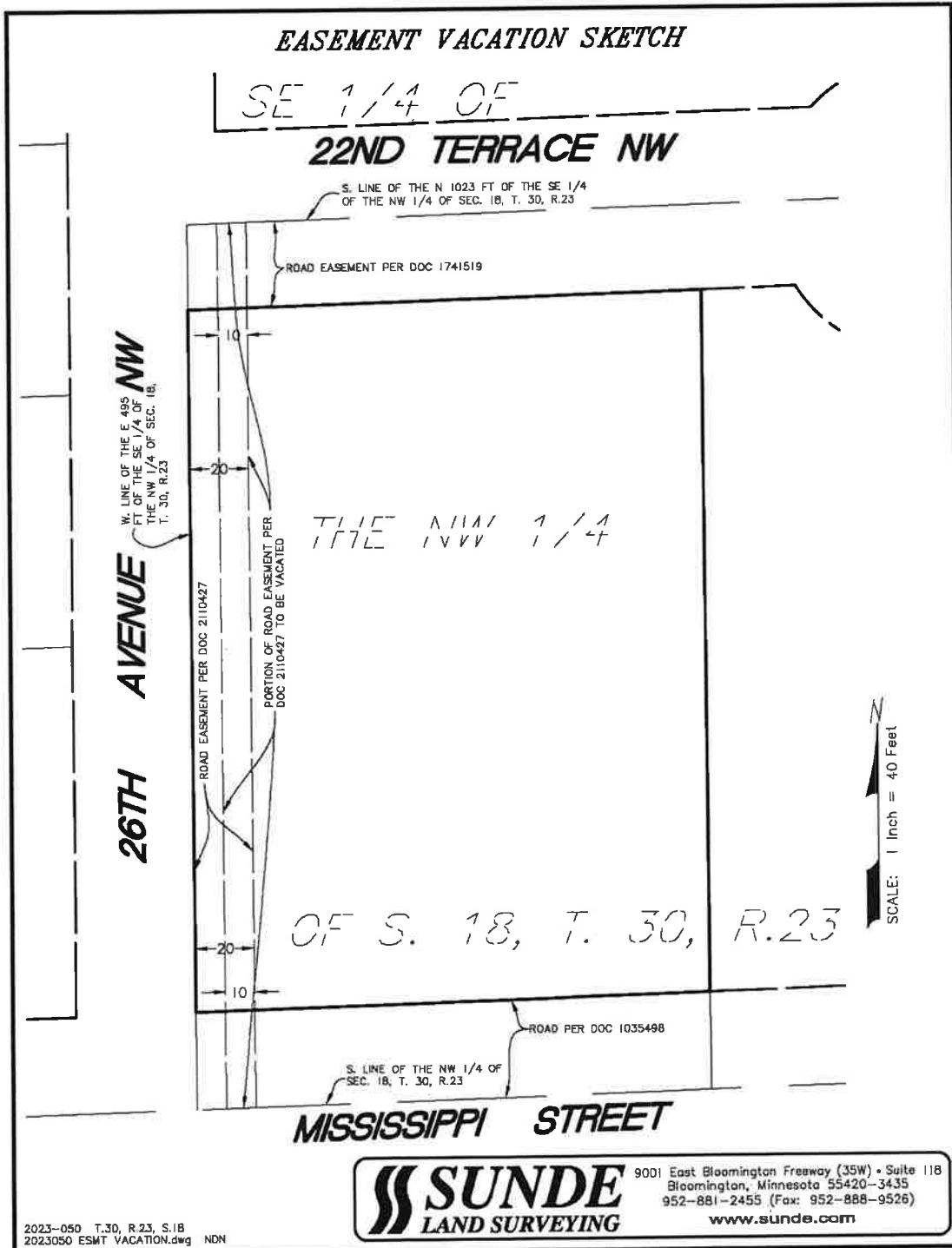


Exhibit B

DESCRIPTION OF EASEMENT VACATION

The Public Street declared in Document No. 2275298, Ramsey County, Minnesota.

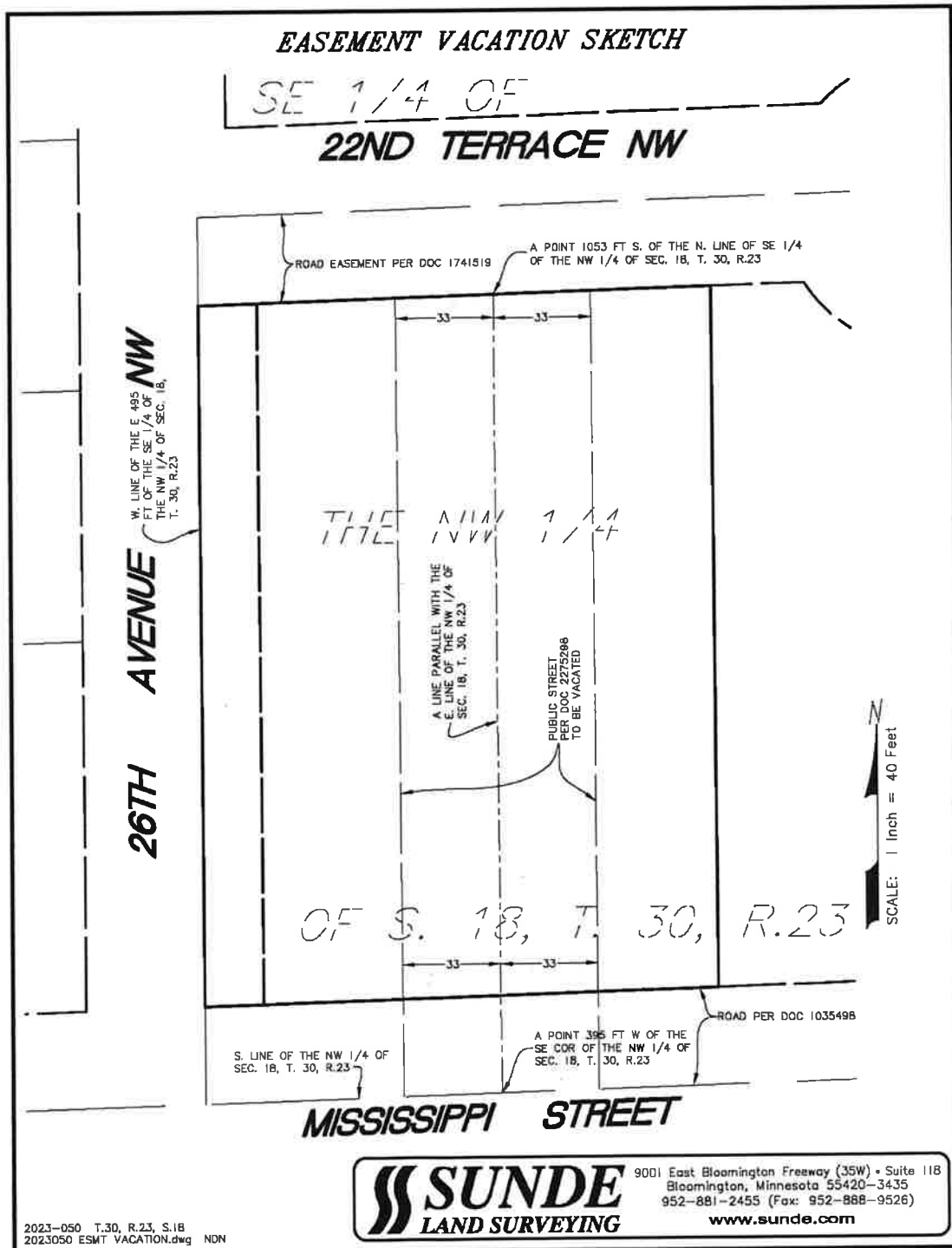


Exhibit C

Legal Description of Easement Vacation area depicted below TBD



RESOLUTION NO. 2023-073

STATE OF MINNESOTA

COUNTY OF RAMSEY

CITY OF NEW BRIGHTON

RESOLUTION APPROVING A SUMMARY PUBLICATION FOR ORDINANCE No. 908

WHEREAS, the City Council of the City of New Brighton has adopted the above referenced ordinance regulating pawnbrokers; and

WHEREAS, Minnesota Statutes, section 412.191, subdivision 4 allows publication by title and summary in the case of lengthy ordinances or those containing maps or charts; and

WHEREAS, the City Council believes that the following summary would clearly inform the public of the intent and effect of Ordinance No. 908;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the following summary of Ordinance No. 908 shall be published in the official newspaper in lieu of the entire ordinance:

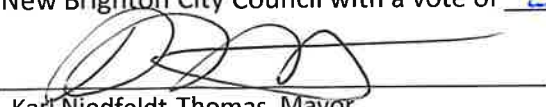
SUMMARY PUBLICATION


Ordinance No. 908:

AN ORDINANCE REPEALING CHAPTER 15, ARTICLE 13 OF THE NEW BRIGHTON CITY CODE RELATING TO PAWNBROKERS AND REPLACING IT WITH A NEW CHAPTER REGULATING PAWNBROKERS WITHIN THE CITY OF NEW BRIGHTON


Ordinance No. 908 was adopted by the City Council of the City of New Brighton September 12, 2023 establishing revised and updated regulations for pawnbroker operations. The full ordinance is available for review at New Brighton City Hall, 803 Old Highway 8 NW, New Brighton, Minnesota, 55112 during regular office hours or by contacting City Clerk Terri Spangrud at terri.spangrud@newbrightonmn.gov or 651-638-2045.

ADOPTED this 12th day of September, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Karl Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

Resolution No. 23-072

State of Minnesota
County of Ramsey
City of New Brighton

RESOLUTION RESCINDING RESOLUTION 23-067, DECLARING COSTS TO BE ASSESSED, ORDERING PREPARATION OF PROPOSED ASSESSMENTS, AND SETTING PUBLIC HEARING DATE FOR ASSESSMENT HEARING ON PROJECT 22-1, 2022 STREET REHABILITATION

WHEREAS, the Council has been advised by staff that there was an error in Resolution 23-067 "DECLARING COSTS TO BE ASSESSED, ORDERING PREPARATION OF PROPOSED ASSESSMENTS, AND SETTING PUBLIC HEARING DATE FOR ASSESSMENT HEARING ON PROJECT 22-1, 2022 STREET REHABILITATION", adopted on August 22, 2023; and

WHEREAS, Council has been further advised by staff that Resolution 23-067 should be rescinded and a substitute resolution adopted; and

WHEREAS, Public Improvement Project 22-1, 2022 Street Rehabilitation was ordered by the City Council of the City of New Brighton at a Public Improvement Hearing, noticed, and held as required by law;


WHEREAS, the total final project cost is \$2,236,168.07.


WHEREAS, said improvement project is now completed so that the cost thereof can be special assessed.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Brighton, Minnesota:

1. Resolution 23-067 is hereby rescinded.
2. The costs of such improvement to be specially assessed is hereby declared to be \$274,342.39.
3. The City Clerk, with assistance from the Director of Community Assets and Development (City Engineer), shall forthwith calculate the proper amount to be specially assessed for such improvement against every assessable lot, place, or parcel of land within the district affected, without regard to cash valuation, as provided by law and shall file a copy of such proposed assessments in his office for public inspection.
4. The Clerk shall, upon completion of such proposed assessment, notify the Council thereof;
5. That the public hearing on the proposed assessments be set for October 10, 2023, at 6:30 p.m. in the City of New Brighton City Council Chambers at 803 Old Highway 8 NW, New Brighton, Minnesota.
6. The mailed notices of this hearing are sent to each benefited property owner as required by law.

Adopted this 12th day of September, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massobust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-071
STATE OF MINNESOTA
COUNTY OF RAMSEY CITY
OF NEW BRIGHTON

RESOLUTION APPROVING A SUMMARY PUBLICATION FOR ORDINANCE NO.'S 902, 903, 904 & 905.

WHEREAS, the City has adopted the above referenced ordinances; and

WHEREAS, the verbatim text of the ordinance is cumbersome, and the expense of publication of the complete text is not justified; and

WHEREAS, the following summary clearly informs the public of the intent and effect of the ordinance.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the following summary is hereby approved for official publication:

SUMMARY PUBLICATION

**Ordinance No. 902, 903, 904, & 905: ORDINANCES
APPROVING AN UPDATED GAS AND ELECTRIC
FRANCHISE, AND IMPLEMENTING A GAS AND ELECTRIC
SERVICE FRANCHISE FEE FOR PROVIDING GAS AND
ELECTRIC SERVICE WITHIN THE CITY OF NEW BRIGHTON**

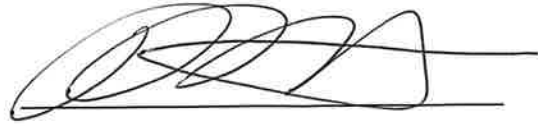
"Ordinances Implementing Gas and Electric Service Franchise Agreements and Franchise Fees for Providing Gas and Electric Services within the City of New Brighton".

The purpose of the franchise agreement is to construct, operate, repair and maintain facilities and equipment for the transportation, distribution, manufacture and sale of electric/gas energy and to use the public ground and public ways of the city for such purposes. Ordinance No.'s 902 and 903 were adopted on July 11, 2023 to replace Ordinance No.'s 699 and 700 (which are set to expire by the end of 2023).

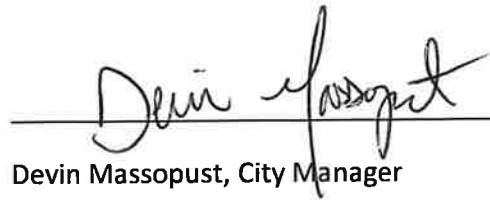
The purpose of the franchise fee is to collect money from all users to pay for City services and infrastructure. Ordinance No.'s 904 and 905 were adopted by the City Council of the City of New Brighton on August 22, 2023, increasing the gas and electric service franchise fees and adjusted the collection method to be a flat fee compared to the previous collection method based on use (per kWh or Therm). Ordinances 904 and 905 reflect a small increase to the original franchise fee adopted by Ordinances 837-838 in November 2015 to address climate change.

The full ordinances are available for review at New Brighton City Hall, 803 Old Highway 8 NW, New Brighton, Minnesota, 55112 or by contacting Terri Spangrud, City Clerk at 651-638-2045 or terri.spangrud@newbrightonmn.gov.

ADOPTED this 22nd day of August, 2023 by the New Brighton City Council with a vote of 5
ayes and 0 nays.

A stylized, cursive handwritten signature in black ink, consisting of several loops and a long horizontal stroke at the end.

Kari Niedfeldt-Thomas, Mayor

A cursive handwritten signature in black ink, with the first name 'Devin' clearly legible and a long, sweeping horizontal stroke at the end.

Devin Massopust, City Manager

ATTEST:

A cursive handwritten signature in black ink, with the first name 'Terri' clearly legible and a long, sweeping horizontal stroke at the end.

Terri Spangrud, City Clerk

RESOLUTION NO. 2023-070
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION DECLARING A VACANCY ON THE EQUITY COMMISSION

WHEREAS, Equity Commissioner Sonja Obradovic has not attended an Equity Commission meeting since December 2022; and

WHEREAS, New Brighton City Code Chapter 2 Section 2 – 70 states that “If a member misses four of the scheduled meetings during the commission calendar year (April through March), the member’s seat may become vacated and the City Council can begin the process of filling the vacated seat;” and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that a vacancy be declared in the Equity Commission effective immediately.

ADOPTED this 22nd day of August 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 1023-069
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION IDENTIFYING THE FUNDING SOURCES FOR THE
MINNESOTA DEPARTMENT OF NATURAL RESOURCES OUTDOOR
RECREATION GRANT FOR SILVER OAKS PARK

WHEREAS, the City of New Brighton ("City") has the legal authority to apply for financial assistance, and the institutional, administrative, and managerial capability to ensure adequate acquisition, construction, maintenance, and protection of the proposed project described as Silver Oaks Park.

WHEREAS, the City hereby pledges to complete the project or phase if it exceeds the total funding provided by the proposed \$700,000 grant from the Department of Natural Resources.

WHEREAS, the City has the financial capability to provide any required matching funds and that the source of City's matching funds shall be a mix of cash through sale of abatement bonds completed in 2021 and general fund dollars and will not include other State funding sources.

WHEREAS, the City has not incurred any reimbursable expenses prior to the effective date of the agreement.

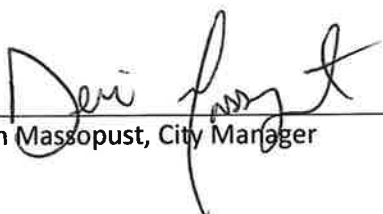
WHEREAS, the city has not violated any Federal, State, or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice.

WHEREAS, upon approval of its application by the state, the City may enter into an agreement with the State of Minnesota for the above- references project, and that the City certifies that it will comply with all applicable laws and regulations as stated in the contract agreement.

NOW THEREFORE, BE IT RESOLVED that Jennifer Fink, Parks and Recreation Director is hereby authorized to execute such agreements as are necessary to implement the project on behalf of the city.

ADOPTED this 22nd day of August by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Karl Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION 2023-068
CITY COUNCIL
CITY OF NEW BRIGHTON

RESOLUTION SETTING A PUBLIC HEARING ON A STREET VACATION

WHEREAS, the City Council pursuant to Minnesota Statute §412.851 desires to consider the vacation of portions of unbuilt public streets declared in documents 2110427 and 2275298 and as depicted on the attached Exhibits A, B, and C.

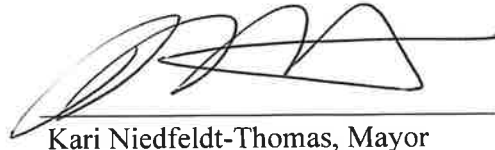
WHEREAS, on July 11th, 2023, the City Council passed Resolution 2023-056 setting a public hearing for the proposed vacation on August 22, 2023; and

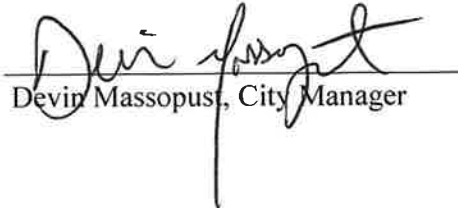
WHEREAS, surveying and title work to facilitate the vacation was not completed in time to notice and hold a public hearing on August 22, 2023.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton will consider the vacation of such streets and a public hearing shall be held on the proposed vacations on the 26th day of September, 2023, before the City Council in the City Hall located at 803 Old Highway 8 NW, New Brighton, MN 55112.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to give published, posted and mailed notice of such hearing as required by law.

ADOPTED this 22nd day of August, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

Exhibit A

DESCRIPTION OF EASEMENT VACATION

The easterly 10 feet of Parcel No. 6, per Document No. 2110427, Ramsey County, Minnesota.

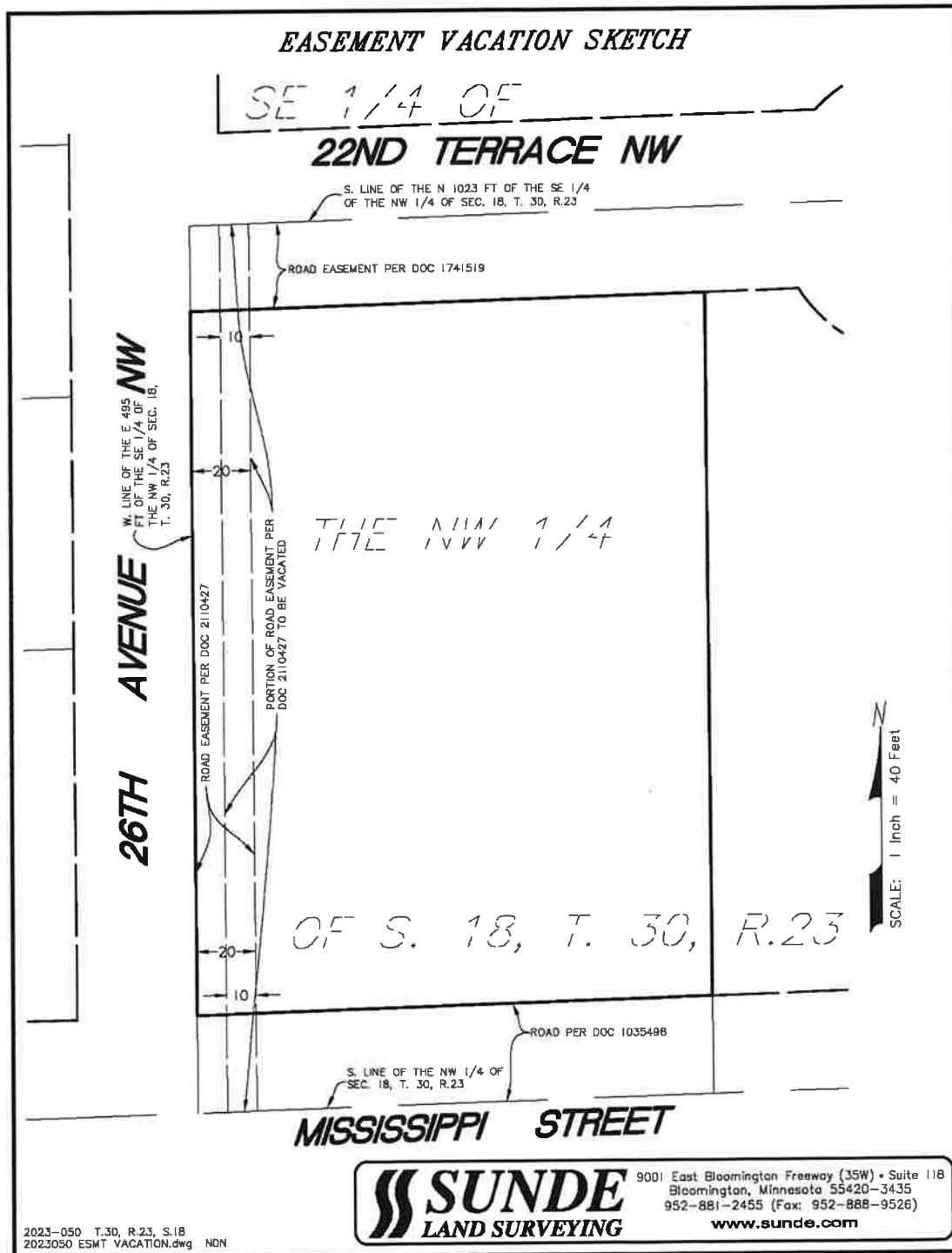


Exhibit B

DESCRIPTION OF EASEMENT VACATION

The Public Street declared in Document No. 2275298, Ramsey County, Minnesota.

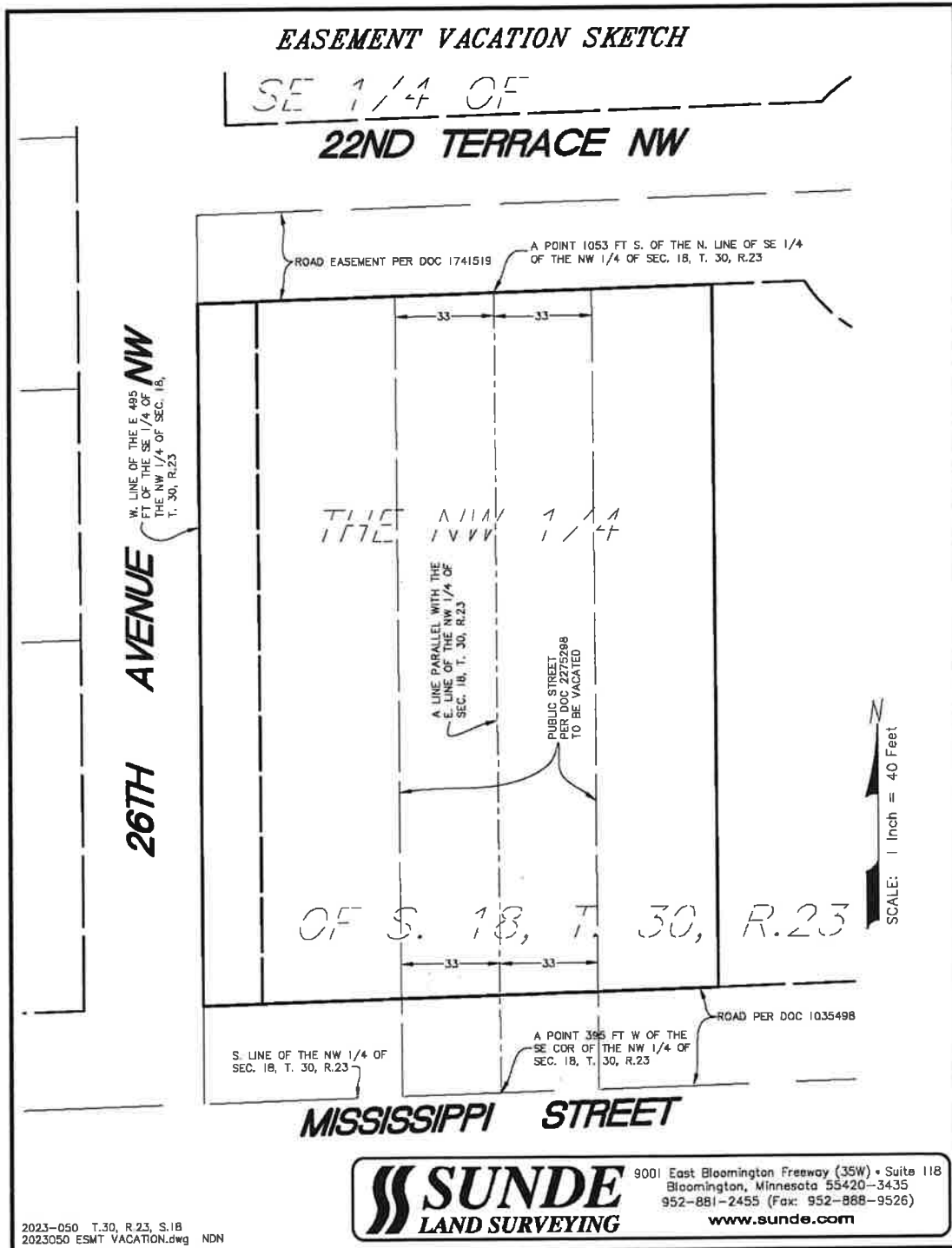
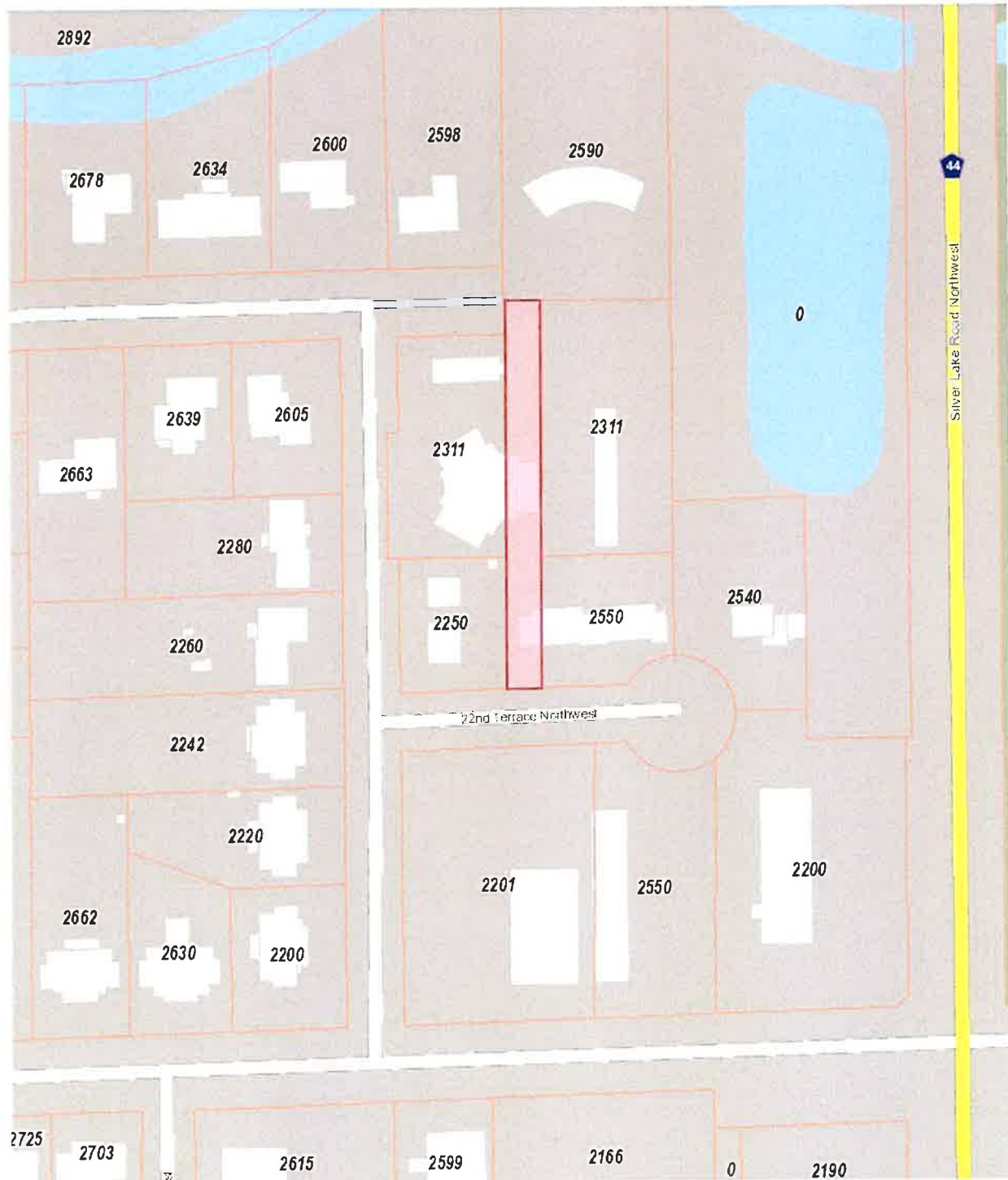


Exhibit C

Legal Description of Easement Vacation area depicted below TBD



Resolution No. 23- 067

State of Minnesota
County of Ramsey
City of New Brighton

RESOLUTION DECLARING COSTS TO BE ASSESSED, ORDERING PREPARATION OF PROPOSED ASSESSMENTS, AND SETTING DATE FOR ASSESSMENT HEARING ON CITY PROJECT 22-1, 2022 STREET REHABILITATION.

WHEREAS, Public Improvement Project 22-1, 2022 Street Rehabilitation, was ordered by the City Council of the City of New Brighton at a Public Improvement Hearing, noticed, and held as required by law;

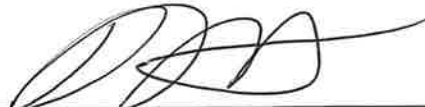
WHEREAS, the total final project costs is \$2,236,168.07

WHEREAS, said improvement project is now completed so that the cost thereof can be special assessed.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Brighton, Minnesota that:

1. The cost of such improvement to be specially assessed is hereby declared to be \$279,426.77.
2. The City Clerk, with the assistance of the Director of Community Assets and Development (City Engineer), shall forthwith calculate the proper amount to be specially assessed for such improvement against every assessable lot, place, or parcel of land within the district affected, without regard to cash valuation, as provided by law and shall file a copy of such proposed assessments in his office for public inspection.
3. The Clerk shall, upon completion of such proposed assessment, notify the Council thereof.
4. That a public hearing on the proposed assessment be set for September 26, 2023, at 6:30 p.m. in the City of New Brighton City Council Chambers at 803 Old Highway 8 NW, New Brighton, Minnesota.
5. The mailed notices of this hearing are sent to each benefited property owner as required by law.

Adopted this 22nd day of August, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor
Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION 2023-065
CITY COUNCIL
CITY OF NEW BRIGHTON

**RESOLUTION MAKING FINDINGS OF FACT AND APPROVING A SPECIAL USE PERMIT,
SITE PLAN, AND VARIANCE TO ALLOW AN ADDITION ON THE EXISTING
BENEDICTINE HEALTH CENTER FACILITY AT 1101 BLACK OAK DRIVE**

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City Council of the City of the New Brighton has adopted a comprehensive plan and corresponding zoning regulations to promote orderly development and utilization of land within the city; and,

WHEREAS, the Benedictine Health Center at Innsbruck (the "Applicant") is seeking to make improvements to their property located at 1101 Black Oak Drive which is legally described as shown on Exhibit A; and:

WHEREAS, the subject property is guided for "Mixed Use Regional" development by the new 2040 Comprehensive Plan and is zoned Mixed Use Regional on the City's official zoning map; and

WHEREAS, the applicants have requested a special use permit to expand an existing legal nonconforming building, a site plan review, and a variance to permit a retaining wall within two feet of the front property line; and

WHEREAS, staff fully reviewed the requests and prepared a report for consideration by the Planning Commission at their meeting on July 18, 2023; and

WHEREAS, the Planning Commission held a public hearing on the request at the July 18th meeting and considered input from residents; and

WHEREAS, the Planning Commission recommended approval of the request on July 18th based on the applicant's submittals and findings of fact; and

WHEREAS, the City Council considered on July 25, 2023, the recommendations of the Planning Commission, Staff, the Applicant's submissions, the contents of the staff report, and other evidence available to the Council.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the requested special use permit, site plan, and variance based on the following findings of fact:

1. The subject property is guided for mixed use regional development by the 2040 comprehensive plan, and this use and proposed building location are in line with comprehensive plan guidance.
2. The existing building and the proposed addition will conform to all code requirements.
3. The expanded use will not be detrimental to or endanger the public health, safety, morals, comfort, or general welfare of the community.
4. The expanded use will not further impact the use and enjoyment of the subject and surrounding properties.
5. Continued investment on this residential facility will not have detrimental impact on area property values.
6. The new use will have no impact on the subsequent development (or redevelopment) of surrounding property provided all engineering conditions are addressed.
7. The subject site is adequately served by public utilities, roads, and drainage facilities to accommodate the proposed expansion and site changes;
8. The special use and proposed site updates will be in conformance with all underlying zoning district requirements.
9. The retaining wall variance is in harmony with zoning as it's a necessary feature to allow construction where MUR zoning calls for the front of the building to be located.
10. The retaining wall variance is consistent with the comprehensive plan as Mixed-Use Regional guidance calls for the type of development and investment proposed by this application.
11. The retaining wall variance request is reasonable as it's necessary to accommodate an addition in a manner called for by underlying zoning.
12. The portion of the building being renovated and expanded was constructed when before the City of New Brighton existed, so the applicant is not responsible for a location that would necessitate a retaining wall setback variance half a century later.
13. The variance will not permit anything that will alter the essential character of the locality.
14. The requested variance is not solely being sought to increase the value of the property.

BE IT FURTHER RESOLVED, that approval of the special use permit and site plan shall be subject to the following conditions:

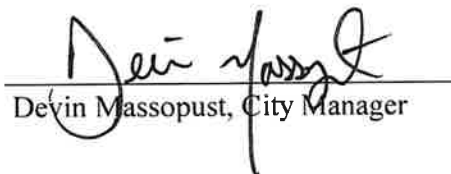
1. Prior to issuance of a building permit:
 - a. The applicant shall address all engineering items listed in the 7/12/2023 engineering memo to the satisfaction of the City Engineer.

- b. Engineered plan sets for the proposed wall must be submitted and approved by the City Engineer. Plans shall address all concerns relating to right-of-way impacts and avoid impacts/obstructions to existing and future underground utility installations.
 - c. A right-of-way encroachment agreement must be entered into for the proposed re-routing of the sidewalk around the new addition.
- 2. Exterior materials shall match or complement the existing structure.
 - 3. Renovations and new construction shall include the appropriate fire suppression system for this use type.
 - 4. The applicant shall be required to correct any lighting problems that are identified following installation of new external fixtures.
 - 5. The building design shall be amended as needed to maintain a 10-foot setback from the front property line

ADOPTED this 25th day of July, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

Exhibit A

DESCRIPTION OF PROPERTY SURVEYED

(Per Warranty Deed Doc. No. 3131547)

All that part of the West 1/2 of the West 1/2 of the Southeast 1/4 of the Southwest 1/4 of Section 18, Township 30, Range 23, lying Northerly of the State Trunk Highway No. 100, as the same is now located and established except the North 471 feet thereof, and further excepting that part thereof which lies Southerly of a line run parallel with and distant 185 feet Northerly of the following described line: Beginning at a point on the West line of said Section 19, distant 181.3 feet North of the Southwest corner thereof; thence run Southeasterly at an angle of 78 degrees 39 minutes 45 seconds with said West section line for 167.12 feet; thence deflect to the left on a 00 degree 40 minute curve (delta angle 11 degrees 54 minutes 15 seconds for 1,785.63 feet and there terminating; and further excepting all that part of the above described tract, lying Northerly of the above described strip, which lies Southerly of the following described line: From a point on the above described line distant 1048.9 feet Southeasterly of its point of beginning, run Northeasterly at right angles to said above described line for 185 feet to the point of beginning of the line to be described; thence run Northwesterly to a point distant 260 feet Northeasterly (when measured at right angles) from a point on the above described line distant 1,018.3 feet Southeasterly of its point of beginning; thence run Northwesterly and parallel with said above described line for 200 feet and there terminating.

Together with a road easement over the Easterly 30 feet of the Northerly 471 feet of the West 1/2 of the West 1/2 of the Southeast 1/4 of the Southwest 1/4 of Section 19, Township 30, Range 23, Ramsey County, Minnesota.

AND

(Per Doc. No. 2912445)

That part of Interstate Highway No. 694 right-of-way located in the West Half of the West Half of the Southeast Quarter of the Southwest Quarter of Section 19, Township 30, Range 23, Ramsey County, Minnesota described as follows:

Commencing at the northwest corner of said West Half of the West Half of the Southeast Quarter of the Southwest Quarter of Section 19; thence South 1 degree 12 minutes 42 seconds East, assumed bearing, along the west line of said West Half of the West Half of the Southeast Quarter a distance of 1030.80 feet to the point of beginning; thence South 30 degrees 53 minutes 17 seconds East 47.50 feet; thence South 59 degrees 18 minutes 11 seconds East 60.00 feet; thence South 74 degrees 38 minutes 37 seconds East 60.00 feet to the north right-of-way line of said Interstate Highway No. 694; thence northwesterly and westerly along said north right-of-way line to the point of beginning and there terminating.

Abstract Property

AND

(Per Warranty Deed Doc. No. 4858883)

Parcel 1

That part of the West 1/2 of the East 1/2 of the West 1/2 of the Southeast 1/4 of the Southwest 1/4 of Section 19, Township 30, Range 23, lying South of the North 932 feet thereof, excepting the East 70 feet of that of the West 1/2 of the East 1/2 of the West 1/2 Southeast 1/4 of Southwest 1/4 of Section 19, Township 30, Range 23, lying South of the North 1017 feet and also excepting therefrom that portion thereof taken for Highway No. 100 as now laid out and constructed, subject to an easement 30 feet in width by parallel lines lying North of and adjoining North line of said Highway for road purposes only to be used as a service drive and together with an easement 30 feet in width by parallel lines over the East 1/2 of the East 1/2 of the West 1/2 of said Southeast 1/4 of Southwest 1/4 lying North of and adjoining the North line of said Highway subject also to an easement for roadway purposes 10 feet in width parallel with and along Westerly line of said West 1/2 of East 1/2 of West 1/2 of Southeast 1/4 of Southwest 1/4 of said Section for a distance of 480 feet Northerly from North line of said Highway; and together with an easement for roadway purposes 10 feet in width parallel with and along Easterly line of West 1/2 of West 1/2 of Southeast 1/4 of Southwest 1/4 of said Section for a distance of 480 feet Northerly from North line of said Highway, according to the United States Government Survey thereof, Ramsey County, Minnesota

Parcel 2

The East 70 feet of that part of the West 1/2 of the East 1/2 of the West 1/2 of the Southeast 1/4 of the Southwest 1/4, Section 19, Township 30, Range 23, Ramsey County, Minnesota, lying South of the North 1017 feet thereof; except that part thereof taken for Highway No. 100, together with an easement 30 feet in width by parallel lines over the East 1/2 of the East 1/2 of the West 1/2 said Southeast 1/4 of Southwest 1/4 lying North of and adjoining the North line of said Highway.

Abstract Property.

AND

(Per First American Title Insurance Company Commitment for Title Insurance commitment No. NCS-957124-MPLS, effective date April 18, 2019)

That part of the East Half of the East Half of the West Half of the Southeast Quarter of the Southwest Quarter of Section 19, Township 30, Range 23, that lies south of the north 902 feet thereof, except that part taken for Trunk Highway purposes, and except premises conveyed in Book 1762, Page 921.

RESOLUTION 2023-064
CITY COUNCIL
CITY OF NEW BRIGHTON

**RESOLUTION MAKING FINDINGS OF FACT AND APPROVING A SPECIAL USE PERMIT
AND SITE PLAN TO ALLOW A RECYCLED PAPER SORTING & DISTRIBUTION
OPERATION AT 600 LAKEVIEW POINT DRIVE**

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City Council of the City of the New Brighton has adopted a comprehensive plan and corresponding zoning regulations to promote orderly development and utilization of land within the city; and,

WHEREAS, Pioneer Industries, Inc, doing business as Pioneer Paper Stock of Minnesota, owns the property at 600 Lakeview Point Drive which is legally described as:

Lot 1, Block 1, Lakeview Business Campus, Ramsey County, Minnesota. Abstract Property

WHEREAS, Pioneer Paper Stock of Minnesota is a paper sorting and distribution business; and

WHEREAS, the property at 600 Lakeview Point Drive is zoned Light Industrial (I-1); and

WHEREAS, paper sorting and distribution business is not a specifically allowed use within the I-1 zoning district; and

WHEREAS, the zoning code allows landowners to request a special use permit to authorize uses not specifically identified as permitted in the I-1 zoning district; and

WHEREAS, the applicants applied for the needed special use permit and site plan approvals to authorized their use and proposed improvements on June 15th, 2023; and

WHEREAS, staff fully reviewed the requests and prepared a report for consideration by the Planning Commission at their meeting on July 18, 2023; and

WHEREAS, the Planning Commission held a public hearing on the request at the July 18th meeting and considered input from residents; and

WHEREAS, the Planning Commission recommended approval of the request on July 18th based on the applicant's submittals and findings of fact; and

WHEREAS, the City Council considered on July 25, 2023, the recommendations of the Planning Commission, Staff, the Applicant's submissions, the contents of the staff report, and other evidence available to the Council.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the requested special use permit and site plan based on the following findings of fact:

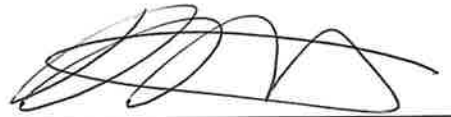
1. The subject property is guided for light industrial use by the 2040 comprehensive plan, and a product-specific warehousing and distribution business is consistent with use types otherwise permitted in the I-1 zoning district.
2. The existing building conforms to all code requirements, and all changes to the site will also conform to zoning standards.
3. The new use will not be detrimental to or endanger the public health, safety, morals, comfort, or general welfare of the community.
4. The new use will not further impact the use and enjoyment of the subject and surrounding properties provided conditions regarding storage and parking are followed.
5. Continued investment on this industrial property will not have detrimental impact on area property values.
6. The new use will have no impact on the subsequent development (or redevelopment) of surrounding property provided all engineering conditions are addressed, and provided agreements can be reached regarding City access through the northern fence line service gate.
7. The subject site is adequately served by public utilities, roads, and drainage facilities to accommodate the proposed use and site changes;
8. The special use and proposed site updates will be in conformance with all underlying zoning district requirements.

BE IT FURTHER RESOLVED, that approval of the special use permit and site plan shall be subject to the following conditions:

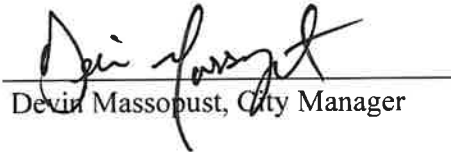
1. The applicant shall address all engineering items listed in the 7/12/2023 engineering memo to the satisfaction of the City Engineer prior to beginning business operations.
2. Prior to issuance of a certificate of occupancy, a fire protection engineer shall be hired by the applicant to determine if the new commodity matches the sprinkler density of the building. Work of the fire protection engineer shall be coordinated with the local Fire Marshal. If problems are identified, all such issues must be addressed to the satisfaction of the Fire Marshall prior to the beginning of operations.
3. The applicant shall be required to correct any lighting problems that are identified following installation of the new fixtures.

4. The business shall be required to keep all materials inside the building at 600 Lakeview Point Drive. No outside storage is authorized except for trucks and semi-trailers per the authorized site plan.
5. No on-street parking of semi tractors and/or trailers associated with 600 Lakeview Point Drive shall be allowed within a public right-of-way within the City of New Brighton.
6. The City and property owner shall work towards an agreement regarding maintenance and use of the service gate leading to the Lake Jones drainage area, and the City shall be provided access through the gate as circumstances dictate (i.e to respond to a public emergency like a fire, to make drainage improvements in the Lake Jones area for the benefit of all properties, to maintain & cut vegetation, etc).
7. The applicant shall work with the City Engineer to identify an appropriate measure to provide protection to the existing catch basin nearest the proposed AST installation.
8. Both parking lots shall be re-stripped in accordance with the approved site plan.

ADOPTED this 25th day of July, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

RESOLUTION NO. 23-066

STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION ACCEPTING BIDS AND AWARD OF CONTRACT FOR CITY PROJECT 23-3, 2023
CONCRETE STREET REHABILITATION**


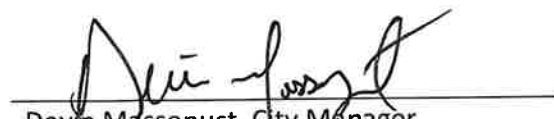
WHEREAS, pursuant to advertisement in the *Pioneer Press and Finance and Commerce*, and online at <http://www.questcdn.com>, bids for the above mentioned improvement were received, opened, and read aloud by the City Administration at 10:00 a.m., July 20, 2023 complying with the advertisement; and

WHEREAS, the lowest bidder meeting bid specifications was found to be **Ti-Zack Concrete, Inc.** with a total bid of **\$1,027,571.36**.

NOW, THEREFORE LET IT BE RESOLVED by the City Council of the City of New Brighton:

1. That the Mayor and City Manager are hereby authorized and directed to enter into a contract with Ti-Zack Concrete, Inc., in the name of the City of New Brighton for City Project 23-3, 2023 Concrete Street Rehabilitation.

Adopted this 25th day of July, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor
Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION 2023-065
CITY COUNCIL
CITY OF NEW BRIGHTON

**RESOLUTION MAKING FINDINGS OF FACT AND APPROVING A SPECIAL USE PERMIT,
SITE PLAN, AND VARIANCE TO ALLOW AN ADDITION ON THE EXISTING
BENEDICTINE HEALTH CENTER FACILITY AT 1101 BLACK OAK DRIVE**

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City Council of the City of the New Brighton has adopted a comprehensive plan and corresponding zoning regulations to promote orderly development and utilization of land within the city; and,

WHEREAS, the Benedictine Health Center at Innsbruck (the “Applicant”) is seeking to make improvements to their property located at 1101 Black Oak Drive which is legally described as shown on Exhibit A; and:

WHEREAS, the subject property is guided for “Mixed Use Regional” development by the new 2040 Comprehensive Plan and is zoned Mixed Use Regional on the City’s official zoning map; and

WHEREAS, the applicants have requested a special use permit to expand an existing legal nonconforming building, a site plan review, and a variance to permit a retaining wall within two feet of the front property line; and

WHEREAS, staff fully reviewed the requests and prepared a report for consideration by the Planning Commission at their meeting on July 18, 2023; and

WHEREAS, the Planning Commission held a public hearing on the request at the July 18th meeting and considered input from residents; and

WHEREAS, the Planning Commission recommended approval of the request on July 18th based on the applicant’s submittals and findings of fact; and

WHEREAS, the City Council considered on July 25, 2023, the recommendations of the Planning Commission, Staff, the Applicant's submissions, the contents of the staff report, and other evidence available to the Council.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the requested special use permit, site plan, and variance based on the following findings of fact:

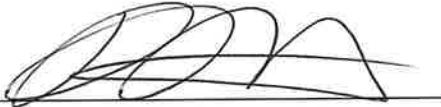
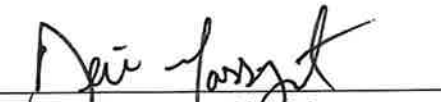
1. The subject property is guided for mixed use regional development by the 2040 comprehensive plan, and this use and proposed building location are in line with comprehensive plan guidance.
2. The existing building and the proposed addition will conform to all code requirements.
3. The expanded use will not be detrimental to or endanger the public health, safety, morals, comfort, or general welfare of the community.
4. The expanded use will not further impact the use and enjoyment of the subject and surrounding properties.
5. Continued investment on this residential facility will not have detrimental impact on area property values.
6. The new use will have no impact on the subsequent development (or redevelopment) of surrounding property provided all engineering conditions are addressed.
7. The subject site is adequately served by public utilities, roads, and drainage facilities to accommodate the proposed expansion and site changes;
8. The special use and proposed site updates will be in conformance with all underlying zoning district requirements.
9. The retaining wall variance is in harmony with zoning as it's a necessary feature to allow construction where MUR zoning calls for the front of the building to be located.
10. The retaining wall variance is consistent with the comprehensive plan as Mixed-Use Regional guidance calls for the type of development and investment proposed by this application.
11. The retaining wall variance request is reasonable as it's necessary to accommodate an addition in a manner called for by underlying zoning.
12. The portion of the building being renovated and expanded was constructed when before the City of New Brighton existed, so the applicant is not responsible for a location that would necessitate a retaining wall setback variance half a century later.
13. The variance will not permit anything that will alter the essential character of the locality.
14. The requested variance is not solely being sought to increase the value of the property.

BE IT FURTHER RESOLVED, that approval of the special use permit and site plan shall be subject to the following conditions:

1. Prior to issuance of a building permit:
 - a. The applicant shall address all engineering items listed in the 7/12/2023 engineering memo to the satisfaction of the City Engineer.

- b. Engineered plan sets for the proposed wall must be submitted and approved by the City Engineer. Plans shall address all concerns relating to right-of-way impacts and avoid impacts/obstructions to existing and future underground utility installations.
 - c. A right-of-way encroachment agreement must be entered into for the proposed re-routing of the sidewalk around the new addition.
- 2. Exterior materials shall match or complement the existing structure.
 - 3. Renovations and new construction shall include the appropriate fire suppression system for this use type.
 - 4. The applicant shall be required to correct any lighting problems that are identified following installation of new external fixtures.
 - 5. The building design shall be amended as needed to maintain a 10-foot setback from the front property line

ADOPTED this 25th day of July, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor
Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

Exhibit A

DESCRIPTION OF PROPERTY SURVEYED

(Per Warranty Deed Doc. No. 3131547)

All that part of the West 1/2 of the West 1/2 of the Southeast 1/4 of the Southwest 1/4 of Section 19, Township 30, Range 23, lying Northerly of the State Trunk Highway No. 100, as the same is now located and established except the North 471 feet thereof, and further excepting that part thereof which lies Southerly of a line run parallel with and distant 185 feet Northerly of the following described line: Beginning at a point on the West line of said Section 19, distant 181.3 feet North of the Southwest corner thereof; thence run Southeasterly at an angle of 78 degrees 39 minutes 45 seconds with said West section line for 167.12 feet; thence deflect to the left on a 00 degree 40 minute curve (delta angle 11 degrees 54 minutes 15 seconds for 1,785.63 feet and there terminating; and further excepting all that part of the above described tract, lying Northerly of the above described strip, which lies Southerly of the following described line: From a point on the above described line distant 1048.9 feet Southeasterly of its point of beginning, run Northeasterly at right angles to said above described line for 185 feet to the point of beginning of the line to be described; thence run Northwesterly to a point distant 260 feet Northeasterly (when measured at right angles) from a point on the above described line distant 1,018.9 feet Southeasterly of its point of beginning; thence run Northwesterly and parallel with said above described line for 200 feet and there terminating.

Together with a road easement over the Easterly 30 feet of the Northerly 471 feet of the West 1/2 of the West 1/2 of the Southeast 1/4 of the Southwest 1/4 of Section 19, Township 30, Range 23, Ramsey County, Minnesota.

AND

(Per Doc. No. 2912445)

That part of Interstate Highway No. 694 right-of-way located in the West Half of the West Half of the Southeast Quarter of the Southwest Quarter of Section 19, Township 30, Range 23, Ramsey County, Minnesota described as follows:

Commencing at the northwest corner of said West Half of the West Half of the Southeast Quarter of the Southwest Quarter of Section 19; thence South 1 degree 12 minutes 42 seconds East, assumed bearing, along the west line of said West Half of the West Half of the Southeast Quarter a distance of 1030.80 feet to the point of beginning; thence South 30 degrees 53 minutes 17 seconds East 47.50 feet; thence South 59 degrees 18 minutes 11 seconds East 60.00 feet; thence South 74 degrees 36 minutes 37 seconds East 60.00 feet to the north right-of-way line of said Interstate Highway No. 694; thence northwesterly and westerly along said north right-of-way line to the point of beginning and there terminating.

Abstract Property

AND

(Per Warranty Deed Doc. No. 4656883)

Parcel 1

That part of the West 1/2 of the East 1/2 of the West 1/2 of the Southeast 1/4 of the Southwest 1/4 of Section 19, Township 30, Range 23, lying South of the North 932 feet thereof, excepting the East 70 feet of that of the West 1/2 of the East 1/2 of the West 1/2 of the Southeast 1/4 of the Southwest 1/4 of Section 19, Township 30, Range 23, lying South of the North 1017 feet and also excepting therefrom that portion thereof taken for Highway No. 100 as now laid out and constructed, subject to an easement 30 feet in width by parallel lines lying North of and adjoining North line of said Highway for road purposes only to be used as a service drive and together with an easement 30 feet in width by parallel lines over the East 1/2 of the East 1/2 of the West 1/2 of said Southeast 1/4 of Southwest 1/4 lying North of and adjoining the North line of said Highway subject also to an easement for roadway purposes 10 feet in width parallel with and along Westerly line of said West 1/2 of East 1/2 of West 1/2 of Southeast 1/4 of Southwest 1/4 of said Section for a distance of 480 feet Northerly from North line of said Highway; and together with an easement for roadway purposes 10 feet in width parallel with and along Easterly line of West 1/2 of West 1/2 of Southeast 1/4 of Southwest 1/4 of said Section for a distance of 480 feet Northerly from North line of said Highway, according to the United States Government Survey thereof, Ramsey County, Minnesota

Parcel 2

The East 70 feet of that part of the West 1/2 of the East 1/2 of the West 1/2 of the Southeast 1/4 of the Southwest 1/4, Section 19, Township 30, Range 23, Ramsey County, Minnesota, lying South of the North 1017 feet thereof; except that part thereof taken for Highway No. 100, together with an easement 30 feet in width by parallel lines over the East 1/2 of the East 1/2 of the West 1/2 said Southeast 1/4 of Southwest 1/4 lying North of and adjoining the North line of said Highway.

Abstract Property.

AND

(Per First American Title Insurance Company Commitment for Title Insurance commitment No. NCS-957124-MPLS, effective date April 18, 2019)

That part of the East Half of the East Half of the West Half of the Southeast Quarter of the Southwest Quarter of Section 19, Township 30, Range 23, that lies south of the north 902 feet thereof, except that part taken for Trunk Highway purposes, and except premises conveyed in Book 1762, Page 921.

RESOLUTION 2023-064
CITY COUNCIL
CITY OF NEW BRIGHTON

RESOLUTION MAKING FINDINGS OF FACT AND APPROVING A SPECIAL USE PERMIT
AND SITE PLAN TO ALLOW A RECYCLED PAPER SORTING & DISTRIBUTION
OPERATION AT 600 LAKEVIEW POINT DRIVE

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City Council of the City of the New Brighton has adopted a comprehensive plan and corresponding zoning regulations to promote orderly development and utilization of land within the city; and,

WHEREAS, Pioneer Industries, Inc, doing business as Pioneer Paper Stock of Minnesota, owns the property at 600 Lakeview Point Drive which is legally described as:

Lot 1, Block 1, Lakeview Business Campus, Ramsey County, Minnesota. Abstract Property

WHEREAS, Pioneer Paper Stock of Minnesota is a paper sorting and distribution business; and

WHEREAS, the property at 600 Lakeview Point Drive is zoned Light Industrial (I-1); and

WHEREAS, paper sorting and distribution business is not a specifically allowed use within the I-1 zoning district; and

WHEREAS, the zoning code allows landowners to request a special use permit to authorize uses not specifically identified as permitted in the I-1 zoning district; and

WHEREAS, the applicants applied for the needed special use permit and site plan approvals to authorized their use and proposed improvements on June 15th, 2023; and

WHEREAS, staff fully reviewed the requests and prepared a report for consideration by the Planning Commission at their meeting on July 18, 2023; and

WHEREAS, the Planning Commission held a public hearing on the request at the July 18th meeting and considered input from residents; and

WHEREAS, the Planning Commission recommended approval of the request on July 18th based on the applicant's submittals and findings of fact; and

WHEREAS, the City Council considered on July 25, 2023, the recommendations of the Planning Commission, Staff, the Applicant's submissions, the contents of the staff report, and other evidence available to the Council.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the requested special use permit and site plan based on the following findings of fact:

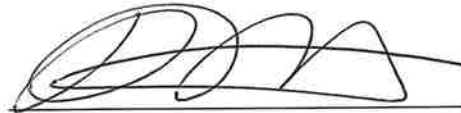
1. The subject property is guided for light industrial use by the 2040 comprehensive plan, and a product-specific warehousing and distribution business is consistent with use types otherwise permitted in the I-1 zoning district.
2. The existing building conforms to all code requirements, and all changes to the site will also conform to zoning standards.
3. The new use will not be detrimental to or endanger the public health, safety, morals, comfort, or general welfare of the community.
4. The new use will not further impact the use and enjoyment of the subject and surrounding properties provided conditions regarding storage and parking are followed.
5. Continued investment on this industrial property will not have detrimental impact on area property values.
6. The new use will have no impact on the subsequent development (or redevelopment) of surrounding property provided all engineering conditions are addressed, and provided agreements can be reached regarding City access through the northern fence line service gate.
7. The subject site is adequately served by public utilities, roads, and drainage facilities to accommodate the proposed use and site changes;
8. The special use and proposed site updates will be in conformance with all underlying zoning district requirements.

BE IT FURTHER RESOLVED, that approval of the special use permit and site plan shall be subject to the following conditions:

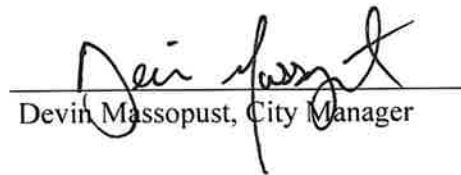
1. The applicant shall address all engineering items listed in the 7/12/2023 engineering memo to the satisfaction of the City Engineer prior to beginning business operations.
2. Prior to issuance of a certificate of occupancy, a fire protection engineer shall be hired by the applicant to determine if the new commodity matches the sprinkler density of the building. Work of the fire protection engineer shall be coordinated with the local Fire Marshal. If problems are identified, all such issues must be addressed to the satisfaction of the Fire Marshall prior to the beginning of operations.
3. The applicant shall be required to correct any lighting problems that are identified following installation of the new fixtures.

4. The business shall be required to keep all materials inside the building at 600 Lakeview Point Drive. No outside storage is authorized except for trucks and semi-trailers per the authorized site plan.
5. No on-street parking of semi tractors and/or trailers associated with 600 Lakeview Point Drive shall be allowed within a public right-of-way within the City of New Brighton.
6. The City and property owner shall work towards an agreement regarding maintenance and use of the service gate leading to the Lake Jones drainage area, and the City shall be provided access through the gate as circumstances dictate (i.e to respond to a public emergency like a fire, to make drainage improvements in the Lake Jones area for the benefit of all properties, to maintain & cut vegetation, etc).
7. The applicant shall work with the City Engineer to identify an appropriate measure to provide protection to the existing catch basin nearest the proposed AST installation.
8. Both parking lots shall be re-stripped in accordance with the approved site plan.

ADOPTED this 25th day of July, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

RESOLUTION 2023-063
CITY COUNCIL
CITY OF NEW BRIGHTON

**RESOLUTION AUTHORIZING PUBLICATION OF
ORDINANCE NO. 906 BY TITLE AND SUMMARY**

WHEREAS, the city council of the City of New Brighton acted at its July 25, 2023 meeting to adopt Ordinance No. 906, "An Interim Ordinance Authorizing a Study and Imposing a Moratorium on the Operation of Cannabis Businesses" ("Ordinance"); and

WHEREAS, Minnesota Statutes, section 412.191, subdivision 4 allows publication of adopted ordinances by title and summary in the case of lengthy ordinances or those containing charts or maps; and

WHEREAS, the City Council determines publishing the entire text of the Ordinance is not in the best interests of the City as the Ordinance is lengthy and is readily available to the public by contacting City Hall; and

WHEREAS, the City Council determines the following summary clearly informs the public of the intent of Ordinance and where to obtain a copy of the full text.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the following summary language as publication of the Ordinance:

CITY OF NEW BRIGHTON
SUMMARY PUBLICATION
Ordinance No.906

AN INTERIM ORDINANCE AUTHORIZING A STUDY AND IMPOSING A MORATORIUM
ON THE OPERATION OF CANNABIS BUSINESSES

The New Brighton City Council adopted the above-referenced ordinance at its meeting on July 25, 2023. The ordinance is an interim ordinance authorizing a study and imposing a moratorium on the operation of cannabis businesses, as defined by Minnesota Statutes, within the City. The ordinance includes citations to authority and legislative findings, definitions of terms used, and provides for a

study regarding the adoption or amendment of reasonable restrictions on the time, place, and manner of the operation of cannabis businesses, as well as the other potential local regulations allowed under Minnesota Statutes. The ordinance provides that the moratorium is in effect upon publication and will be in place until January 1, 2025, unless repealed earlier. Exceptions from the moratorium include (1) the continued operation of a business as part of the Medical Cannabis Program administered by the Minnesota Department of Health that was lawfully operating within the City prior to July 1, 2023, (2) the lawful sale of edible cannabinoid products in compliance with Minnesota Statutes, section 151.72, and (3) sales of edible cannabinoid products at an exclusive liquor store in accordance with Minnesota Statutes, section 340A.412, subdivision 14. The full text of the ordinance is available by contacting City Hall.

BE IT FURTHER RESOLVED by the New Brighton City Council that the City Clerk keep a copy of the ordinance at City Hall for public inspection, place a copy in a public place within the city, and place it in the City's ordinance book within 20 days from publication of the summary.

Adopted this 25th day of July, 2023 by the City of New Brighton City Council with voting as follows:


Mayor Kari Niedfeldt-Thomas: Aye

Abdullahi Abdulle: Aye

Emily Dunsworth: Aye

Graeme Allen: Aye

Pamela Axberg: Aye


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-062
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION DESIGNATING POLLING PLACE FOR NEW BRIGHTON
PRECINCT 2 FOR THE 2023 SCHOOL ELECTION**

WHEREAS, Minnesota Statutes 204B.16, subd 1 requires the City Council, by ordinance or resolution, to designate polling places for the upcoming election year; and,

WHEREAS, changes to the polling places locations may be made at least 90 days before the next election if one or more of the authorized polling places becomes unavailable for use; and,

WHEREAS, the Church of Jesus Christ of Latter-Day Saints is no longer available for election day use; and,

WHEREAS, Salem Covenant Church has offered to host Precinct 2 in addition to Precinct 3 in separate voting rooms for the 2023 School Elections; and

WHEREAS, Salem Covenant Church meets all polling place requirements and qualifies as a polling place for Precinct 2;

NOW, THEREFORE, BE IT RESOLVED, that the New Brighton City Council hereby confirms polling places for Precincts 1, 3, 4, 5, 6, 7, and 8 and establishes a new polling place for Precinct 2 as follows for all elections conducted in the city in 2023:

Precinct 1	St. John the Baptist Catholic Church 835 2 nd Ave NW; New Brighton, MN 55112
Precinct 2	Salem Covenant Church 2655 5 th St. NW; New Brighton, MN 55112
Precinct 3	Salem Covenant Church 2655 5 th St. NW; New Brighton, MN 55112
Precinct 4	Christ the King 1900 7 th St NW; New Brighton, MN 55112
Precinct 5	Faith Church 1600 Silver Lake Rd; New Brighton, MN 55112
Precinct 6	New Brighton Community Center 400 10 th St NW; New Brighton, MN 55112

Precinct 7 United Church of Christ
1000 Long Lake Rd; New Brighton, MN 55112

Precinct 8 GracePoint Church
2351 Rice Creek Rd; New Brighton, MN 55112

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized to establish a replacement polling place that meets the requirements of the Minnesota Election Law for any polling place designated in this Resolution that becomes unavailable for use; and

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized to designate an emergency replacement polling place that meets the requirements of the Minnesota Election Law for any polling place designated in this Resolution when necessary to ensure a safe and secure location for voting; and

BE IT FURTHER RESOLVED, that the City Clerk is directed to send a copy of this resolution and any subsequent polling place designations to the Ramsey County Elections Office.

ADOPTED this 25th day of July, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION 2023-061
CITY COUNCIL
CITY OF NEW BRIGHTON

**RESOLUTION MAKING FINDINGS OF FACT AND APPROVING A SITE PLAN REVIEW TO
ALLOW CONSTRUCTION OF A WASTE DUMPSTER SHELTER AT 305 2ND STREET NW**

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City Council of the City of the New Brighton has adopted a comprehensive plan and corresponding zoning regulations to promote orderly development and utilization of land within the city; and,

WHEREAS, the Brighton Corporate Park and Hypertherm (the "Applicant") have interest in the property at 305 2nd Street NW which is legally described as:

PROPERTY DESCRIPTION

(Per First American Title Insurance Company Commitment for Title Insurance File No. 59-8084C, dated May 1, 2001)

Lot 4, Block 1, Brighton Corporate Park, according to the recorded plot thereof; and situated in Ramsey County, Minnesota.

DESCRIPTION OF EXCESS PROPERTY

That part of Lot 4, Block 1, BRIGHTON CORPORATE PARK, according to the recorded plot thereof, Ramsey County, Minnesota, described as beginning at the southeast corner of said Lot 4; thence South 89 degrees 57 minutes 44 seconds West, assumed bearing, along the south line of said Lot 4 a distance of 270.01 feet; thence North 47 degrees 25 minutes 51 seconds East a distance of 78.99 feet; thence North 89 degrees 54 minutes 47 seconds East a distance of 218.59 feet to the east line of said Lot 4; thence South 7 degrees 11 minutes 10 seconds West along said east line of Lot 4 a distance of 54.02 feet to the point of beginning.

and

WHEREAS, the Applicant is seeking approval to move a waste dumpster to a new location and cover the new dumpster location with a permanently installed carport; and

WHEREAS, a complete application for a site plan review was received by the City on July 12, 2023; and

WHEREAS, staff fully reviewed the requests and prepared a report for consideration by the Planning Commission at their meeting on July 18, 2023; and

WHEREAS, the Planning Commission reviewed the request and recommended approval based on the applicant's submittals and findings of fact; and

WHEREAS, the City Council considered on July 25, 2023, the recommendations of the Planning Commission, Staff, the Applicant's submissions, the contents of the staff report, and other evidence available to the Council.

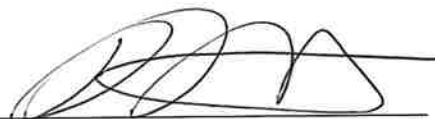
NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the requested site plan based on the following findings of fact:

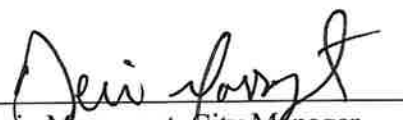
1. The proposed improvement is conforming to all code requirements and does not require the issuance of a special use permit or variances.
2. The proposed building height will be less than the 40-foot height maximum allowed in the I-1 district.
3. The improvement will not pose a parking or traffic risk.

BE IT FURTHER RESOLVED, that approval of the special use permit and site plan shall be subject to the following conditions:

1. The applicant shall work with the fire marshal on final location and details for the carport as he was not available to review this application when processed.
2. Construction shall be consistent with site plan approval except as required to be updated by City Staff to conform to conditions of approval. This may include relocation to another conforming location if deemed necessary for fire or safety reasons.

ADOPTED this 25th day of July, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION 2023-060
CITY COUNCIL
CITY OF NEW BRIGHTON

**RESOLUTION IDENTIFYING THE NEED FOR LIVABLE COMMUNITIES
DEMONSTRATION ACCOUNT FUNDING AND AUTHORIZING APPLICATION FOR
GRANT FUNDS**

WHEREAS the City of New Brighton is a participant in the Livable Communities Act's Local Housing Incentives Account Program for 2023 as determined by the Metropolitan Council, and is therefore eligible to apply for Livable Communities Demonstration Account funds; and

WHEREAS the City has identified a proposed project (or projects) within the City that meets the Demonstration Account's purposes and criteria and is consistent with and promotes the purposes of the Metropolitan Livable Communities Act and the policies of the Metropolitan Council's adopted metropolitan development guide; and

WHEREAS the City has the institutional, managerial and financial capability to ensure adequate project administration; and

WHEREAS the City certifies that it will comply with all applicable laws and regulations as stated in the grant agreement; and

WHEREAS the City agrees to act as legal sponsor for the project(s) contained in the grant application(s) submitted on July 21, 2023; and

WHEREAS the City acknowledges Livable Communities Demonstration Account grants are intended to fund projects or project components that can serve as models, examples or prototypes for development or redevelopment projects elsewhere in the region, and therefore represents that the proposed project(s) or key components of the proposed project(s) can be replicated in other metropolitan-area communities; and

WHEREAS only a limited amount of grant funding is available through the Metropolitan Council's Livable Communities Demonstration Account during each funding cycle and the Metropolitan Council has determined it is appropriate to allocate those scarce grant funds only to eligible projects that would not occur without the availability of Demonstration Account grant funding.

NOW THEREFORE BE IT RESOLVED that, after appropriate examination and due consideration, the governing body of the City:

- (a) Finds that it is in the best interests of the City's development goals and priorities for the proposed project or projects to occur at these particular sites and at this particular time.

(b) Finds that the project components for which Livable Communities Demonstration Account funding is sought:

- i. will not occur solely through private or other public investment within the reasonably foreseeable future; and
- ii. will occur within three years after a grant award only if Livable Communities Demonstration Account funding is made available for this project at this time.

(c) Represents that the City has undertaken reasonable and good faith efforts to procure funding for the project components for which Livable Communities Demonstration Account funding is sought but was not able to find or secure from other sources funding that is necessary for project component completion within three years and states that this representation is based on the following reasons and supporting facts:

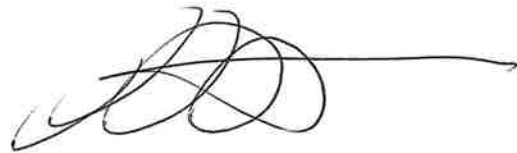
- i. There are no other available funding sources that have been identified to fund the policy implementation tasks for which these funds are sought.
- ii. There are no other available funding sources immediately available to take advantage of existing support for the changes being considered.

(d) Seeks funding for the following project:

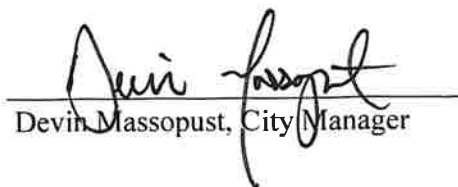
<i>Project Name</i>	<i>Amount Requested</i>
New Brighton Housing Study Implementation: Accessory Dwelling Units (ADUs)	\$36,400

(e) Authorizes City staff to submit on behalf of the City an application or applications for Metropolitan Council Livable Communities Demonstration Account grant funds for the project component(s) identified in the application(s), and to execute such agreements as may be necessary to implement the project(s) on behalf of the City.

ADOPTED this 25th day of July, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-059
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION DIRECTING STAFF TO PREPARE AN ORDINANCE AUTHORIZING A STUDY AND
IMPOSING A MORATORIUM ON THE OPERATION OF CANNABIS BUSINESSES**

WHEREAS, the Minnesota Legislature approved new laws in 2023 which authorize the establishment of cannabis businesses throughout the State of Minnesota; and


WHEREAS, the City of New Brighton must study the new laws to determine what, if any, local regulations are necessary to properly regulate and oversee such businesses; and

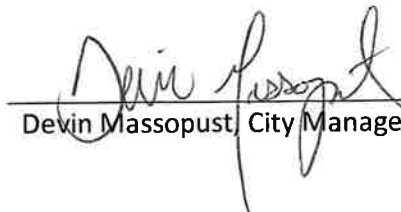
WHEREAS, then new laws officially went into effect as of July 1, 2023.

NOW, THEREFORE BE IT RESOLVED that staff is hereby directed to prepare an ordinance authorizing a study and imposing a temporary moratorium on the establishment and operation of cannabis businesses; and

BE IT FURTHER RESOLVED that staff shall notice a public hearing so members of the public may provide feedback prior to consideration of the ordinance.

ADOPTED this 11th day of July 2023 by the New Brighton City Council with a vote of 3 ayes and 0 nays. (Dunsworth, Abdulle absent)


Karl Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2623-058
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION APPROVING OFF-SITE GAMBLING LICENSE APPLICATION FOR
THE MINNESOTA FASTPITCH ACADEMY FOUNDATION TO CONDUCT BINGO AT
LONG LAKE REGIONAL PARK, 1500 OLD HIGHWAY 8 NW DURING STOCKYARD DAYS**


WHEREAS, Minnesota Fastpitch Academy Foundation has made application for an off-site gambling license to conduct bingo at Long Lake Regional Park, located at 1500 Old Highway 8 NW in the City of New Brighton during Stockyard Days; and

WHEREAS, a resolution is required by the Gambling Control Board showing city approval for the off-site gambling license; and

WHEREAS, the City Council approves the request for resolution for Minnesota Fastpitch Academy Foundation for both of these licenses.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton to hereby approve the resolution for an off-site gambling license for New Brighton Lions Club to conduct bingo at Long Lake Regional Park, located at 1500 Old Highway 8 NW in the City of New Brighton during Stockyard Days.

ADOPTED this 11th day of July 2023 by the New Brighton City Council with a vote of 3 ayes and 0 nays. *(Dunsworth, Abdulle absent)*


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

Resolution No. 23-057

State of Minnesota
County of Ramsey
City of New Brighton

RESOLUTION ORDERING THE INSTALLATION OF STOP SIGNS ON 11TH AVENUE NW AT 6TH STREET NW

WHEREAS, recent accident data at the intersection have increased neighborhood concerns and staff continues to receive inquiries on the possibility of signage changes/additions for the 11th Avenue and 6th Street intersection; and

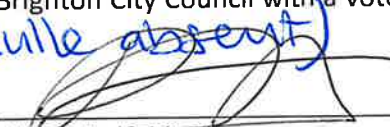
WHEREAS, the City Council and Public Safety Commission have reviewed/studied this area in the past; and

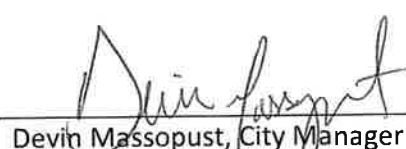
WHEREAS, the City Engineer has reviewed the area and confirmed that a restricted view exists; and

WHEREAS, City Code 29-4 requires City Council to designate stop streets by resolution;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Brighton, Minnesota, that stop signs will be placed on 11th Avenue NW at 6th Street NW.

Adopted this 11th day of July, 2023, by the New Brighton City Council with a vote of 3 ayes and 0 nays. (Dunsworth, Abdule absent)


Karl Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION 2023-056
CITY COUNCIL
CITY OF NEW BRIGHTON


RESOLUTION SETTING A PUBLIC HEARING ON A STREET VACATION

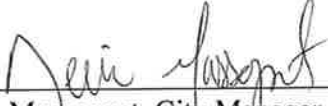
WHEREAS, the City Council pursuant to Minnesota Statute §412.851 desires to consider the vacation of portions of unbuilt public streets declared in documents 2110427 and 2275298 and as depicted on the attached Exhibits A, B, and C.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton will consider the vacation of such streets and a public hearing shall be held on the proposed vacations on the 22nd day of August, 2023, before the City Council in the City Hall located at 803 Old Highway 8 NW, New Brighton, MN 55112.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to give published, posted and mailed notice of such hearing as required by law.

ADOPTED this 11th day of July, 2023, by the New Brighton City Council with a vote of 3 ayes and 0 nays. *(Dunsworth, Abdulle absent)*


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

Exhibit A

DESCRIPTION OF EASEMENT VACATION

The easterly 10 feet of Parcel No. 6, per Document No. 2110427, Ramsey County, Minnesota.

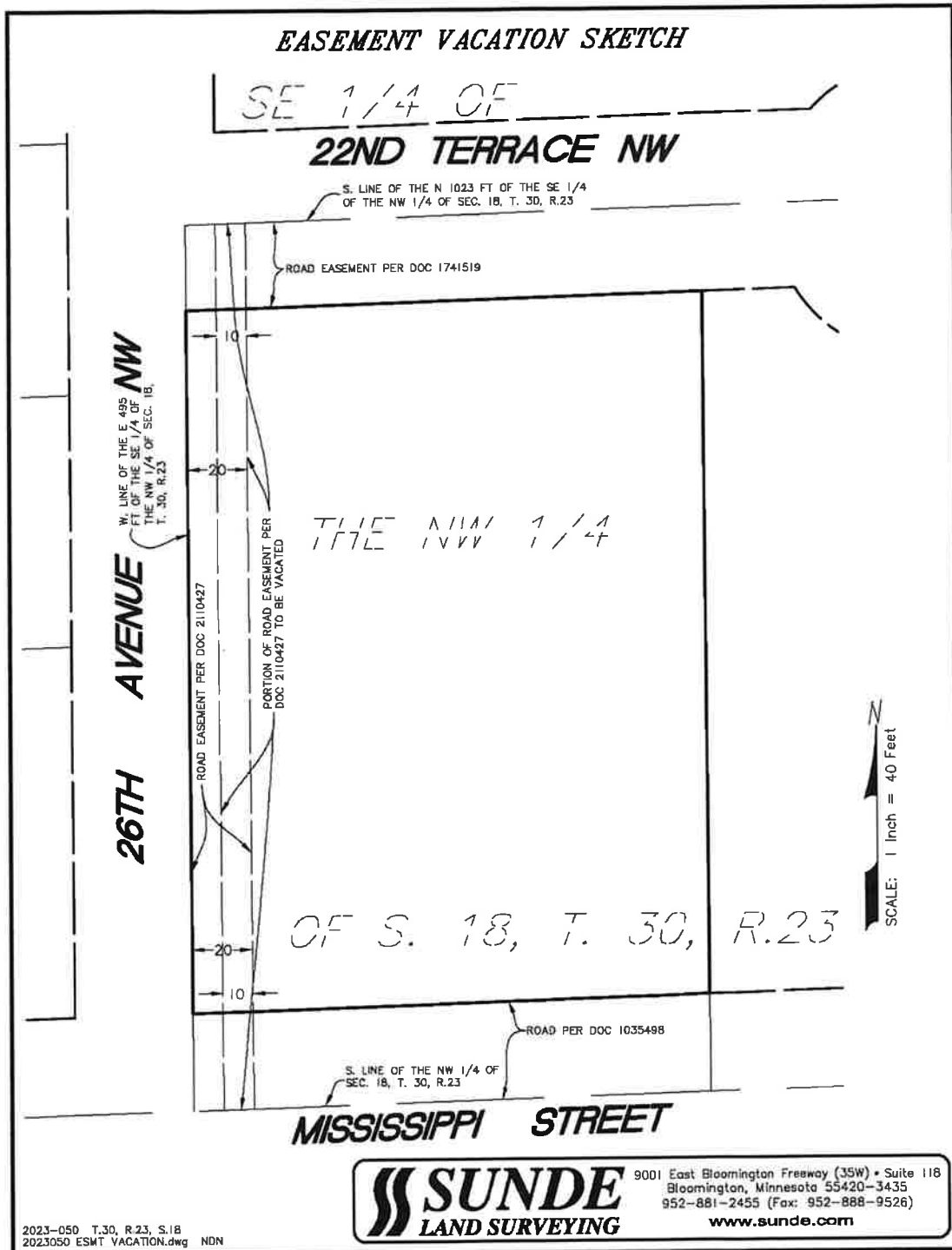


Exhibit B

DESCRIPTION OF EASEMENT VACATION

The Public Street declared in Document No. 2275298, Ramsey County, Minnesota.

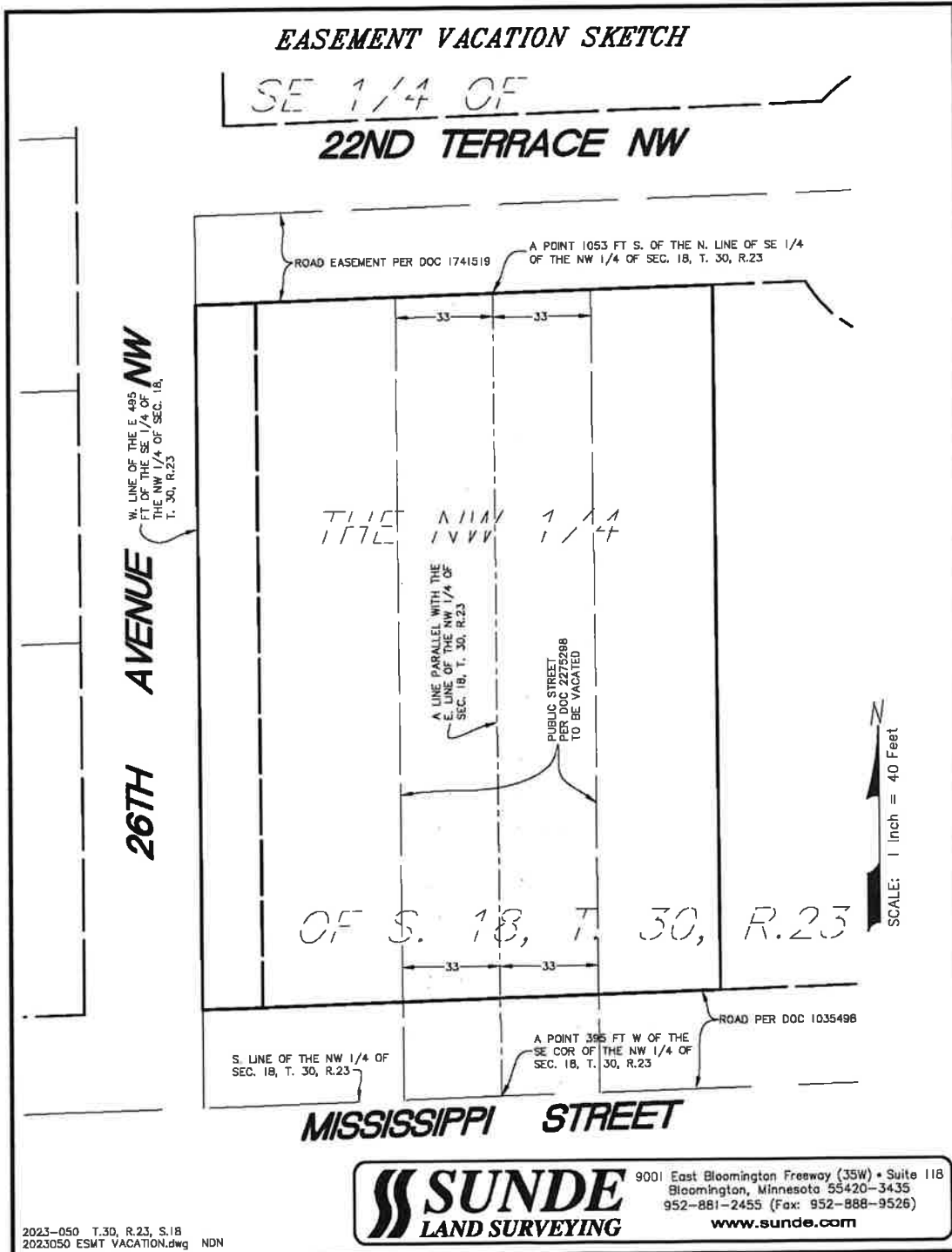


Exhibit C

Legal Description of Easement Vacation area depicted below TBD



RESOLUTION 2023-655
CITY COUNCIL
CITY OF NEW BRIGHTON

**RESOLUTION MAKING FINDINGS OF FACT AND APPROVING A SPECIAL USE PERMIT
AND SITE PLAN TO ALLOW AN ADDITION ONTO THE EXISTING LEGAL
NONCONFORMING BUILDING AT 2201 26TH AVENUE NW**

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City Council of the City of the New Brighton has adopted a comprehensive plan and corresponding zoning regulations to promote orderly development and utilization of land within the city; and,

WHEREAS, Appletree Dental owns the property at 2201 26th Avenue NW which is legally described as:

(Per Warranty Deed Doc. No. A04953330)

The West 174 feet of the East 495 feet of the South 300 feet of the Southeast Quarter of Northwest Quarter of Section 18, Township 30, Range 23, except the South 33 feet thereof.

WHEREAS, the property at 2201 26th Avenue NW was recently rezoned to Mixed Use Neighborhood, and the existing building on the property is legal nonconforming to the standards of the new district; and

WHEREAS, mixed use district regulations allow for expansion of legal nonconforming buildings via a special use permit provided the proposed plans adhere to the new zoning standards to the greatest degree practical; and

WHEREAS, Appletree Dental filed an application seeking a special use permit and site plan to authorize construction of a new garage addition to the north of the building and expansion of the existing parking lot; and

WHEREAS, the garage addition and parking lot expansion will meet all setbacks and design standards required for such features; and

WHEREAS, the applicants will be installing required landscaping and screening to both meet required standards and to adhere to the new zoning standards to the greatest degree practical given the context of the existing features; and

WHEREAS, staff fully reviewed the requests and prepared a report for consideration by the Planning Commission at their meeting on June 20, 2023; and

WHEREAS, the Planning Commission held a public hearing on the request at the June 20th meeting and considered input from residents; and

WHEREAS, the Planning Commission recommended approval of the request on June 20th based on the applicant's submittals and findings of fact; and

WHEREAS, the City Council considered on June 27, 2023, the recommendations of the Planning Commission, Staff, the Applicant's submissions, the contents of the staff report, and other evidence available to the Council.


NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the requested special use permit and site plan based on the following findings of fact:


1. The subject property is guided for mixed use by the 2040 comprehensive plan, and a corporate office supporting professional services is a permitted use in the corresponding MUN zoning district.
2. The proposed addition will meet required setbacks, and the proposed building materials are allowed by code and were deemed to be complementary to the existing building.
3. The new addition will not be detrimental to or endanger the public health, safety, morals, comfort, or general welfare of the community.
4. The new garage will not further impact the use and enjoyment of the subject and surrounding properties provided conditions regarding screening and engineering conditions are addressed.
5. Continued investment on this commercial property will not have detrimental impact on area property values.
6. The new addition will have no impact on the subsequent development (or redevelopment) of surrounding property provided all engineering conditions are addressed.
7. The subject site is adequately served by public utilities, roads, and drainage facilities to accommodate the proposed addition and site changes;
8. The special use will be in conformance with all underlying zoning district requirements for expansion of a legal nonconforming building in the Mixed Use Neighborhood District.

BE IT FURTHER RESOLVED, that approval of the special use permit and site plan shall be subject to the following conditions:

1. The applicants shall address all engineering issues listed in the 6/15/2023 Engineering memo to the satisfaction of the City Engineer.
2. Material used on the proposed building addition shall match or complement the materials on the existing building.
3. The applicant shall work with the City Forester to select the species and size of trees and shrubs to be used to implement required screening (Option A) along the property's north boarder. Screening to be expanded as needed to address any unplanned loss of existing vegetation.
4. Prior to issuance of a certificate of occupancy, a fire protection engineer shall be hired by the applicant to determine if the new commodity matches the sprinkler density of the building. Work of the fire protection engineer shall be coordinated with the local Fire Marshal.
5. The applicant shall be required to correct any lighting problems that are identified following construction.
6. Failure to adhere to these conditions of approval shall be grounds for revocation of the special use permit amendment by the City Council.

ADOPTED this 27th day of June, 2023 by the New Brighton City Council with a vote of 3 ayes and 0 nays. *(Allen, Dunsworth absent)*


Kari Niedfeldt-Thomas, Mayor

 *ASSISTANT CITY
MANAGER FOR DEVIN MASSOPUST*
Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-054
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION APPROVING TWO OFF-SITE GAMBLING LICENSE APPLICATIONS FOR
NEW BRIGHTON LIONS CLUB TO CONDUCT PULL-TABS AND BINGO AT
LONG LAKE REGIONAL PARK, 1500 OLD HIGHWAY 8 NW AND TO
CONDUCT A RAFFLE AT THE EAGLES CLUB, 563 OLD HWY 8 NW

WHEREAS, New Brighton Lions Club has made application for an off-site gambling license to conduct pull-tabs and bingo at Long Lake Regional Park, located at 1500 Old Highway 8 NW in the City of New Brighton; and


WHEREAS, New Brighton Lions Club has also made application for an off-site gambling license to conduct a raffle at the Eagles Club, located at 563 Old Highway 8 NW in the City of New Brighton; and


WHEREAS, a resolution is required by the Gambling Control Board showing city approval for the off-site gambling license; and

WHEREAS, the City Council approves the request for resolution for New Brighton Lions Club for both of these licenses.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton to hereby approve the resolution for an off-site gambling license for New Brighton Lions Club to conduct pull-tabs at Long Lake Regional Park, located at 1500 Old Highway 8 NW in the City of New Brighton and an off-site gambling license for the New Brighton Lions Club to conduct a raffle at the Eagles Club, located at 563 Old Highway 8 NW in the City of New Brighton.

ADOPTED this 27th day of June 2023 by the New Brighton City Council with a vote of 3 ayes and 0 nays. *(Allen, Dunsworth absent)*


Kari Niedfeldt-Thomas, Mayor

 ASSISTANT CITY
MANAGER FOR DEVIN MASSOPUST
Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 23-053

STATE OF MINNESOTA

COUNTY OF RAMSEY

CITY OF NEW BRIGHTON

**RESOLUTION APPROVING A PURCHASE AND SALE AGREEMENT FOR THE SALE OF CITY-OWNED
PROPERTY TO UNITED PROPERTIES DEVELOPMENT LLC**

WHEREAS, the City of New Brighton (the "City") is the owner of property located near the Southeast quadrant of the intersection of 14th Street Northwest and Old Highway 8 (C.S.A.H. No. 77), located in the City of New Brighton, State of Minnesota, totaling approximately 13 acres or 566,280 square feet of net developable area and approximately 4.32 acres or 188,179 square feet of undevelopable land area which will be used for stormwater ponding and utility installation, which is depicted on the attached Exhibit A (the "Property"); and

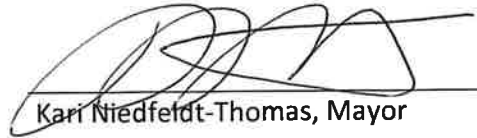
WHEREAS, the City would like to convey the Property to United Properties Development LLC, a Minnesota limited liability company (the "Buyer"); and

WHEREAS, the City and the Buyer desire to enter into a purchase and sale agreement, pursuant to which the City will convey the Property to the Buyer; and

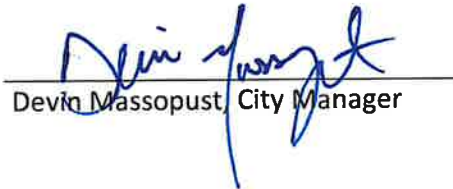
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of New Brighton:

1. That the City Council hereby approves the Purchase and Sale Agreement in substantially the form presented to the City Council, subject to modifications and addenda that do not alter the substance of the transaction and that are approved by the Mayor and the City Manager.
2. City officials, staff, and consultants are authorized to take all actions necessary to perform the City's obligations under the Purchase and Sale Agreement as a whole, including, without limitation, execution of any documents to which the City is a party referenced in or attached to the Purchase and Sale Agreement, and any other documents necessary for the Property to be conveyed by the City to the Buyer, as all described in the Purchase and Sale Agreement.

ADOPTED this 13th day of June, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

Depiction of the Property

-for- THE CITY OF NEW BRIGHTON



NORTH

RESOLUTION No. 2023-052
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION SEEKING STATE BONDING FOR HANSEN PARK

WHEREAS, the City of New Brighton is a thriving suburb with a growing and diverse population of 23,000+;

WHEREAS, the City of New Brighton is home to Richard J. Hansen Park, the City's largest community park with 69 acres of wetland and a variety of recreational opportunities and the City of New Brighton has been making investments into its parks system based on the significant feedback provided during the creation of the 2040 Comprehensive Parks Plan;

WHEREAS, the City of New Brighton believes in creating spaces that gather people together and encourage interaction, this inclusive playground embodies the community's commitment to celebrating parks as vibrant and welcoming places, helping to equip children of all abilities with an inclusive environment and the skills to play together more independently, allow them to feel nurtured, encouraged, respected, and active during play and thereby create a sense of community among all children;

WHEREAS, the total cost of the park improvements to Hansen Park exceed \$8 million, and the cost of the inclusive all abilities playground and challenge course exceeds \$1 million;

WHEREAS, the City of New Brighton has invested over \$2.8 million into Hansen Park and has committed an additional \$4.7 million in funding for improvements;

WHEREAS, this project would not be possible without the assistance of State bonding given the scope and cost of the entire project. The City is committed to moving forward with this project with the assistance of State bonding.

NOW THEREFORE, BE IT RESOLVED that the City of New Brighton requests State bonding in the amount of \$600,000 for the design, procurement and construction of an inclusive all abilities playground and challenge course for Hansen Park to make it a unique and welcoming destination for all.

ADOPTED this 13th day of June by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-051
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE RETIREMENT BENEFIT LEVEL FOR THE
NEW BRIGHTON FIREFIGHTERS' RELIEF ASSOCIATION BYLAWS**


WHEREAS, the City of New Brighton and the New Brighton Firefighters' Relief Association have had ongoing discussions regarding Firefighter retirement benefits; and

WHEREAS, the Firefighter's Relief Association is funded at 135% for 2022; and

WHEREAS, the City Council believes that that a financially solvent Fire Relief Association Fund is essential to attracting and retaining quality, well-trained personnel;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the retirement benefit level for the Firefighters' Relief Association bylaws be amended to \$10,500 per year of service effective June 14, 2023.

ADOPTED this 13th day of June, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-050
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION CERTIFYING DELINQUENT UTILITY ACCOUNTS TO BE PAYABLE WITH 2024 PROPERTY TAXES

WHEREAS, the City certifies delinquent utility for collection with the property taxes each year; and

WHEREAS, certification is authorized by the City Code for delinquent utility charges unpaid that exceed \$100 and are past due by ninety (90) days; and

WHEREAS, interest at the rate of 10% per annum has been included in the totals; and

WHEREAS, the affected customers have been advised as to the certification providing them an opportunity to make full payment prior to this certification

NOW THEREFORE, BE IT RESOLVED that:

1. The certifications shall be shown in Attachment A.
2. The certified amounts shall be collected in full with the 2024 property taxes.

ADOPTED this 13th day of June 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

Delinquent Utility Balance List
Wednesday, June 7, 2023

Attachment A

Account Number	Parcel Number	Delinquent Amount	Certification Fee	Total
100131	333023230090	\$ 412.47	\$ 41.25	\$ 453.72
100255	333023230104	\$ 632.12	\$ 63.21	\$ 695.33
100438	333023220037	\$ 211.27	\$ 21.13	\$ 232.40
100586	313023110023	\$ 158.73	\$ 15.87	\$ 174.60
100743	333023220027	\$ 412.47	\$ 41.25	\$ 453.72
100776	333023220048	\$ 1,251.33	\$ 125.13	\$ 1,376.46
101105	333023230077	\$ 102.82	\$ 10.28	\$ 113.10
101139	333023230078	\$ 460.79	\$ 46.08	\$ 506.87
101378	293023340045	\$ 118.25	\$ 11.83	\$ 130.08
101394	293023340092	\$ 148.66	\$ 14.87	\$ 163.53
101444	293023340040	\$ 239.05	\$ 23.91	\$ 262.96
102616	323023310046	\$ 724.71	\$ 72.47	\$ 797.18
102624	323023340001	\$ 1,008.10	\$ 100.81	\$ 1,108.91
102830	323023340009	\$ 470.77	\$ 47.08	\$ 517.85
102897	323023330075	\$ 818.50	\$ 81.85	\$ 900.35
103085	323023310018	\$ 685.09	\$ 68.51	\$ 753.60
103366	323023310041	\$ 417.56	\$ 41.76	\$ 459.32
103424	293023330084	\$ 1,000.71	\$ 100.07	\$ 1,100.78
103465	293023330082	\$ 118.64	\$ 11.86	\$ 130.50
103911	293023330010	\$ 168.32	\$ 16.83	\$ 185.15
104224	323023220026	\$ 1,215.71	\$ 121.57	\$ 1,337.28
104984	293023330067	\$ 618.36	\$ 61.84	\$ 680.20
105106	293023330074	\$ 640.68	\$ 64.07	\$ 704.75
105262	313023110008	\$ 257.47	\$ 25.75	\$ 283.22
105312	323023220005	\$ 138.62	\$ 13.86	\$ 152.48
105437	313023140016	\$ 1,138.97	\$ 113.90	\$ 1,252.87
105544	313023140049	\$ 1,184.66	\$ 118.47	\$ 1,303.13
105593	313023140044	\$ 454.75	\$ 45.48	\$ 500.23
105833	313023110063	\$ 417.54	\$ 41.75	\$ 459.29
106260	313023110081	\$ 724.41	\$ 72.44	\$ 796.85
106286	313023120138	\$ 274.11	\$ 27.41	\$ 301.52
106310	313023120149	\$ 1,152.29	\$ 115.23	\$ 1,267.52
106583	303023330070	\$ 412.47	\$ 41.25	\$ 453.72
106815	303023330061	\$ 1,037.62	\$ 103.76	\$ 1,141.38
107623	333023230121	\$ 302.27	\$ 30.23	\$ 332.50
107862	323023410007	\$ 381.07	\$ 38.11	\$ 419.18
107912	323023440007	\$ 701.48	\$ 70.15	\$ 771.63
108316	323023330016	\$ 483.32	\$ 48.33	\$ 531.65
108530	323023320075	\$ 245.37	\$ 24.54	\$ 269.91
108571	323023320071	\$ 354.13	\$ 35.41	\$ 389.54
109116	303023340010	\$ 116.23	\$ 11.62	\$ 127.85
109157	323023310012	\$ 412.47	\$ 41.25	\$ 453.72
109371	303023440077	\$ 245.85	\$ 24.59	\$ 270.44
109751	323023310015	\$ 1,112.88	\$ 111.29	\$ 1,224.17
109892	323023310087	\$ 426.16	\$ 42.62	\$ 468.78
110155	323023320046	\$ 150.16	\$ 15.02	\$ 165.18
110213	323023320057	\$ 847.60	\$ 84.76	\$ 932.36

Account Number	Parcel Number	Delinquent Amount	Certification Fee	Total
110387	323023330048	\$ 261.09	\$ 26.11	\$ 287.20
110775	333023230007	\$ 242.34	\$ 24.23	\$ 266.57
111021	313023110074	\$ 494.47	\$ 49.45	\$ 543.92
111245	313023140036	\$ 481.15	\$ 48.12	\$ 529.27
111286	313023140040	\$ 819.56	\$ 81.96	\$ 901.52
111492	323023320038	\$ 1,094.01	\$ 109.40	\$ 1,203.41
111765	323023330084	\$ 562.25	\$ 56.23	\$ 618.48
111914	323023320065	\$ 494.28	\$ 49.43	\$ 543.71
112292	313023140015	\$ 453.25	\$ 45.33	\$ 498.58
112367	303023330001	\$ 531.27	\$ 53.13	\$ 584.40
112466	293023340080	\$ 122.64	\$ 12.26	\$ 134.90
113746	323023430007	\$ 3,135.04	\$ 313.50	\$ 3,448.54
113803	323023210001	\$ 1,306.96	\$ 130.70	\$ 1,437.66
113969	323023420014	\$ 10,752.97	\$ 1,075.30	\$ 11,828.27
114264	293023430020	\$ 1,360.04	\$ 136.00	\$ 1,496.04
200238	293023140107	\$ 187.29	\$ 18.73	\$ 206.02
200428	293023140020	\$ 301.71	\$ 30.17	\$ 331.88
200980	293023140032	\$ 578.68	\$ 57.87	\$ 636.55
201210	293023340012	\$ 376.59	\$ 37.66	\$ 414.25
201269	293023340019	\$ 468.29	\$ 46.83	\$ 515.12
201897	293023140057	\$ 388.29	\$ 38.83	\$ 427.12
201939	293023140145	\$ 296.42	\$ 29.64	\$ 326.06
202036	293023110051	\$ 324.69	\$ 32.47	\$ 357.16
202176	293023140130	\$ 373.77	\$ 37.38	\$ 411.15
202473	303023410011	\$ 490.49	\$ 49.05	\$ 539.54
202531	303023130066	\$ 358.26	\$ 35.83	\$ 394.09
202630	303023140062	\$ 329.89	\$ 32.99	\$ 362.88
202697	303023420011	\$ 296.49	\$ 29.65	\$ 326.14
203091	293023140100	\$ 415.99	\$ 41.60	\$ 457.59
203125	293023140086	\$ 915.59	\$ 91.56	\$ 1,007.15
203158	293023140131	\$ 267.61	\$ 26.76	\$ 294.37
203224	293023120051	\$ 403.49	\$ 40.35	\$ 443.84
203471	293023120043	\$ 296.53	\$ 29.65	\$ 326.18
203489	293023120018	\$ 359.19	\$ 35.92	\$ 395.11
203612	293023220005	\$ 2,232.16	\$ 223.22	\$ 2,455.38
203638	293023220006	\$ 3,207.20	\$ 320.72	\$ 3,527.92
203661	293023230017	\$ 126.11	\$ 12.61	\$ 138.72
204180	293023210082	\$ 264.84	\$ 26.48	\$ 291.32
204339	293023210004	\$ 483.31	\$ 48.33	\$ 531.64
204602	293023240130	\$ 155.16	\$ 15.52	\$ 170.68
204743	293023240025	\$ 152.32	\$ 15.23	\$ 167.55
204768	293023240024	\$ 1,016.94	\$ 101.69	\$ 1,118.63
204776	293023240010	\$ 1,017.69	\$ 101.77	\$ 1,119.46
204941	293023210071	\$ 686.39	\$ 68.64	\$ 755.03
205047	293023210104	\$ 296.42	\$ 29.64	\$ 326.06
205146	303023110069	\$ 209.66	\$ 20.97	\$ 230.63
205195	303023110054	\$ 283.71	\$ 28.37	\$ 312.08
205310	293023310011	\$ 298.99	\$ 29.90	\$ 328.89
205336	293023310023	\$ 311.42	\$ 31.14	\$ 342.56
205351	293023310022	\$ 241.34	\$ 24.13	\$ 265.47

Account Number	Parcel Number	Delinquent Amount	Certification Fee	Total
205385	293023310014	\$ 368.66	\$ 36.87	\$ 405.53
205518	293023240114	\$ 474.97	\$ 47.50	\$ 522.47
205922	203023440015	\$ 126.11	\$ 12.61	\$ 138.72
206011	203023430018	\$ 1,082.56	\$ 108.26	\$ 1,190.82
206532	293023310036	\$ 278.80	\$ 27.88	\$ 306.68
206607	293023310033	\$ 126.11	\$ 12.61	\$ 138.72
206763	293023240097	\$ 180.01	\$ 18.00	\$ 198.01
206805	293023240065	\$ 332.35	\$ 33.24	\$ 365.59
206839	293023240063	\$ 357.29	\$ 35.73	\$ 393.02
206946	293023240045	\$ 360.30	\$ 36.03	\$ 396.33
207795	193023430002	\$ 462.17	\$ 46.22	\$ 508.39
209270	303023140011	\$ 352.86	\$ 35.29	\$ 388.15
209742	303023120007	\$ 425.36	\$ 42.54	\$ 467.90
210740	203023340101	\$ 281.54	\$ 28.15	\$ 309.69
211144	303023240027	\$ 296.42	\$ 29.64	\$ 326.06
211334	303023110020	\$ 588.63	\$ 58.86	\$ 647.49
211482	303023130056	\$ 331.79	\$ 33.18	\$ 364.97
211706	303023210039	\$ 524.13	\$ 52.41	\$ 576.54
212027	303023230001	\$ 457.60	\$ 45.76	\$ 503.36
212662	303023140065	\$ 1,568.37	\$ 156.84	\$ 1,725.21
213231	303023420015	\$ 413.32	\$ 41.33	\$ 454.65
213561	193023310043	\$ 536.94	\$ 53.69	\$ 590.63
214858	303023110013	\$ 318.33	\$ 31.83	\$ 350.16
216077	303023240018	\$ 335.40	\$ 33.54	\$ 368.94
216192	303023210012	\$ 604.37	\$ 60.44	\$ 664.81
216363	293023130200	\$ 278.73	\$ 27.87	\$ 306.60
216366	193023430008	\$ 506.56	\$ 50.66	\$ 557.22
216952	303023240074	\$ 264.84	\$ 26.48	\$ 291.32
217117	303023120030	\$ 145.53	\$ 14.55	\$ 160.08
218222	303023420073	\$ 109.50	\$ 10.95	\$ 120.45
218396	303023220047	\$ 412.79	\$ 41.28	\$ 454.07
218453	303023220044	\$ 126.11	\$ 12.61	\$ 138.72
218883	303023220007	\$ 806.74	\$ 80.67	\$ 887.41
219402	293023310057	\$ 1,815.86	\$ 181.59	\$ 1,997.45
219428	293023420009	\$ 2,363.36	\$ 236.34	\$ 2,599.70
222323	203023310031	\$ 299.37	\$ 29.94	\$ 329.31
222601	293023130211	\$ 147.43	\$ 14.74	\$ 162.17
222612	193023310159	\$ 128.22	\$ 12.82	\$ 141.04
223725	203023420035	\$ 781.60	\$ 78.16	\$ 859.76
224511	203023420050	\$ 101.66	\$ 10.17	\$ 111.83
224745	203023130037	\$ 975.67	\$ 97.57	\$ 1,073.24
264495	293023310060	\$ 295.60	\$ 29.56	\$ 325.16
300194	203023220031	\$ 224.49	\$ 22.45	\$ 246.94
300632	193023240072	\$ 281.30	\$ 28.13	\$ 309.43
300715	193023240054	\$ 454.93	\$ 45.49	\$ 500.42
301358	203023230049	\$ 1,201.57	\$ 120.16	\$ 1,321.73
302208	193023220069	\$ 524.79	\$ 52.48	\$ 577.27
302257	193023230046	\$ 418.51	\$ 41.85	\$ 460.36
302406	203023220051	\$ 492.64	\$ 49.26	\$ 541.90
303008	193023140013	\$ 299.20	\$ 29.92	\$ 329.12

Account Number	Parcel Number	Delinquent Amount	Certification Fee	Total
303065	193023110088	\$ 361.47	\$ 36.15	\$ 397.62
303164	193023110082	\$ 128.86	\$ 12.89	\$ 141.75
303529	183023110083	\$ 264.84	\$ 26.48	\$ 291.32
303693	183023110101	\$ 466.69	\$ 46.67	\$ 513.36
303701	183023110018	\$ 457.25	\$ 45.73	\$ 502.98
304311	193023210062	\$ 1,190.32	\$ 119.03	\$ 1,309.35
304469	193023210029	\$ 279.20	\$ 27.92	\$ 307.12
304592	193023210019	\$ 367.07	\$ 36.71	\$ 403.78
304865	193023140028	\$ 809.82	\$ 80.98	\$ 890.80
305599	183023330051	\$ 1,545.00	\$ 154.50	\$ 1,699.50
306563	193023130007	\$ 977.56	\$ 97.76	\$ 1,075.32
306746	193023120005	\$ 445.37	\$ 44.54	\$ 489.91
306951	183023430041	\$ 574.86	\$ 57.49	\$ 632.35
307421	183023310034	\$ 1,071.02	\$ 107.10	\$ 1,178.12
307439	183023310033	\$ 522.68	\$ 52.27	\$ 574.95
307512	183023240057	\$ 304.77	\$ 30.48	\$ 335.25
308262	193023240020	\$ 484.99	\$ 48.50	\$ 533.49
308452	183023310057	\$ 523.33	\$ 52.33	\$ 575.66
308551	183023310052	\$ 750.16	\$ 75.02	\$ 825.18
308692	193023220011	\$ 126.11	\$ 12.61	\$ 138.72
309435	183023110072	\$ 815.30	\$ 81.53	\$ 896.83
309484	183023110061	\$ 961.54	\$ 96.15	\$ 1,057.69
309567	183023120071	\$ 517.52	\$ 51.75	\$ 569.27
309849	183023120022	\$ 1,178.76	\$ 117.88	\$ 1,296.64
310169	183023120028	\$ 264.84	\$ 26.48	\$ 291.32
310730	173023230034	\$ 454.93	\$ 45.49	\$ 500.42
310961	183023430019	\$ 617.02	\$ 61.70	\$ 678.72
311159	183023210024	\$ 466.99	\$ 46.70	\$ 513.69
311266	173023320009	\$ 461.83	\$ 46.18	\$ 508.01
311514	183023240016	\$ 1,112.44	\$ 111.24	\$ 1,223.68
311522	183023240025	\$ 1,285.98	\$ 128.60	\$ 1,414.58
311530	183023240026	\$ 272.48	\$ 27.25	\$ 299.73
311787	193023140006	\$ 495.60	\$ 49.56	\$ 545.16
311910	193023110100	\$ 1,193.30	\$ 119.33	\$ 1,312.63
311928	193023110099	\$ 308.04	\$ 30.80	\$ 338.84
311969	193023110097	\$ 321.87	\$ 32.19	\$ 354.06
312132	183023440077	\$ 263.61	\$ 26.36	\$ 289.97
312157	183023440076	\$ 198.61	\$ 19.86	\$ 218.47
312173	183023440075	\$ 395.91	\$ 39.59	\$ 435.50
312249	183023440071	\$ 419.42	\$ 41.94	\$ 461.36
312884	183023140049	\$ 893.77	\$ 89.38	\$ 983.15
312900	183023140051	\$ 225.63	\$ 22.56	\$ 248.19
312959	183023140037	\$ 455.62	\$ 45.56	\$ 501.18
313023	183023140059	\$ 454.93	\$ 45.49	\$ 500.42
313072	183023140043	\$ 459.34	\$ 45.93	\$ 505.27
313148	183023120077	\$ 456.29	\$ 45.63	\$ 501.92
313320	183023120045	\$ 449.59	\$ 44.96	\$ 494.55
314484	183023420065	\$ 275.86	\$ 27.59	\$ 303.45
314542	183023420062	\$ 294.14	\$ 29.41	\$ 323.55
314898	183023110030	\$ 615.21	\$ 61.52	\$ 676.73

Account Number	Parcel Number	Delinquent Amount	Certification Fee	Total
315424	173023230002	\$ 300.00	\$ 30.00	\$ 330.00
315432	173023230039	\$ 1,348.59	\$ 134.86	\$ 1,483.45
315614	173023230007	\$ 566.28	\$ 56.63	\$ 622.91
316174	183023430006	\$ 510.13	\$ 51.01	\$ 561.14
316307	183023330025	\$ 1,166.87	\$ 116.69	\$ 1,283.56
316406	183023240032	\$ 308.45	\$ 30.85	\$ 339.30
316612	183023240010	\$ 265.45	\$ 26.55	\$ 292.00
316620	183023240008	\$ 342.96	\$ 34.30	\$ 377.26
316869	183023120014	\$ 495.53	\$ 49.55	\$ 545.08
317065	173023230027	\$ 667.26	\$ 66.73	\$ 733.99
317149	173023240016	\$ 613.10	\$ 61.31	\$ 674.41
317198	173023230013	\$ 395.16	\$ 39.52	\$ 434.68
317610	183023330022	\$ 534.54	\$ 53.45	\$ 587.99
317743	193023210001	\$ 667.29	\$ 66.73	\$ 734.02
318139	183023330045	\$ 455.66	\$ 45.57	\$ 501.23
318337	183023230019	\$ 608.42	\$ 60.84	\$ 669.26
318519	183023120008	\$ 533.25	\$ 53.33	\$ 586.58
318535	183023120006	\$ 454.93	\$ 45.49	\$ 500.42
318915	183023130020	\$ 677.90	\$ 67.79	\$ 745.69
319111	193023220043	\$ 1,106.33	\$ 110.63	\$ 1,216.96
319178	193023220038	\$ 264.84	\$ 26.48	\$ 291.32
319350	183023210037	\$ 586.00	\$ 58.60	\$ 644.60
320358	213023220015	\$ 1,095.77	\$ 109.58	\$ 1,205.35
320580	183023310065	\$ 200.11	\$ 20.01	\$ 220.12
320739	203023220048	\$ 144.65	\$ 14.47	\$ 159.12
321117	183023340072	\$ 583.53	\$ 58.35	\$ 641.88
321448	173023230070	\$ 963.03	\$ 96.30	\$ 1,059.33
322131	193023220060	\$ 113.07	\$ 11.31	\$ 124.38
Total:		\$ 134,379.48	\$ 13,438.05	\$ 147,817.53

CITY OF NEW BRIGHTON
COUNTY OF RAMSEY
STATE OF MINNESOTA

RESOLUTION NO. 2023-049

**RESOLUTION APPROVING STATE OF MINNESOTA JOINT POWERS AGREEMENTS WITH THE CITY OF
NEW BRIGHTON ON BEHALF OF ITS CITY ATTORNEY AND DEPARTMENT OF PUBLIC SAFETY**

WHEREAS, the City of New Brighton on behalf of its Prosecuting Attorney and Department of Public Safety desires to enter into Joint Powers Agreements with the State of Minnesota, Department of Public Safety, Bureau of Criminal Apprehension to use systems and tools available over the State's criminal justice data communications network for which the City is eligible. The Joint Powers Agreements further provide the City with the ability to add, modify and delete connectivity, systems and tools over the five year life of the agreement and obligates the City to pay the costs for the network connection.

NOW, THEREFORE, BE IT RESOLVED by the City Council of New Brighton, Minnesota as follows:

1. That the State of Minnesota Joint Powers Agreements by and between the State of Minnesota acting through its Department of Public Safety, Bureau of Criminal Apprehension and the City of New Brighton on behalf of its Prosecuting Attorney and Department of Public Safety, are hereby approved.
2. That the Director of Public Safety, Anthony S. Paetznick, or his successor, is designated the Authorized Representative for the Department of Public Safety. The Authorized Representative is also authorized to sign any subsequent amendment or agreement that may be required by the State of Minnesota to maintain the City's connection to the systems and tools offered by the State. To assist the Authorized Representative with the administration of the agreement, Administrative Support Manager Gina Krahn is appointed as the Authorized Representative's designee.
3. That the Municipal Prosecutor, Robb L. Olson, or his successor, is designated the Authorized Representative for the Prosecuting Attorney. The Authorized Representative is also authorized to sign any subsequent amendment or agreement that may be required by the State of Minnesota to maintain the City's connection to the systems and tools offered by the State.
4. That Kari Niedfeldt-Thomas, the Mayor for the City of New Brighton, and Terri Spangrud, the City Clerk, are authorized to sign the State of Minnesota Joint Powers Agreements.

Adopted this 13th day of June 2023 by the New Brighton City Council with a vote of

5 ayes and 0 nays.

ATTEST:

Terri Spangrud, City Clerk





Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

RESOLUTION NO. 23- 048

STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION ESTABLISHING JUNETEENTH AS A CITY HOLIDAY

WHEREAS, Juneteenth (June 19) has been recognized as a Federal holiday celebrating freedom from slavery in the United States; and

WHEREAS, the State of Minnesota added Juneteenth as a State holiday commemorating the end of slavery in the United States; and

WHEREAS, in recognition of this holiday, no public business can be conducted on Juneteenth effective June 19, 2023; and

WHEREAS, the City of New Brighton will recognize Juneteenth as a holiday beginning June 19, 2023; and

WHEREAS, the City of New Brighton Employee Handbook and City calendar shall be amended with the addition of Juneteenth as an observed holiday.

NOW THEREFORE, BE IT RESOLVED, that the New Brighton City Council establishes Juneteenth (June 19) as a City of New Brighton holiday with the closure of City offices; and the date and rules of observance of the holiday shall be as specified in Minnesota Statutes §645.44.

Adopted this 13th day of June 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor

ATTEST:


Devin Massopust, City Manager


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-047
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION AUTHORIZING THE ADOPTION OF THE RAMSEY COUNTY EMERGENCY OPERATIONS PLAN

Whereas, a Comprehensive Emergency Operations Plan (CEOP) is required by several state and federal laws including Minnesota Statutes Chapter 12, Section 12.25 and Title VI of the PL 100-707, the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988 (USC 68, sec, 5121 et seq); and

Whereas, for two decades, Ramsey County has adopted a countywide approach to emergency operations planning. This approach saves money for all municipalities and county government agencies by reducing duplicated efforts and by streamlining both training and exercises/practice. It leads to saving lives, property, and the environment through a common language and a common concept of operations; and


Whereas, this amended Comprehensive Emergency Operations Plan (CEOP) is a complete rewrite of the existing document considering lessons learned from real world emergencies that have impacted our community over the past several years, reflecting necessary changes to our operational processes and directs attention to our most vulnerable communities; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the City Council hereby adopts the newly amended countywide Comprehensive Emergency Operations Plan as the Emergency Operations Plan for the city; and further, be it

Resolved, the City Council of the City of New Brighton authorizes the Mayor, City Manager, and the emergency manager to promulgate this Comprehensive Emergency Operations Plan to all city agencies and departments.

ADOPTED this 13th day of June by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 23-046

STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION ACCEPTING BIDS AND AWARD OF CONTRACT FOR CITY PROJECT 23-1, 2023
STREET REHABILITATION**

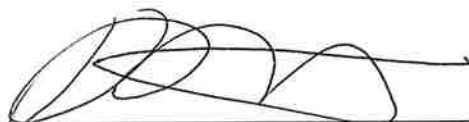
WHEREAS, pursuant to advertisement in the *Pioneer Press and Finance and Commerce*, and online at <http://www.questcdn.com>, bids for the above mentioned improvement were received, opened, and read aloud by the City Administration at 10:00 a.m., May 19, 2023 complying with the advertisement; and

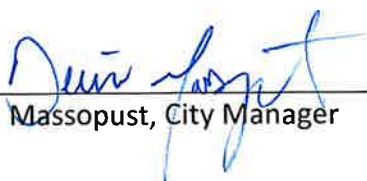
WHEREAS, the lowest bidder meeting bid specifications was found to be **Douglas-Kerr Underground LLC** with a total bid of **\$1,121,567.15**.

NOW, THEREFORE LET IT BE RESOLVED by the City Council of the City of New Brighton:

1. That the Mayor and City Manager are hereby authorized and directed to enter into a contract with Douglas-Kerr Underground LLC in the name of the City of New Brighton for City Project 23-1, 2023 Street Rehabilitation.

Adopted this 19th day of May, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Niedfeldt-Thomas absent)*


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION 2023-045
CITY COUNCIL
CITY OF NEW BRIGHTON

RESOLUTION MAKING FINDINGS OF FACT AND APPROVING A SPECIAL USE
PERMIT AMENDMENT TO AUTHORIZE INSTALLATION OF A NEW ATHLETIC
FIELD SCOREBOARD IN THE IRONDALE HIGH SCHOOL STADIUM AT
2425 LONG LAKE ROAD

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City Council of the City of the New Brighton has adopted a comprehensive plan and corresponding zoning regulations to promote orderly development and utilization of land within the city; and,

WHEREAS, Irondale High School, located at 2425 Long Lake Road with the property identification number of 17-30-23-22-0043, has existed at that address for decades; and

WHEREAS, the Mounds View Public School District (the “Applicant”) made application to the City on 4/12/23 for a special use permit to authorize installation of a new dynamic display scoreboard at their athletic stadium; and

WHEREAS, proposed new scoreboard will replace the existing scoreboard that has been in place for approximately a decade; and

WHEREAS, staff fully reviewed the requests and prepared a report for consideration by the Planning Commission at their meeting on May 16, 2023; and

WHEREAS, the Planning Commission held a public hearing on the requests at the May 16th meeting and considered input from residents; and

WHEREAS, the Planning Commission recommended approval of the requests on May 16th based on the applicant’s submittals and findings of fact; and

WHEREAS, the City Council considered on May 23, 2023, the recommendations of the Planning Commission, Staff, the Applicant's submissions, the contents of the staff report, and other evidence available to the Council.

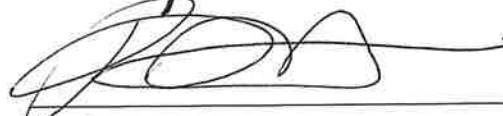
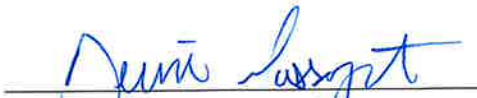
NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the requested special use permit based on the following findings of fact:

- 1. The subject property is guided for public/quasi-public use by the 2030 comprehensive plan, and schools are a specially permitted use in the corresponding R-1 zoning district.*
- 2. The athletic field/stadium area has been in place since 1974 and has been developed with active improvements such as bleachers, lights, and scoreboards since 1985.*
- 3. The existing scoreboard supporting the stadium has outlived its useful life and needs to be replaced.*
- 4. The proposed dynamic display can meet all code requirements for such installations.*
- 5. Continued operation of the school and associated stadium will not be detrimental to or endanger the public health, safety, morals, comfort, or general welfare of the community.*
- 6. The proposed scoreboard upgrade will not further impact the use and enjoyment of the subject and surrounding properties.*
- 7. Investment in a new scoreboard will not have detrimental impact on area property values.*
- 8. The proposed scoreboard update will have no impact on the subsequent development (or redevelopment) of surrounding property.*
- 9. The subject site is adequately served by public utilities, roads, and drainage facilities.*
- 10. The scoreboard will be in conformance with underlying zoning district requirements.*

BE IT FURTHER RESOLVED, that approval of the special use permit shall be subject to the following conditions:

- 1. The proposed dynamic display's luminance levels must comply with the following: between 5000 nits and 7000 nits during daytime hours, and not more than 500 nits during nighttime hours.*
- 2. Prior to Sign Permit issuance, the sign manufacturer shall submit certification that the sign has the mechanical capabilities to control luminance at the levels required by condition #1.*
- 3. The dynamic display shall not have the mechanical capabilities to exceed 7000 nits.*
- 4. Failure to adhere to these conditions of approval shall be grounds for revocation of the special use permit amendment by the City Council.*

ADOPTED this 23rd day of May, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Niedfeldt-Thomas absent)


Kari Niedfeldt-Thomas, Mayor
Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION 2023-044
CITY COUNCIL
CITY OF NEW BRIGHTON

**RESOLUTION MAKING FINDINGS OF FACT AND APPROVING A SPECIAL USE PERMIT
AMENDMENT TO ALLOW CONSTRUCTION OF A NEW GARAGE ON THE GLOBAL
ACADEMY SITE AT 3000 5TH ST NW**

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City Council of the City of the New Brighton has adopted a comprehensive plan and corresponding zoning regulations to promote orderly development and utilization of land within the city; and,

WHEREAS, Global Academy owns and operates a school on R-1 zoned property at 3000 5th St NW which is legally described as:

Lot 2, Block 1, Seminary Estates 2nd Addition.

WHEREAS, Global Academy filed an application seeking to amend their special use permit and site plan to authorize construction of a new garage to house groundskeeping equipment; and

WHEREAS, the garage will meet setback and height standards for an accessory structure in the R-1 zoning district; and

WHEREAS, staff fully reviewed the requests and prepared a report for consideration by the Planning Commission at their meeting on May 16, 2023; and

WHEREAS, the Planning Commission held a public hearing on the request at the May 16th meeting and considered input from residents; and

WHEREAS, the Planning Commission recommended approval of the request on May 16th based on the applicant's submittals and findings of fact; and

WHEREAS, the City Council considered on May 23, 2023, the recommendations of the Planning Commission, Staff, the Applicant's submissions, the contents of the staff report, and other evidence available to the Council.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the requested special use permit and site plan amendment based on the following findings of fact:

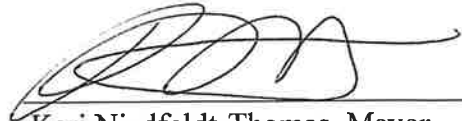
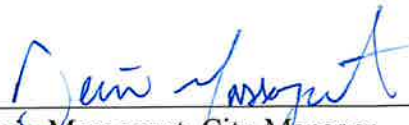
1. The subject property is guided for public/quasi-public use by the 2030 comprehensive plan, and schools are a specially permitted use in the corresponding R-1 zoning district.
2. The proposed replacement garage will meet required setbacks, and proposed building materials are allowed by code and were deemed to be complementary to the existing building.
3. The new garage will not be detrimental to or endanger the public health, safety, morals, comfort, or general welfare of the community.
4. The new garage will not further impact the use and enjoyment of the subject and surrounding properties provided conditions regarding grading and drainage are addressed.
5. Continued investment in school improvements will not have detrimental impact on area property values.
6. The new garage will have no impact on the subsequent development (or redevelopment) of surrounding property.
7. The subject site appears to be adequately served by public utilities, roads, and drainage facilities to accommodate the proposed garage;
8. The special use will be in conformance with all underlying zoning district requirements.

BE IT FURTHER RESOLVED, that approval of the special use permit, site plan, and variance shall be subject to the following conditions:

1. As a component of the garage building permit application, details must be provided as to how boundary line improvements between the Global Academy property and the former seminary property to the north will be handled (i.e. grading, impervious removal, landscaping, etc). Engineering will review plans from both parties simultaneously to ensure all plans work in conjunction with one another.
2. Materials used on the garage shall be consistent with proposed plans, and include any changes as directed by the City Council at their 5/23/23 meeting.
3. Landscaping extending beyond the width of the new garage shall be added along the northern property line to soften the visual impact of this new structure on the future home sites to the north. Final planting to be agreed upon by the applicant and the City Forester prior to issuance of a building permit.
4. The applicant shall be required to correct any lighting problems associated with the new garage that are identified following construction.

Failure to adhere to the SUP conditions of approval shall be grounds for revocation of the special use permit amendment by the City Council.

ADOPTED this 23rd day of May, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Niedfeldt-Thomas absent)


Kari Niedfeldt-Thomas, Mayor
Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. **2023-043**
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION AUTHORIZING THE CITY CLERK TO ISSUE A PAWNBROKERS LICENSE TO
WE PAY MORE PAWN LLC (399 SILVER LAKE RD SW NEW BRIGHTON MN 55112)**

WHEREAS, Adam Hammad and John Cady applied for a Pawnbrokers License, submitted Background Investigation Authorization forms and required Background Investigation fees; and

WHEREAS, both applicants were found to have met all licensing eligibility requirements set forth in New Brighton City Code and Minnesota State Statutes Section 325J.03, were found to be a currently registered business "Active / In Good Standing" with the Office of the Minnesota Secretary of State since February 2010, operating similar businesses in New Hope and Blaine; and

WHEREAS, the location is in the B-3 District and there are no zoning concerns related to the type of business proposed;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the City Clerk is authorized to issue a Pawnbrokers License to We Pay More Pawn LLC for the business located at 399 Silver Lake Rd SW New Brighton MN 55112 with the following conditions:

- Prior to issuance of the license, the applicant must pay all applicable 2023 license fees per City Code Section 15-464 and the current City fee schedule.
- Prior to issuance of the license, the applicant must pay a \$5,000 bond per City Code Section 15-456.
- The business must follow all sections of City Code and State Statutes related to pawnbroker businesses including but not limited to those regarding reporting requirements, pawn tickets, records and record retention, permitted charges, records prohibitions, redemption, risk of loss, et al.
- This license is not transferable. If there is a change in location or ownership, or if there is an ownership share percentage change of more than 5 shares, a new license will need to be obtained. A new Pawnbrokers License takes up to 60 days to process once the application materials are complete and submitted.

ADOPTED this 23rd day of May, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. **(Niedfeldt-Thomas absent)**


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-042

STATE OF MINNESOTA

COUNTY OF RAMSEY

CITY OF NEW BRIGHTON

RESOLUTION AUTHORIZING A TRANSFER
FROM THE WATER UTILITY FUND TO THE SPECIAL PROJECTS FUND

WHEREAS, the City creates temporary utility bill accounts for customers requiring temporary use of the City's utility infrastructure; and

WHEREAS, due to the unpredictable nature of temporary accounts, water usage in these accounts are excluded from the annual utility rate analysis; and

WHEREAS, revenues generated by these accounts do not affect the overall financial sustainability of the utility funds; and

WHEREAS, staff may from time to time request Council's approval to use the water revenue generated by these accounts for other public purposes, including but not limited to community events and place-making efforts, and

WHEREAS, \$35,709 in water revenues were collected from temporary utility bill accounts during the 2022-2023 winter season.

NOW, THEREFORE BE IT RESOLVED the Finance Director is authorized and directed to transfer \$35,000 from the Water Utility Fund to the Special Projects Fund, and

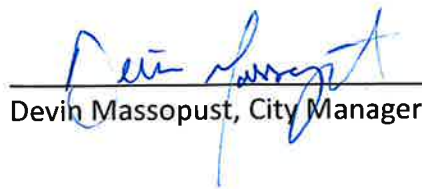
BE IT FURTHER RESOLVED that the funds are committed to be used for public purposes as later determined by the City Manager, including but not limited to community events and place-making efforts.

Adopted this 23rd day of May 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Niedfeldt-Thomas absent)



Kari Niedfeldt-Thomas, Mayor

Attest:



Devin Massopust, City Manager



Terri Spangrud, City Clerk

RESOLUTION No. 2023-041
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**A RESOLUTION ADOPTING PROPOSED COMPENSATION PLAN AND CLASSIFICATION
SYSTEM**

WHEREAS, the City of New Brighton identified a pay plan and classification study as a key initiative within the Operational Effectiveness strategic priority; and

WHEREAS, Baker Tilly was awarded a contract to conduct said study in June 2022; and

WHEREAS, Baker Tilly has concluded their work and recommended a new pay plan and classification system that addresses market discrepancies and provides a more robust classification system; and

WHEREAS, ensuring the City of New Brighton recruits and retains high performing employees is essential to providing valuable services to the New Brighton community; and


WHEREAS, a tightening labor market now and into the future in Minnesota presents a significant challenge to continuing the vital delivery of services across all functions of municipal government including public safety, public works, maintenance, parks and recreation, administration, finance, and more; and

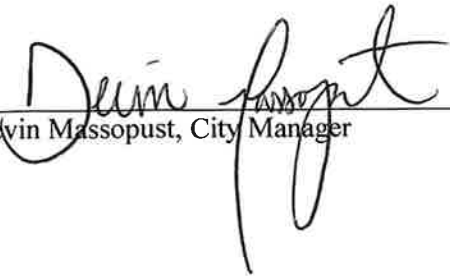
WHEREAS, paying wages that are competitive with the market is one, concrete way the City can retain valuable employees and navigate a difficult labor market.

NOW THEREFORE, be it resolved that:

1. The City of New Brighton adopts the proposed pay plan and classification system as recommended by Baker Tilly.
2. The City of New Brighton implements the new plan and system effective July 8, 2023.

ADOPTED this 25th day of April, 2023 by the New Brighton City Council with a vote of 3
ayes and 1 nays. (Axberg absent; Dunsworth nay)


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-040
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

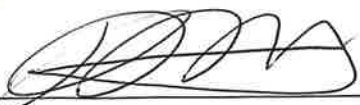
RESOLUTION APPOINTING CITY COUNCIL LIAISONS TO MUNICIPAL ADVISORY COMMISSIONS

WHEREAS, the City Council annually appoints members of the City Council to serve as liaisons to the various City Commissions;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the following City Councilmembers are appointed to serve as liaisons to the following commissions:

- Economic Development Commission
 - Councilmember Abdullahi Abdulle
- Parks, Recreation and Environmental Commission
 - Councilmember Pamela Stegora Axberg
- Planning Commission
 - Councilmember Graeme Allen
- Public Safety Commission
 - Councilmember Emily Dunsworth
- Equity Commission
 - Mayor Kari Niedfeldt-Thomas

ADOPTED this 25th day of April, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Axberg absent)*


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-039
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

A RESOLUTION SUPPORTING MOW LESS MAY INITIATIVE 2023

WHEREAS, the City of New Brighton City Council has identified Environment and Sustainability as a Strategic Priority; and

WHEREAS, the City of New Brighton Parks, Recreation, and Environment Commission has reviewed the program and supports the implementation of it; and

WHEREAS, recent research suggests that bee pollinators make use of spaces that have not been mowed as key floral resources during early spring in the upper Midwest United States; and

WHEREAS, pollinators and floral resources have a positive relationship, where the increase in pollinators can increase the amount of flora and vice versa; and

WHEREAS, the New Brighton City Council finds it in the public interest and consistent with our Strategic Priorities for the City to demonstrate its commitment to a safe and healthy community environment through the implementation of initiatives that help increase the pollinator population, Mow Less May being one of those.


NOW THEREFORE BE IT RESOLVED that the New Brighton City Council proclaims May 1-May 31st, 2023 as "Mow Less May" and encourages all residents who wish to participate in this initiative to register with the City and refrain from mowing lawns in May to provide vital early spring flowers for bees that emerge from hibernation

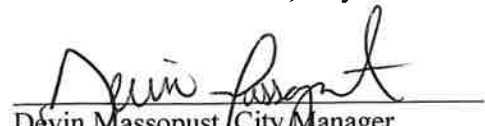
BE IT FURTHER RESOLVED that the City temporarily suspends enforcement for No Mow May registered participants of New Brighton City Code requirements in Chapter 17 regarding grass length and regular cutting of weeds. The temporary suspension will last through June 7, 2023.

ADOPTED this 25th day of April by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Axberg absent)*

ATTEST:


Terri Spangrud, City Clerk


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

RESOLUTION No. 2023-038
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION AUTHORIZING A TRANSFER FROM THE GENERAL FUND TO THE COMMUNITY REINVESTMENT FUND
AND AMENDING THE 2023 GENERAL FUND BUDGET FOR THE TRANSFER**

WHEREAS, the City's Fund Balance Policy includes targeted and minimum balances for the General Fund, and

WHEREAS, the targeted balance for the year ending December 31, 2022, is \$8,104,150, and

WHEREAS, the minimum balance is 35% of the subsequent year's budgeted operating expenditures, or \$6,988,100, and

WHEREAS, as of December 31, 2022, the unassigned fund balance of the General Fund is \$8,701,705, and

WHEREAS, the unassigned fund balance is currently at 43.6% of the subsequent year's budgeted operating expenditures, and

WHEREAS, included in the Fund Balance Policy is a provision to retain an unassigned fund balance between 41% and 45% of the subsequent year's budgeted expenditures, and

WHEREAS, included in the Fund Balance Policy is a provision to utilize the amount in excess of the targeted balance in the subsequent year's budgets and/or by transferring to other funds, and

WHEREAS, as of December 31, 2022, the excess amount is \$597,555, and

WHEREAS, the City's long-term financial plans include replenishing reserves as opportunities arise, and

WHEREAS, the Community Reinvestment Fund reserves are committed for interfund loans or new initiatives as approved by management and Council.

NOW THEREFORE, BE IT RESOLVED the Finance Director is authorized and directed to transfer \$121,071 from the General Fund to the Community Reinvestment Fund.

BE IT FURTHER RESOLVED the 2023 General Fund Budget be amended as follows:


Increase: Transfer Out to Community Reinvestment Fund \$121,071

ADOPTED this 25th day of April, 2023 by the New Brighton City Council with a vote of 4 ayes
and 0 nays. (Axberg absent)



Kari Niedfeldt-Thomas, Mayor

ATTEST:


Terri Spangrud, City Clerk

Devin Massopust, City Manager

City of New Brighton, MN
General Fund's 101 Targeted Fund Balance per Policy

Designated for Cashflows
Subsequent Year's Budget:

	2023
Property Taxes	12,609,500
(Less Internal Debt Service)	(960,800)
Police State aid	269,600
Fire state aid	152,600
Police State Reimbursement	53,000
MSA	11,200
County Recycling Grant	54,500
County VCET Reimbursement	20,000
Fire State Reimbursement	5,500
	<u>12,215,100</u>

x 50% A 6,107,550

Designated for Contingencies

Subsequent Year's Budgeted Operating Expenditures	20,926,800
(Less Internal Debt Service)	(960,800)
	<u>B 19,966,000</u>

x 10% C 1,996,600

Total Targeted Fund Balance A+C=D 8,104,150

Unassigned Fund Balance as of 12/31/2022 E 8,701,705

Amount over Targeted Fund Balance E-D 597,555

Minimum 41% - 45% to be Retained E/B 43.58%

Potential to Reallocate per Fund Balance Policy F 121,071

% of next year's budget after the transfer (E-F)/B 42.98%

Minimum Fund Balance: 6,988,100
 (35% of subsequent year's budget)

RESOLUTION 2023-037

STATE OF MINNESOTA

COUNTY OF RAMSEY

CITY OF NEW BRIGHTON

**RESOLUTION DENYING THE APPEAL OF DALE ZOERB OF CITY STAFF'S DECISION
TO DENY A RIGHT-OF-WAY PERMIT TO AUTHORIZE THE PLACEMENT OF
PRIVATE SECURITY CAMERAS ON CITY PROPERTY AND WITHIN THE CITY RIGHT-
OF-WAY**

WHEREAS, on December 8, 2022, the City of New Brighton (the "City") received numerous reports and complaints regarding the installation of private security cameras on a City street sign located in the City right-of-way of Wexford Heights Lane and Wexford Heights Circle; and

WHEREAS, it was determined by the City that the cameras were the property of Dale Zoerb ("Mr. Zoerb"); and

WHEREAS, Mr. Zoerb did not ask the City's permission before he installed the cameras on the City's street sign within the City right-of-way; and

WHEREAS, Section 25-23 of the City Code states the following:

A permit shall be obtained from the City before any improvement, construction, or alteration of any kind is undertaken within the limits of the right-of-way including work on public and private utilities;

and

WHEREAS, Section 32-4 of the City Code states that "no person may obstruct or excavate any right-of-way or install or place facilities within the right-of-way without first having obtained the appropriate permit from the City"; and

WHEREAS, Section 32-4 of the City Code identifies the specific types of permits the City will approve with respect to work or facilities within the right-of-way; and

WHEREAS, the three types of permits that are identified by Section 32-4 of the City Code are an excavation permit (secured when needing to repair or replace utilities within the right-of-way), an obstruction permit (secured when work on private property will hinder free and open passage within the right-of-way for a temporary period of time), and a small wireless facility permit (a permit necessary to accommodate cellular service providers); and

WHEREAS, based on the fact that cameras are not authorized to be on a City street sign or within the City right-of-way by the City Code, City staff requested on several occasions that Mr. Zoerb remove the cameras from the City street sign and the City right-of-way; and

WHEREAS, Mr. Zoerb refused to remove the cameras from the City street sign and the City right-of-way and requested a right-of-way permit for the cameras; and

WHEREAS, City staff denied Mr. Zoerb's request for a right-of-way permit for the cameras because they did not fall within the scope of any of the three types of right-of-way permits that may be issued by the City; and

WHEREAS, Section 32-24 of the City Code states that a right-of-way user who has been denied a permit may have the denial reviewed by the City Council; and

WHEREAS, on February 21, 2023, Mr. Zoerb submitted his request to have City staff's denial of the right-of-way permit reviewed by the City Council; and

WHEREAS, the City and Mr. Zoerb mutually agreed that his request would be heard by the City Council on March 25, 2023; and

WHEREAS, the City Council heard Mr. Zoerb's request at its meeting on March 25, 2023 and Mr. Zoerb had the opportunity to address the City Council at the meeting; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of New Brighton, that the City Council makes the following findings with respect to Mr. Zoerb's request:

1. The City has the authority to manage rights-of-way within its jurisdiction pursuant to Chapter 32 of the City Code. Mr. Zoerb's cameras are located on a City street sign which is City property and is located in the City right-of-way as it is defined by City Code Section 32-2 (39).

2. Section 25-23 of the City Code states the following:

A permit shall be obtained from the City before any improvement, construction, or alteration of any kind is undertaken within the limits of the right-of-way including work on public and private utilities.


3. Section 32-4 of the City Code states that "no person may obstruct or excavate any right-of-way or install or place facilities within the right-of-way without first having obtained the appropriate permit from the City."
4. The three types of permits that are identified by Section 32-4 of the City Code are an excavation permit (secured when needing to repair or replace utilities within the right-of-way), an obstruction permit (secured when work on private property will hinder free and open passage within the right-of-way for a temporary period of time), and a small wireless facility permit (a permit necessary to accommodate cellular service providers).
5. Mr. Zoerb's cameras do not fall within the scope of any of the three types of right-of-way permits that may be issued by the City.

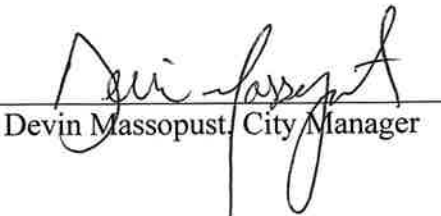
6. Pursuant to its authority in Sections 25-23 and 32-4 of the City Code, the City has the right to manage its right-of-way and the right to remove any unauthorized items that are within the right-of-way at any time.
7. There are alternative locations for the cameras to be placed that are on Mr. Zoerb's property and not on City property or within the City right-of-way. The City does not have any restrictions that would prohibit the installation of the cameras in these alternative locations.
8. The City is concerned that if it allows the cameras to remain in their current location, they could cause liability issues for the City because they are mounted on the City's street sign and within the City's right-of-way. The City does not wish to take on this additional liability.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the City Council of the City of New Brighton as follows:

1. That City staff's decision not to issue a right-of-way permit for the cameras is upheld and Mr. Zoerb's request to receive a permit for the cameras is denied.
2. Mr. Zoerb must remove the cameras from the right-of-way no later than 8:00 a.m. on Monday, May 1, 2023. If the cameras are not removed by this deadline, City staff will remove the cameras at Mr. Zoerb's expense. The City will not be responsible for any damage to the cameras. If Mr. Zoerb is not present to receive the cameras at the time of their removal, the cameras will be brought by City staff to City Hall and stored for a 30 day period in which Mr. Zoerb may pick them up. If Mr. Zoerb does not pick up the cameras within this timeframe, City staff may dispose of the cameras in accordance with the City's property disposal policy.
3. The City may certify the costs that it incurs with respect to the removal of the cameras to Mr. Zoerb's property in accordance with Section 2-9 of the City Code.

ADOPTED this 25th day of April, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Axberg absent)*


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-036
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION MAKING FINDINGS OF FACT AND APPROVING A SITE PLAN
AUTHORIZING RENOVATION WORK TO TOTEM POLE PARK**

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City Council of the City of the New Brighton has adopted a comprehensive plan and corresponding zoning regulations to promote orderly development and utilization of land within the city; and,

WHEREAS, the City of New Brighton owns the property known as Totem Pole Park at 1011 Foss Road in New Brighton;

WHEREAS, the City of New Brighton (the “Applicants”) have applied for Site Plan approval to authorize renovations to Totem Pole Park;

WHEREAS, staff fully reviewed the request and prepared a report for consideration by the Planning Commission at their meeting on April 18, 2023; and

WHEREAS, the Planning Commission recommended approval of the request on April 18, 2023, based on the applicant’s submittals and findings of fact; and

WHEREAS, the City Council considered on April 25, 2023, the recommendations of the Planning Commission, Staff, the Applicant's submissions, the contents of the staff report, and other evidence available to the Council.

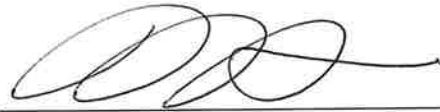
NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the requested site plan based on the following findings of fact:

1. The proposed improvements are conforming to all code requirements, and do not require the issuance of a special use permit or variances.
2. Building materials will be in conformance with the parks master plan and all applicable city code and zoning requirements.
3. There are no issues with height or lighting that cannot be controlled by conditions of approval.
4. No additional landscaping is mandated by code for the proposed renovation, but additional landscaping may be added for general site beautification at the discretion of the Parks Department.
5. Improvements do not pose a parking or traffic risk.

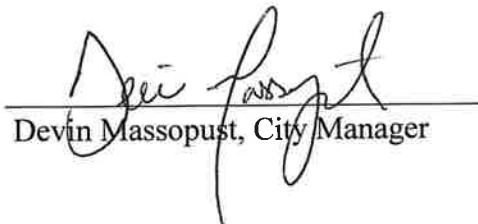
BE IT FURTHER RESOLVED, that approval of the site plan shall be subject to the following conditions:

1. Parks Department staff shall continue to review any updates as they occur. Major changes (i.e. significant changes to design, setback impacts, etc) will be brought back through the process while minor changes will be reviewed and approved administratively.
2. Public safety and Engineering shall continue to review updates as they occur, and may direct plan updates to deal with safety and engineering concerns as plans are finalized.
3. Building materials shall be in line with those anticipated and required by code.
4. Any proposed lighting shall be directed downward, and shielding shall be installed as needed to address concerns about light sources being visible from surrounding properties. Lighting shall not shine directly into the public right-of-way or adjacent residences. Final design particulars for lighting will need to meet all code requirements.
5. The applicants shall follow conditions of the RCWD's permit approval.
6. Signage updates shall be reviewed and approved through the City's standard sign permit process.

ADOPTED this 25th day of April, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Axberg absent)*



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

RESOLUTION NO. 23-028

STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION AUTHORIZING ACCEPTANCE OF A 2023 INTERN PROGRAM GRANT

WHEREAS, the City of New Brighton submitted an application to the Minnesota City/County Management Association (MCMA) for the 2023 Intern Program and was selected to receive funding up to \$3,500.00 on a cost-reimbursable basis; and

WHEREAS, the City of New Brighton recognizes the fifty (50) percent match requirement for the Intern Program Grant, and has identified funds in the FY2023 General Fund budget; and

WHEREAS, at the conclusion of the Intern Program both the City and the selected intern will submit a report to the Chair of the MCMA Education and Outreach Committee describing accomplishments and learnings.

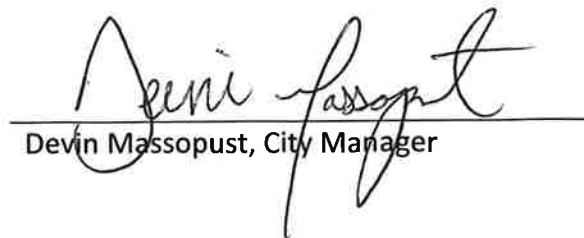
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of New Brighton, Minnesota:

1. That City staff is authorized to accept the 2023 Intern Program Grant to support a part-time, temporary Administration intern during summer 2023.

Adopted this 25th day of April, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Axberg absent)



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

RESOLUTION NO. 2023-034
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION MAKING FINDINGS OF FACT AND APPROVING A PLANNED RESIDENTIAL
DEVELOPMENT AMENDMENT AND FINAL PLAT FOR SILVER OAK ESTATES No. 2**

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City Council of the City of the New Brighton has adopted a comprehensive plan and corresponding zoning regulations to promote orderly development and utilization of land within the city; and,

WHEREAS, in 1973, the City of New Brighton approved a Planned Residential Development resulting in the Silver Oak Estates No. 2 final plat legally described as:

Lots 1 and 2, Block 1 SILVER OAK ESTATES No. 2, Ramsey County, Minnesota.

AND

Lot 19, Block 1, SILVER OAK ESTATES No. 2, Ramsey County, Minnesota.

and

WHEREAS, current owners of the property encompassing Silver Oak Estates No. 2 (the “Applicants”) made application to the City on 2/16/23 to amend the original Planned Residential Development to shift an originally platted lot line to a new location; and

WHEREAS, staff fully reviewed the requests and prepared a report for consideration by the Planning Commission at their meeting on March 21, 2023; and

WHEREAS, the Planning Commission held a public hearing on the Planned Residential Development amendment at their meeting on March 21, 2023, and recommended approval of the request based on the applicant’s submittals and findings of fact; and

WHEREAS, the City Council considered the Planned Residential Development Amendment request at their meeting on March 28, 2023, and took into consideration the recommendations of the Planning Commission and staff, the Applicant's submissions, the contents of the staff report, and other evidence available to the Council.


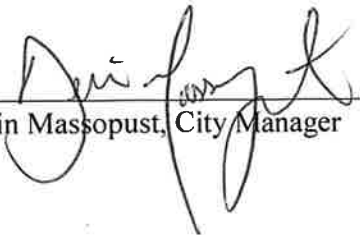
NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the requested Planned Residential Development Amendment based on the following findings of fact:

- 1. The subject property is guided for Low Density Residential use by the 2040 Comprehensive Plan, and R-1 zoning standards are consistent with this land use classification;*
- 2. The subject land was approved as a Planned Residential Development as Silver Oak Estates No. 2 in 1973, and has developed in accordance with the original approval since that time;*
- 3. Approval of Silver Oak Estates No. 6 plat will have no impact on the arrangement or number of allowed units on the property as originally authorized by Silver Oak Estates No. 2.*
- 4. The new proposed lot line location for the home at 3024 18th Avenue NW will result in existing structures meeting minimum setbacks required by the underlying R-1 zoning designation.*
- 5. The new lot area and configuration for 3024 18th Avenue NW, while smaller than typically required by R-1 zoning, may be authorized as part of a Planned Residential Development and is therefore appropriate.*
- 6. The proposed amendment to the Planned Residential Development will have no impact on utilities or roadways servicing the development.*
- 7. Easement issues identified by legal counsel in the plat opinion can be addressed prior to execution of the new final plat.*


BE IT FURTHER RESOLVED, that approval of the requested Planned Residential Development Amendment shall be subject to the following conditions:

- 1. Prior to the City signing the final plat, all issues identified in the plat opinion letter prepared by Kennedy & Graven dated March 16th, 2023, shall be successfully addressed to the satisfaction of the City Attorney.*
- 2. The applicant shall have the final plat reviewed by Ramsey County for needed changes prior to production of final mylars for signature. Changes requested by Ramsey County can be administratively approved by staff*
- 3. Reference monuments shall be placed in the subdivision as required by state law following filing of the revised plat with Ramsey County.*

ADOPTED this 28th day of March, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Karl Niedfeldt-Thomas, Mayor
Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 23-033

STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION ORDERING PROJECT AND AUTHORIZING PREPARATION OF PLANS AND SPECIFICATIONS FOR PROJECT 23-1, 2023 STREET REHABILITATION.


WHEREAS, pursuant to Resolution 23-025 of the City Council of the City of New Brighton, adopted March 14, 2023, a date was set for a Council Hearing on proposed Improvement Project 23-1, 2023 Street Rehabilitation; and,

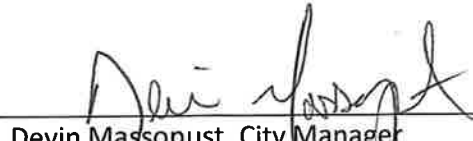
WHEREAS, ten days published notice of the hearing through two weekly publications of the required notice was given and the hearing was held thereon the 28th day of March, 2023, at which time all persons desiring to be heard were given an opportunity to be heard thereon.

NOW, THEREFORE LET IT BE RESOLVED by the City Council of the City of New Brighton:

1. Such improvement is hereby ordered as proposed.
2. The Director of Community Assets and Development is hereby designated as the engineer for this improvement and is hereby authorized to proceed with the preparation of the plans and specifications.

Adopted this 28th day of March, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Karl Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 23-032

STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION AUTHORIZING THE CITY OF NEW BRIGHTON TO COMPLETE AN LCCMR GRANT APPLICATION FOR FUNDING OF THE JONES LAKE RESTORATION PROJECT

WHEREAS, The City of New Brighton seeks \$725,000 to secure the necessary property and easements around Jones Lake to preserve and enhance natural habitat, public recreation and preserve flood protection and water quality;

WHEREAS, The City of New Brighton has completed previous studies for this project in support of the activities proposed in this LCCMR grant application;

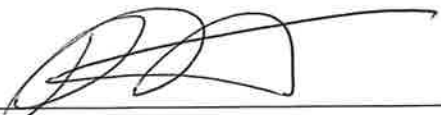
NOW, THEREFORE, BE IT RESOLVED, That the City of New Brighton supports the above referenced project and authorizes the submittal of a proposal for funding of this project on behalf of the City of New Brighton to the Legislative-Citizen Commission on Minnesota Resources (LCCMR) in response to the 2024 Environmental and Natural Resources Trust Fund (ENRTF) Request for Proposal; and

BE IT FURTHER RESOLVED, That, if funding is awarded, the City of New Brighton agrees to accept the award and may enter into an agreement with the state of Minnesota for the above referenced project. The City of New Brighton will comply with all applicable laws, environmental requirements, and regulations and any additional conditions stated in the grant agreement and the approved LCCMR work plan; and

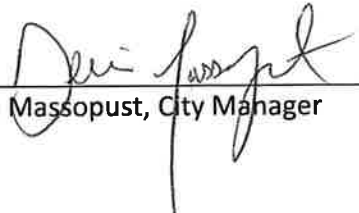
BE IT FURTHER RESOLVED, That the City of New Brighton understands that grants from the ENRTF are generally paid out on a reimbursement basis. The City of New Brighton has the financial capability to pay for project expenses prior to seeking reimbursement; and

BE IT FURTHER RESOLVED, That Devin Massopust, City Manager, is hereby authorized to execute such agreements and work plans as necessary and Craig Schlichting, Director of Community Assets and Development, is authorized to implement the project on behalf of the City of New Brighton.

Adopted this 28th day of March, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor

ATTEST:


Terri Spangrud, City Clerk
Devin Massopust, City Manager

CITY OF NEW BRIGHTON, RAMSEY COUNTY, MINNESOTA

Resolution No. 2023-031

**A RESOLUTION AUTHORIZING CITY OF NEW BRIGHTON STAFF TO EXECUTE
ALL NECESSARY DOCUMENTS TO ENSURE CITY OF NEW BRIGHTON
PARTICIPATION IN THE MULTISTATE SETTLEMENTS RELATING TO OPIOID
SUPPLY CHAIN PARTICIPANTS, AND IN THE MINNESOTA OPIOIDS STATE-
SUBDIVISION MEMORANDUM OF AGREEMENT**

WHEREAS, the State of Minnesota and numerous Minnesota cities and counties are engaged in nationwide civil litigation against opioid supply chain participants related to the opioid crisis; and

WHEREAS, the Minnesota Attorney General has signed on to multistate settlement agreements with several opioid supply chain participants, but those settlement agreements are still subject to sign-on by local governments and final agreement by the companies and approval by the courts; and

WHEREAS, there is a deadline of April 18, 2023, for a sufficient threshold of Minnesota cities and counties to sign on to the above-referenced multistate settlement agreements, and failure to timely sign on may diminish the amount of funds received by not only that city or county but by all Minnesota cities and counties from the settlement funds; and

WHEREAS, representatives of Minnesota's local governments, the Office of the Attorney General, and the State of Minnesota have reached agreement on the intrastate allocation of these settlement funds between the State, and the counties and cities, as well as the permissible uses of these funds, which will be memorialized in the Minnesota Opioids State-Subdivision Memorandum of Agreement, as amended (the "State-Subdivision Agreement"); and

WHEREAS, the State-Subdivision Agreement creates an opportunity for local governments and the State to work collaboratively on a unified vision to deliver a robust abatement and remediation plan to address the opioid crisis in Minnesota;

NOW, THEREFORE, BE IT RESOLVED, the City of New Brighton supports and agrees to the State-Subdivision Agreement; and

BE IT FURTHER RESOLVED, the City of New Brighton supports and opts in to all future multistate settlement agreements with opioid supply chain participants; and

BE IT FURTHER RESOLVED, the City of New Brighton authorizes city staff to execute all necessary documents to ensure the City of New Brighton participation in the multistate settlement agreements, including the Participation Agreement and accompanying Release, and in the State-Subdivision Agreement.

ADOPTED this 28th day of March 2023 by the New Brighton City Council with a vote of 5
ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

RESOLUTION NO. ~~2022~~-2023-030

STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION RECOGNIZING OUTGOING COMMISSIONERS

WHEREAS, the City of New Brighton's advisory commissions play an integral role in reviewing and making recommendations to the City Council regarding matters of public policy; and

WHEREAS, each individual appointed to the City's commission spend hours each month researching, reading and participating in discussions to advise the City Council on:

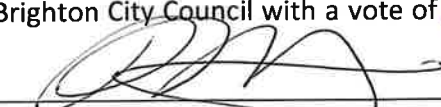
- matters concerning industrial and commercial development for the city,
- matters concerning diversity, equity and inclusion,
- the proper use of and care for parks and the natural environment as well as recreational activities in the City,
- all land use planning matters; and matters related to the goals, and
- policies and operations of public safety functions; and

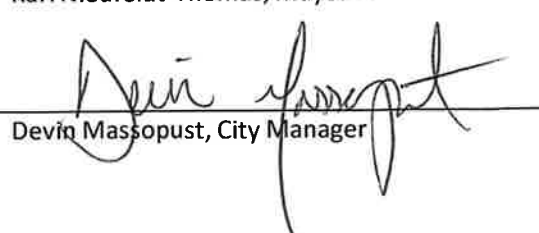
WHEREAS, each individual appointed to the City's advisory commissions volunteers their time as a way to give back to their community and make the City of New Brighton a better place to live;

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of New Brighton recognizes significant contributions and appreciates the service of the following individuals as they leave the service of the City:

- Matthew Arndt (Economic Development Commission)
- Mike Murlowski (Economic Development Commission)
- Ruben Vasquez (Equity Commission)
- Hayden Anderson (Equity Commission)
- Randell Wyatt (Parks, Recreation and Environmental Commission)
- Ellie Dostal Dauer (Planning Commission)
- Jack Winkels (Public Safety Commission)
- Sam Strong (Public Safety Commission)
- Robert Boyd (Public Safety Commission)

ADOPTED this 28th day of March, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

Mayor Kari Niedfeldt-Thomas's Minnesota Statutes Section 13D.021 Statement and Determination Regarding Conducting Meetings by Telephone or Other Electronic Means


As the Mayor of the City of New Brighton, Minnesota, I find as follows:

- a. In October 2021, I determined that it was appropriate to allow remote public meetings in the City under Minnesota Statutes Section 13D.021 because holding meetings in-person was not prudent or practical, and it was not feasible to have the entire City Council, City staff, and the public at the City's regular meeting location due to the ongoing state and local emergency declarations related to the ongoing COVID-19 pandemic;
- b. To return to in-person meetings, the Mayor must make a new determination that meetings will no longer be conducted under Minnesota Statutes Section 13D.021;
- c. Pursuant to the Centers for Disease Control and Prevention, many people in the United States now have some protection, or immunity against COVID-19 due to vaccination, previous infection, or both. This immunity, combined with the availability of tests and treatments, has greatly reduced the risk of severe illness, hospitalization, and death from COVID-19 for many people;
- d. According to the CDC web site, in Ramsey County, Minnesota, the COVID-19 community level is low;
- e. Because the COVID-19 community level is low and because many people now have protection or immunity against COVID-19 due to vaccination, previous infection or both, it is no longer necessary to conduct City meetings pursuant to Minnesota Statutes Section 13D.021; and
- f. The City may continue to allow members of the public and members of the City Council, and all of its boards, committees, subcommittees, and commissions, to participate remotely during in-person public meetings as permitted by law (Minnesota Statutes Section 13D.02 (meetings conducted by interactive technology)).

Based on the above findings, I determine as follows:

1. My Statement and Determination Regarding Conducting Meetings by Telephone or Other Electronic Means is hereby rescinded as of April 1, 2023.
2. As of April 1, 2023, all meetings of the City Council and its boards, committees, subcommittees, and commissions shall be conducted in-person, allowing for remote participation as permitted by law, including under Minnesota Statutes Section 13D.02.

Dated this 28 day of March, 2023.


Kari Niedfeldt-Thomas
Mayor, City of New Brighton

RESOLUTION No. 23-029
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION CONDEMNING THE USE OF DISCRIMINATORY COVENANTS, DISCHARGING
DISCRIMINATORY COVENANTS ON CITY-OWNED PROPERTY, AND APPROVING PARTICIPATION
IN THE JUST DEEDS COALITION**

WHEREAS, discriminatory covenants were tools used by real estate developers to prevent Black, Indigenous, People of Color (BIPOC) and non-Christian individuals from buying or occupying property in certain areas, and they were common throughout the United States from the early 1900s to the 1960s; and

WHEREAS, the purpose of discriminatory covenants was to explicitly exclude BIPOC and non-Christian individuals from living in New Brighton. These tools created segregation in the metro area; and

WHEREAS, in 2016, the University of Minnesota founded Mapping Prejudice to expose the racist practices that shaped the landscape of the metro area. Mapping Prejudice researched restrictive covenants in Ramsey County and created the first-ever comprehensive map of racial covenants in an American county. The project mapped over 2,400 covenants in Ramsey County, including 50 covenants on residential properties in New Brighton and 2 City-owned properties; and

WHEREAS, an example of a common covenant in New Brighton declared that "No lot shall ever be sold, conveyed, leased or rented to any person other than of the white or Caucasian race, nor shall any lot ever be used or occupied by any person other than one of the white or Caucasian race"; and

WHEREAS, the City of New Brighton owns 2 parcels of land that contain a discriminatory covenant, including Hidden Oaks Park; and

WHEREAS, restrictive covenants are no longer enforceable. Legal efforts to eliminate Discriminatory Covenants include Shelley v. Kraemer, 334 U.S. 1 (1948), in which the United States Supreme Court prohibited courts from enforcing Discriminatory Covenants. The Minnesota Legislature in 1953 enacted statutes that prohibited new covenants, but existing covenants were still legal in Minnesota until 1962; and

WHEREAS, as a result of these judicial and legislative actions, today, Minnesota law and federal law prohibit discrimination in the sale or lease of housing based on race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance, disability, sexual orientation, or familial status and those state and federal prohibitions extend to the refusal to sell or to circulate, post or cause to be printed, circulated, or posted, any limitation, specification, or discrimination as to race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance, disability, sexual orientation, or familial status; and

WHEREAS, in 2019, the Minnesota Legislature passed a law authorizing property owners to individually discharge or renounce discriminatory covenants by recording a discharge form in the county property records; and

WHEREAS, New Brighton acknowledges the use and approval of restrictive covenants within the City to prohibit BIPOC and non-Christian persons from living in New Brighton is key example of systemic racism in practice, and the effects are still visible today; and

WHEREAS, discriminatory covenants promoted and established residential racial segregation, which historically and currently has impacted property ownership, accumulation of generational wealth, property transfers, mortgage eligibility, rental eligibility, property values, property tax base, internet access, access to quality education, and more. Discriminatory covenants fortified systemic racism and compounded economic divestment in specific communities within Ramsey County; and

WHEREAS, discriminatory covenants created demographic patterns that remain in place today; and


WHEREAS, in 2021, the Just Deeds project was launched to provide educational opportunities for Minnesota communities about the racist history of discriminatory covenants and to provide free legal and titles services to help residents find discriminatory covenants and acknowledge this practice through discharge of the covenants; and


WHEREAS, the City of New Brighton desires to participate in this project in collaboration with its residents.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that:

1. The City of New Brighton, recognizes the lasting harm that Discriminatory Covenants—and the racial, religious, and other discriminatory practices that they represent—cause to society in general and to the individuals who are adversely affected by racial, religious, and other discrimination through the presence of discriminatory covenants in the public land records.
2. The City of New Brighton renounces and condemns the past use of discriminatory covenants and prohibits discriminatory covenants from being used in New Brighton in the future.
3. The City Attorney is directed to investigate and to identify any real property owned or leased by the City that contains discriminatory covenants and to prepare and record an affidavit or request an examiner's directive discharging such discriminatory covenants pursuant to Minnesota Statute § 507.18, subd. 5.
4. City staff is directed to participate in the work of the Just Deeds Coalition to educate the community about this and other historically discriminatory practices; to review city code and ordinances with a lens towards racial equity; to identify contemporary discriminatory systems, policies, and practices; and to take action to dismantle racist systems, practices, and policies in the City of New Brighton to create equity for all.

ADOPTED this 14th day of March, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Dunsworth absent)*


Kari Niedfeldt-Thomas, Mayor


Devin Massopust City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-028
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION MAKING FINDINGS OF FACT AND APPROVING A SITE PLAN
AUTHORIZING RENOVATION WORK TO HANSEN PARK**

WHEREAS, the City of New Brighton is a municipal corporation, organized and existing under the laws of the State of Minnesota; and,

WHEREAS, the City Council of the City of the New Brighton has adopted a comprehensive plan and corresponding zoning regulations to promote orderly development and utilization of land within the city; and,

WHEREAS, the City of New Brighton owns the property known as Hansen Park in New Brighton;

WHEREAS, the City of New Brighton (the “Applicants”) have applied for Site Plan approval to authorize Phase I of renovations to Hansen Park;

WHEREAS, staff fully reviewed the request and prepared a report for consideration by the Planning Commission at their meeting on February 21, 2023; and

WHEREAS, the Planning Commission recommended approval of the request on February 21st, 2023, based on the applicant’s submittals and findings of fact; and

WHEREAS, the City Council considered on March 14th, 2023, the recommendations of the Planning Commission, Staff, the Applicant’s submissions, the contents of the staff report, and other evidence available to the Council.


NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby approves the requested site plan based on the following findings of fact:

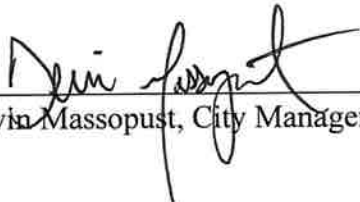
1. The proposed improvements are conforming to all code requirements, and do not require the issuance of a special use permit or variances.
2. Building materials will be in conformance with the parks master plan and all applicable city code and zoning requirements.
3. There are no issues with height or lighting that could impact surrounding properties.
4. No additional landscaping is mandated by code for the proposed renovation, but additional landscaping may be added for general site beautification at the discretion of the Parks Department.
5. Improvements do not pose a parking or traffic risk.

BE IT FURTHER RESOLVED, that approval of the site plan shall be subject to the following conditions:

1. Parks Department staff shall continue to review any updates as they occur. Major changes (i.e. significant changes to design, setback impacts, etc) will be brought back through the process while minor changes will be reviewed and approved administratively.
2. Public safety shall continue to review updates as they occur, and may direct plan updates to deal with safety concerns as plans are finalized.
3. Building materials shall be in line with those anticipated and required by code.
4. Any proposed lighting shall be directed downward and installed so as to prevent direct light from being detectable at the lot line; lighting is also not to shine directly into the public right-of-way or adjacent residences.
5. The applicants shall follow conditions of the RCWD's permit approval.
6. Signage updates shall be reviewed and approved through the City's standard sign permit process.

ADOPTED this 14th day of March, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Dunsworth absent)*


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-027
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION APPOINTING INDIVIDUALS TO MUNICIPAL ADVISORY COMMISSIONS

WHEREAS, eighteen of New Brighton's residents offered their time and energy to serve our community and expressed their interest in filling one of sixteen adult and five student positions; and

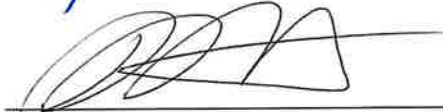
WHEREAS, the City Council has met and reviewed all applications submitted by individuals interested in serving an appointment to one of the City's five municipal advisory commissions;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the following appointments become effective April 1, 2023.

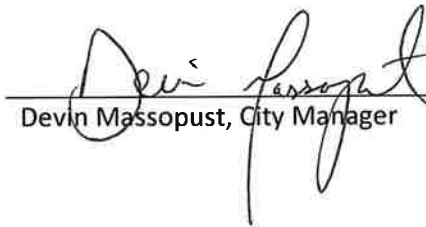
- **Economic Development Commission**
 - Jacqui Sauter (Term expiring 3/31/2026)
 - Paul Zisla (Term expiring 3/31/2026)
 - Lynn Hilsen (Term expiring 3/31/2026)
- **Equity Commission**
 - Jason Steffenhagen (Term expiring 3/31/2026)
 - Ellen Weber (Term expiring 3/31/2026)
 - Carlos Herrera (Term expiring 3/31/2026)
 - Cathy Forbes (Term expiring 3/31/2025)
- **Parks, Recreation and Environmental Commission**
 - Pauline Alfors (Term expiring 3/31/2026)
 - Gary Bank (Term expiring 3/31/2026)
 - Kristin Hicks (Term expiring 3/31/2026)
 - Becky Slabik (Term expiring 3/31/2024)
 - Zoey Tenenbaum (Term expiring 3/31/2024)
- **Planning Commission**
 - Eric Nelsen (Term expiring 3/31/2026)
 - Lloyd Hilsen (Term expiring 3/31/2026)

- Public Safety Commission
 - Leah Kuipers (Term expiring 3/31/2026)
 - Kevin Dostal Dauer (Term expiring 3/31/2026)
 - Liza Allen (Term expiring 3/31/2026)

ADOPTED this 14th day of March, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Dunsworth absent)*



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

RESOLUTION No. 2023-026
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION APPROVING A SUMMARY PUBLICATION FOR ORDINANCE No. 898

WHEREAS, the City Council of the City of New Brighton has adopted the above referenced ordinance amending the City's Alcoholic Beverage Code to remove additional On-Sale Intoxication Liquor Licenses Requirement for Public Premises; and

WHEREAS, Minnesota Statutes, section 412.191, subdivision 4 allows publication by title and summary in the case of lengthy ordinances or those containing maps or charts; and

WHEREAS, the City Council believes that the following summary would clearly inform the public of the intent and effect of Ordinance No. 898 ;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the following summary of Ordinance No. 898 shall be published in the official newspaper in lieu of the entire ordinance:


SUMMARY PUBLICATION

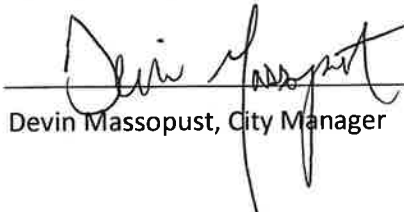
Ordinance No. 898:

AN ORDINANCE AMENDING THE CITY'S ALCOHOLIC BEVERAGE CODE
TO REMOVE ADDITIONAL ON-SALE INTOXICATING LIQUOR LICENSES REQUIREMENT FOR
PUBLIC PREMISES

Ordinance No. 898 was adopted by the City Council of the City of New Brighton on March 14, 2023 removing the Public Premises On-Sale Liquor License Requirement. The full ordinance is available for review at New Brighton City Hall, 803 Old Highway 8 NW, New Brighton, Minnesota, 55112 during regular office hours or by contacting City Clerk Terri Spangrud at terri.spangrud@newbrightonmn.gov or 651-638-2045.

ADOPTED this 14th day of March, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Dunsworth absent)


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 23-025

STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION ACCEPTING THE FEASIBILITY STUDY AND CALLING FOR A PUBLIC IMPROVEMENT HEARING ON PROPOSED IMPROVEMENT PROJECT 23-1, 2023 STREET REHABILITATION.

WHEREAS, pursuant to City Council order, a Feasibility Report has been prepared by the Department of Community Assets and Development of the City of New Brighton with reference to the construction of Improvement Project 23-1, 2023 Street Rehabilitation, and

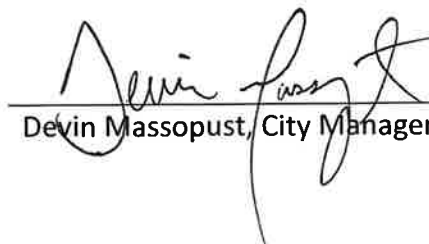
WHEREAS, this Feasibility Report was received by the City Council of the City of New Brighton on March 14, 2023.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Brighton:

1. The Council will consider the construction of the proposed Improvement 23-1, 2023 Street Rehabilitation, in accordance with the report and the assessment of contiguous or benefiting properties for all or a portion of the cost of the installation, pursuant to Minnesota Statute 429.011, law 1955, Chapter 393, as amended, at the estimated cost of \$2,439,400.
2. That the Public Improvement Hearing will be held on said proposed improvement in the Council Chambers of City Hall at 6:30 p.m., March 28, 2023, and the Clerk shall give mailed and published notice of such hearing and improvement as required by law.

Adopted this 14th day of March, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Dunsworth absent)


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 23-024

STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION AUTHORIZING ACCEPTANCE OF A 2023 STORMWATER MANAGEMENT GRANT

WHEREAS, the City of New Brighton made application for the 2023 Stormwater Management Grant on December 21, 2023 and was selected for grant funding of up to \$8,283.00 for the installation of a stormwater pretreatment device; and

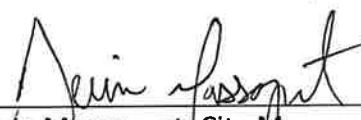
WHEREAS, the City of New Brighton recognizes the fifty (50) percent (up to \$8,283.00) match requirement for the Stormwater Grant, and has secured the non-state cash matching funds for this project.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of New Brighton, Minnesota:

1. That City Staff is authorized to accept the 2023 Stormwater Management Grant for installation of a stormwater pretreatment device to be constructed by October 31, 2025.
2. The Director of Community Assets and Development, the City Engineer, is hereby authorized to sign the Stormwater Management Grant Agreement with Rice Creek Watershed District.

Adopted this 14th day of March, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Dunsworth absent)


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-023
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION AMENDING THE FUND BALANCE POLICY

WHEREAS, The Government Finance Officers Association (GFOA) recommends all local governments formally adopt a policy on the level of unrestricted fund balance that should be maintained in the General Fund, based on the government's own unique circumstances; and

WHEREAS, the City's Capital Asset Policy was first adopted in 2004 and last amended in 2011; and


WHEREAS, the Minnesota Office of the State Auditor (OSA) recommends that a local government that relies significantly on property tax revenue maintain an unrestricted fund balance at year-end of approximately 35-50% of fund operating revenues or no less than five months of operating expenditures; and

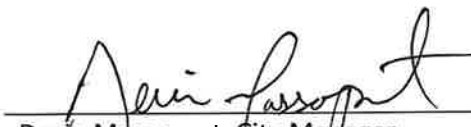
WHEREAS, the City's fund balance levels over time and Fund Balance Policy play a significant role in the bond rating process; and

WHEREAS, the City's Fund Balance Policy has been reviewed and amended to provide clarification of existing policy statements.

NOW THEREFORE, BE IT RESOLVED the amended Fund Balance Policy as attached is adopted.

ADOPTED this 14th day of March, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Dunsworth absent)


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

**City of New Brighton, Minnesota
Fund Balance Policy**

Adopted: December 22, 1987
Amended: May 10, 2005
Amended: June 26, 2012
Amended: July 11, 2017
Amended: November 10, 2020
Amended: March 14, 2023

POLICY

The City of New Brighton has a fiduciary responsibility to its citizens and taxpayers to carefully account for public funds, to manage its finances prudently and to adequately plan the financing of City services including the provision and maintenance of public facilities and infrastructure. The City is also responsible for its short-term and long-term financial stability. The City must ensure that it is, and will continue to be, capable of adequately funding and providing City services needed by the community.

Governmental funds report the difference between their assets and liabilities as fund balance. Fund balance is one method used to measure the availability of financial resources in a governmental fund. It is essential that the City maintain adequate levels of fund balance to mitigate current and future risks, such as revenue shortfalls, unanticipated expenditures and emergencies, and to ensure stable tax rates, service levels and adequate cash flows. Fund balance levels are a crucial consideration in long-term financial planning.

I. SCOPE

This fiscal policy provides the framework for the overall fiscal management of the fund balances for the City's governmental funds. Governmental funds include the general fund, special revenue funds, debt service funds, and capital project funds. Enterprise funds and internal service funds are not within the scope of this policy since they are not governmental funds.

II. PURPOSE

The purpose of this policy is to (1) improve clarity and consistency of the fund balance information provided; (2) formalize stabilization-like arrangements by establishing targeted and/or minimum fund balances; and (3) define and integrate the City's fund balance policy for its governmental funds to be in compliance with generally accepted accounting principles (GAAP) and Governmental Accounting Standards Board (GASB) Statement No. 54, Fund Balance Reporting and Governmental Fund Type Definitions.

III. FUND BALANCE REPORTING

Fund balance for governmental funds should be reported in classifications that comprise a hierarchy based primarily on the extent to which the City is bound to honor constraints on the specific purposes for which amounts in those funds can be spent. The classifications established by GASB Statement No. 54 are as follows:

- A. **Nonspendable** – includes amounts that cannot be spent because they are either (a) not in spendable form or (b) legally or contractually required to be maintained intact. The “not in spendable form” criterion includes items that are not expected to be converted to cash, for example, inventories and prepaid amounts. It also includes long-term receivables and property held for resale which are not otherwise restricted, committed or assigned.
- B. **Restricted** – amounts that can be spent only for specific purposes stipulated by external resource providers, enabling legislation or constitutional provisions. Effectively, restrictions may be changed or lifted only with the consent of the resource provider.

Unrestricted:

- C. **Committed** – amounts that can be used only for specific purposes determined by a formal action of the City Council, the City’s highest level of decision-making authority. Commitments may be changed or lifted only by the City Council taking the same formal action that imposed the constraint originally. The action to commit must occur prior to the end of the year.
- D. **Assigned** – includes amounts constrained by the City’s intent to be used for specific purposes. The City’s intent should be expressed by the City’s Finance Director. The City Council authorizes the Finance Director to determine the Assigned fund balance reflecting the City Council’s intent to include (a) all remaining amounts (except for negative balances) in governmental funds other than the general fund, which are not classified as nonspendable, restricted or committed and (b) amounts in the general fund that are intended to be used for a specific purpose. Assignments which result in a deficit to the unassigned fund balance are not allowed.
- E. **Unassigned** – residual amounts in the general fund which have not been classified as nonspendable, restricted, committed or assigned. It is also used for other governmental funds with a negative fund balance.

IV. FUND BALANCE CLASSIFICATION HIERARCHY

When both restricted and unrestricted resources are available for use in the same fund, it is the policy of the City to use the most restricted resources first, and then as needed use the unrestricted resources. When unrestricted resources are available for use, they will be used in the following order: first, committed; second, assigned; and last unassigned.

V. GENERAL FUND STABILIZATION ARRANGEMENTS

This section of the policy includes the formal arrangements used by the City to maintain amounts for budget or revenue stabilization, working capital needs, and/or emergencies. Stabilization arrangements refer to economic stabilization, revenue stabilization, budgetary stabilization and other similarly intended (including “rainy-day”) arrangements and/or budget contingencies.

The unassigned fund balance of the General Fund will fluctuate from year to year depending upon the overall cumulative results of operations compared to the budget. Budgets may vary from one year to the next as well. As a result, the unassigned amount of the fund balance may be more than adequate one year but deficient in the next. Reacting to each year’s variance should be thoughtful and deliberate.

- A. In order to achieve its purpose, this policy has the following objectives for targeted and minimum levels of unassigned fund balance in the General Fund:
 - 1. Provide for adequate and effective cash-flows, reducing/eliminating the need for short-term internal borrowing. Both the revenue and expenditure streams should be considered while determining the appropriate amounts of fund balance. A number of the City’s anticipated operating revenues are not evenly received throughout the year. The City will need sufficient beginning fund balance to pay for its expenditures until these revenues are received. For example, the City’s General Fund relies very heavily upon property tax revenues. They are received about 6 months into the fiscal year and again at the end of the year. Sufficient financial resources must be maintained until the next property tax revenue collection cycle.
 - 2. Provide for unanticipated expenditures, such as emergencies, natural disasters and unexpected increases in service delivery costs.
 - 3. Provide for temporary revenue shortfalls, such as reductions in State Aid revenues and reimbursements.
 - 4. Provide financial stability and a positive trend of fund balance levels which will be a positive factor in our bond rating analysis.
 - 5. Generate investment earnings which will provide a revenue source to the General Fund and in turn reduce pressure on the general operating tax levy.
- B. Targeted balance
 - 1. The unassigned fund balance of the General Fund shall include an amount for cash flows for the subsequent year’s operating budget. The targeted amount shall be

equal to 50% of the subsequent year's General Fund property tax levy, less any internal financing payments included, and 50% of the revenues from the State and County anticipated in the ensuing year's general operating fund budget.

2. The unassigned fund balance of the General Fund shall also have an amount included for contingencies, such as emergencies and/or unanticipated expenditures. The targeted amount designated for contingencies shall be equal to 10% of the sum of the ensuing year's General Fund budgeted operating expenditures, less any internal financing payments included in the General Fund budget.
3. The City Council may choose to include an amount for contingencies in the annual General Fund budget. Each year the unused amount of the annual contingency appropriation will be carried over to the next year's budget. When this approach is used, the targeted amount of fund balance for contingencies should be reduced by the same amount included as the contingency appropriation in the annual budget.

~~4. The total targeted unassigned fund balance should not be less than the minimum. In the event that the calculations of the targeted balance become less than the minimum, then the minimum will become the targeted balance. An unassigned balance between 41% and up to 45% of the subsequent year's budgeted expenditures may be retained.~~

C. Minimum balance

1. The Minnesota Office of the State Auditor recommends that a local government that relies significantly on property tax revenue maintain an unrestricted fund balance at year-end of approximately 35-50% of fund operating revenues or no less than five months of operating expenditures.

2. For working capital purposes ensuring positive cash flows, theThe City will maintain a year-end unassigned fund balance in the General Fund of an amount of not less than 35% of the subsequent year's budgeted operating expenditures. The dollar amount of the minimum may fluctuate with each year's budget objectives.

3. 4. ——— The total targeted unassigned fund balance should not be less than the minimum. In the event that the calculations of the targeted balance become less than the minimum, then the minimum will become the targeted balance. An unassigned balance between 41% and up to 45% of the subsequent year's budgeted expenditures may be retained.

D. Replenishing and reducing the targeted stabilization fund balance

1. Deficits are to be avoided. Elimination of deficits in targeted levels of fund balance shall be addressed during the next annual budget process. It is the intent of the

City Council and this policy to resolve deficits and balances below the targeted amount within the next three budget years. The subsequent year's budget should address the method to eliminate the deficit. Methods may include but are not limited to using annual budget surpluses, transfers in from other funds and adjustment of other resources and budgets. Care will be exercised to maintain the integrity of the City's long-term financial plans when determining the method to be used to bring the fund balance back into conformance with the targeted balance.

2. Amounts in excess of the targeted balance may be utilized in subsequent years' budgets and/or transferred to other funds. Subsequent years' budgets and/or transfers out of the General Fund may utilize the amount over the targeted balance. In this case, an unassigned balance between 41% to 45% of the subsequent year's budgeted expenditures shall be retained.

VI. OTHER GOVERNMENTAL FUNDS

GASB Statement No. 54 also defines the other types of Governmental Funds a government may utilize to restrict, commit or assign specific resources for specific purposes.

A. Special Revenue Funds

Funds used to account for and report the proceeds of specific revenue sources that are restricted or committed to expenditure for specified purposes other than debt service or capital projects. The term *proceeds of specific revenue sources* establish that one or more specific restricted or committed revenues should be the foundation for a special revenue fund.

B. Debt Service Funds

Funds used to set aside resources to meet current and future debt service requirements on outstanding debt. GAAP permits the use of debt service funds to account for the accumulation of resources for, and the payment of, debt principal and interest. Sound financial management requires that the City account for each debt issue separately in its accounting system. Balances in individual debt service funds will be considered as restricted until such time as each fund's respective debt is paid in full.

Upon closing of the debt service fund, any remaining fund balances are to be transferred to the Closed Bond Street Financing Fund, formerly known as the Closed Bond Fund. The Closed Bond Street Financing Fund is used for internal financing of the street reconstruction projects.

C. Capital Project Funds

- 1) Fund balances for TIF district capital projects funds are subject to State statutes restrictions and, accordingly, constitute restricted fund balances.
- 2) Fund balances for capital projects funds that are funded by grants from government agencies or other external organizations also constitute restricted fund balances.
- 3) Fund balances for other capital projects funds are considered assigned for the project or purpose for which the fund was established.

VII. ENTERPRISE FUNDS

Utility Funds are not Governmental Funds and therefore not subject to the previous provisions of this policy. These Funds are used to account for the financial activities associated with providing services, where fees and charges are designed to recover the cost of providing those services, including capital costs (such as depreciation and debt service). When implementing any rate changes, the City intends to meet the following financial management targets:

Available cash on hand to cover the following objectives:

- 1) Minimum
 - a. Three months of operating cash
- 2) Maximum
 - a. Following year total budgeted expenditures

VIII. AUTHORITY

The Finance Director is authorized to assign amounts within the fund balance of the City's governmental funds to be used for specific purposes in conformity with GAAP and GASB pronouncements and to be consistent with this policy and the intent of the City Council.

RESOLUTION 2023-022
CITY COUNCIL
CITY OF NEW BRIGHTON

**RESOLUTION AUTHORIZING PUBLICATION OF
ORDINANCE NO. 896 BY TITLE AND SUMMARY**

WHEREAS, the city council of the City of New Brighton has adopted Ordinance No. 896, an ordinance rezoning property within the City; and

WHEREAS, the ordinance contains maps; and

WHEREAS, Minnesota Statutes, section 412.191, subd. 4, allows publication by title and summary in the case of lengthy ordinances or those containing charts or maps; and

WHEREAS, the City Council believes that the following summary would clearly inform the public of the intent and effect of the ordinance.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton, that the City Clerk shall cause the following summary of Ordinance No. 896 be published in the official newspaper in lieu of the entire ordinance:

Public Notice


The City Council of the City of New Brighton has adopted Ordinance No. 896 which updates the City's zoning map. Specific lands within six (6) areas of the community guided for mixed use development by the Comprehensive Plan are hereby rezoned to the appropriate mixed use zoning classification. Summarizing the changes: lands guided for mixed use along Silver Lake Road in and around Rice Creek Road and Mississippi Street are hereby rezoned to Mixed Use Neighborhood (MUN); lands guided for mixed use along Silver Lake Road in and around County Road E are hereby rezoned to Mixed Use Neighborhood (MUN); lands guided for mixed use along Old Highway 8 in and around 8th Avenue NW are hereby rezoned to either Mixed Use Neighborhood (MUN) or R-1 Single Family Residential; lands guided for mixed use along Silver Lake Road in and around I-694 are hereby rezoned to Mixed Use Regional (MUR); lands guided for mixed use along Old Highway 8 in and around Highway 96 are hereby rezoned to Mixed Use Regional (MUR); and finally, lands guided for mixed use along Old Highway 8 in and around 14th St NW and 1st Ave NW are hereby rezoned to Mixed Use Exchange (MUE). The full ordinance text is available for inspection at City Hall during regular business hours, and will be emailed or sent to any party upon request.

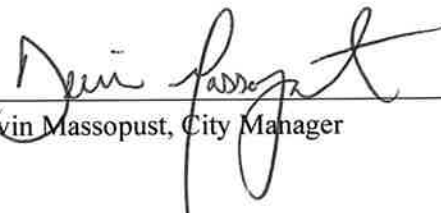


Mayor Kari Niedfeldt-Thomas

BE IT FURTHER RESOLVED by the City Council of the City of New Brighton that the City Clerk keep a copy of the ordinance at city hall for public inspection, and that a full copy of the ordinance be posted in a public place within the city.

ADOPTED this 28th day of February 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Dunsworth absent)


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 23-021
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION FOR THE CITY OF NEW BRIGHTON TO ENTER INTO AN AGREEMENT
WITH RAMSEY COUNTY FOR ELECTION SERVICES**

WHEREAS, the City of New Brighton wishes to maintain accurate, consistent, and efficient election services through cooperation with Ramsey County's Elections Office; and

WHEREAS, Ramsey County is equipped to manage and administer the increasing demands of elections and has an existing Joint Powers Agreement with the City of New Brighton for the licensing and maintenance of polling equipment; and

WHEREAS, the responsibilities of Ramsey County and the City of New Brighton are clearly defined and the contracted services have been evaluated as a cost-efficient solution to election administration through the term of the agreement, which ends December 31, 2026; and


WHEREAS, the City of New Brighton agrees to pay Ramsey County \$194,094.00 for 2023-2024 election services and an initial cost estimate for 2025-2026 election services will be provided by Ramsey County no later than April 1, 2024; and

WHEREAS, Ramsey County requires a binding notice of intent by March 1, 2023, in order to budget for 2024 elections and allow consideration by the County Board in April 2023.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton:

1. That the Mayor and the City Clerk are hereby authorized and directed for and on behalf of the City of New Brighton to execute and enter into an agreement with Ramsey County prescribing the terms and conditions as set forth and contained in "Agreement Between Ramsey County And The City of New Brighton for Election Services", a copy of which said agreement was before the City Council and which is made part hereof by reference.

ADOPTED this 28th day of February, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Dunsworth absent)*


Kari Niedfeldt-Thomas, Mayor


Devin Massopust City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 23-
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION FOR THE CITY OF NEW BRIGHTON TO ENTER INTO AN AGREEMENT
WITH RAMSEY COUNTY FOR ELECTION SERVICES**

WHEREAS, the City of New Brighton wishes to maintain accurate, consistent, and efficient election services through cooperation with Ramsey County's Elections Office; and

WHEREAS, Ramsey County is equipped to manage and administer the increasing demands of elections and has an existing Joint Powers Agreement with the City of New Brighton for the licensing and maintenance of polling equipment; and

WHEREAS, the responsibilities of Ramsey County and the City of New Brighton are clearly defined and the contracted services have been evaluated as a cost-efficient solution to election administration through the term of the agreement, which ends December 31, 2026; and


WHEREAS, the City of New Brighton agrees to pay Ramsey County \$194,094.00 for 2023-2024 election services and an initial cost estimate for 2025-2026 election services will be provided by Ramsey County no later than April 1, 2024; and

WHEREAS, Ramsey County requires a binding notice of intent by March 1, 2023, in order to budget for 2024 elections and allow consideration by the County Board in April 2023.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton:


1. That the Mayor and the City Clerk are hereby authorized and directed for and on behalf of the City of New Brighton to execute and enter into an agreement with Ramsey County prescribing the terms and conditions as set forth and contained in "Agreement Between Ramsey County And The City of New Brighton for Election Services", a copy of which said agreement was before the City Council and which is made part hereof by reference.

ADOPTED this 28th day of February, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Dunsworth absent)*


Kari Niedfeldt-Thomas, Mayor


Devin Massopust City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 23-020
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION ACCEPTING BIDS AND AWARD OF CONTRACT FOR CITY PROJECT 21-9, OLD
HIGHWAY 8 – 3 LANE CONVERSION**

WHEREAS, pursuant to advertisement in the Pioneer Press and Finance and Commerce, and online at <http://www.QuestCDN.com>, bids for the above mentioned improvement were received, opened, and read aloud by the City Administration at 10:00 a.m., February 16, 2023 complying with the advertisement; and

WHEREAS, the lowest bidder meeting bid specifications was found to be **Forest Lake Contracting, Inc.** with a total bid of **\$5,413,325.75**.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton:

1. That the Mayor and City Manager are hereby authorized and directed to enter into a contract with Forest Lake Contracting, Inc. in the name of the City of New Brighton for City Project 21-9, Old Highway 8 – 3 Lane Conversion

ADOPTED this 28th day of February by the New Brighton City Council with a vote of 4 ayes and 0 nays. *(Dunsworth absent)*



Kari Niedfeldt-Thomas, Mayor



Devin Massopust City Manager

ATTEST:



Terri Spangrud, City Clerk

RESOLUTION NO. 2023-01a
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION AMENDING THE 2022 GENERAL FUND BUDGET

WHEREAS, the City of New Brighton adopts budgets on an annual basis set forth by State Statute and generally accepted accounting principles and

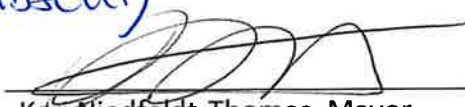
WHEREAS, the legal level of budgetary control is established at the fund level, and

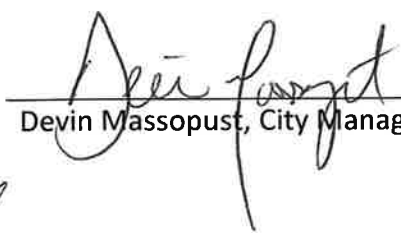
WHEREAS, the City Council finds it necessary to amend the 2022 General Fund Budget revenue and expense appropriations for annual financial statement presentation as follows:

	<u>From</u>	<u>To</u>
Parks & Rec MN DNR Shade Tree Program Grant	\$0	\$ 39,300
Parks & Rec Metro North Tourism Grant	\$0	\$ 6,900
Parks & Rec Noxious Weed & Invasive Plant Grant	\$0	\$ 5,000
Administration Use of ARPA for ACM Position	\$0	\$ 29,900
Public Safety NHTSA Grant	\$0	\$ 39,100
Public Safety TZD Safe Roads Grant Program	\$0	\$ 28,900
Public Safety Santa Cop Program	\$0	\$ 15,400
Public Safety MBFTE Grant	\$0	\$ 10,200
Public Safety Multicultural Drivers Education Grant	\$0	\$ 7,300
Public Safety MN Financial Crimes Task Force Grant	\$0	\$ 6,300
DCAD Environmental Cleanup Grant	\$0	\$ 20,900
DCAD Ramsey County Corridor Revitalization Grant	\$0	\$ 7,800
DCAD MN Safety Grant	\$0	\$ 5,400


NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the 2022 General Fund Budget is hereby amended as detailed above.

ADOPTED this 28th day of February 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Dunsworth absent)


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-018
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION AUTHORIZING SUBMISSION OF OUTDOOR RECREATION GRANT APPLICATION
TO THE DEPARTMENT OF NATURAL RESOURCES FOR SILVER OAKS PARK IMPROVEMENTS**

BE IT RESOLVED that the City of New Brighton act as legal sponsor for the project contained in the Outdoor Recreation Grant application to be submitted on March 31, 2023 and that Jennifer Fink is hereby authorized to apply to the Department of Natural Resources for funding of this project on behalf of the City of New Brighton.

BE IT FURTHER RESOLVED that the applicant maintains an adequate Conflict of Interest Policy and, throughout the term of the contract, will monitor and report any actual or potential conflicts of interest to the State, upon discovery.

BE IT FURTHER RESOLVED that the City of New Brighton has the legal authority to apply for financial assistance, and it has the financial capability to meet the match requirement (if any) and ensure adequate construction, operation, maintenance and replacement of the proposed project for its design life.

BE IT FURTHER RESOLVED that the City of New Brighton has not incurred any development costs and has not entered into a written purchase agreement to acquire the property described in the Cost Breakdown section on this application.

BE IT FURTHER RESOLVED that the City of New Brighton has or will acquire fee title or permanent easement over the land described in the boundary map or recreational site plan included in the application.

BE IT FURTHER RESOLVED that, upon approval of its application by the State, the City of New Brighton may enter into an agreement with the State for the above-referenced project, and that the City of New Brighton certifies that it will comply with all applicable laws and regulations as stated in the grant agreement including dedicating the park property for uses consistent with the funding grant program into perpetuity.

NOW, THEREFORE BE IT RESOLVED that Jennifer Fink is hereby authorized to execute such agreements as necessary to implement the project on behalf of the applicant.

ADOPTED this 14th day of February, 2023 by the New Brighton City Council with a vote of _____ ayes and _____ nays.

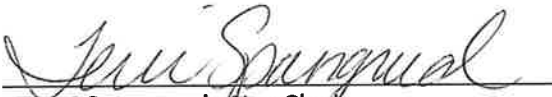


Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

RESOLUTION NO. 2023-017
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

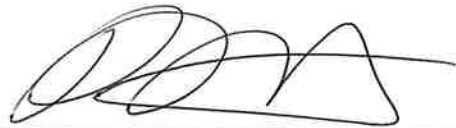
RESOLUTION ACCEPTING DONATIONS FROM THE NEW BRIGHTON LIONS CLUB

WHEREAS, the City of New Brighton Parks and Recreation offers programs for the betterment of the community including Safety Camp and the Police Explorers Program ;

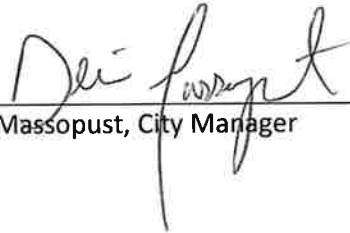
WHEREAS, The City would like to begin an entertainment series in 2023 for the public to enjoy in the parks;

NOW THEREFORE, BE IT RESOLVED that Council approve the resolution accepting a donation of \$10,900 from the New Brighton Lions Club to support these programs.

ADOPTED this 14th day of February by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

**RESOLUTION NO. 2023-016
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON**

**RESOLUTION APPROVING SUMMARY PUBLICATION OF INTERIM ORDINANCE
NO. 897**

WHEREAS, the City Council has adopted the above referenced interim ordinance; and

WHEREAS, the verbatim text of the interim ordinance is cumbersome, and the expense of publication of the complete text is not justified; and

WHEREAS, the following summary clearly informs the public of the intent and effect of the interim ordinance.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the following summary is hereby approved for official publication:


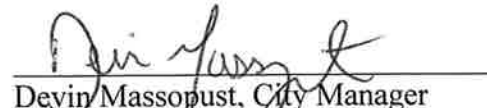
**SUMMARY PUBLICATION
ORDINANCE NO. 897**

**AN INTERIM ORDINANCE TEMPORARILY ESTABLISHING A
LICENSING AND PLANNING MORATORIUM ON THE
ESTABLISHMENT OR EXPANSION OF TOBACCO SHOPS**

On January 24, 2023, the New Brighton City Council adopted an ordinance designated as Ordinance No. 897, the title of which is stated above. This summary of the ordinance is published pursuant to Minnesota Statutes Section 412.191, subdivision 4. The ordinance prohibits persons, businesses, or entities from establishing or expanding a tobacco shop within the City during the period of the interim ordinance period. The interim ordinance period will be for up to 12 months, during which time the City will be conducting a study to determine if any amendments are needed to the City's licensing provisions and official controls to address issues concerning tobacco shops. The probation does not apply to the renewal of a tobacco license for a tobacco shop lawfully existing prior to the effective date of the ordinance or to the continued operation of a tobacco shop lawfully existing prior to the effective date of the ordinance. Violations and penalties are also set forth in the interim ordinance. A printed copy of the interim ordinance is available for public inspection in the office of the City Clerk during regular office hours.

BE IT FURTHER RESOLVED, that the City Clerk is directed to keep a copy of the interim ordinance in her office at City Hall for public inspection and to post a full copy of the interim ordinance in a public place in the City for a period of two weeks.

Adopted this 24th day of January, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays (Councilmember Allen absent).


Kari Niedfeldt-Thomas, Mayor
Devin Massopust, City Manager

ATTEST: .

Terri Spangrud, City Clerk

RESOLUTION 2623-015
CITY COUNCIL
CITY OF NEW BRIGHTON

**RESOLUTION AUTHORIZING PUBLICATION OF
ORDINANCE NO. 893 BY TITLE AND SUMMARY**

WHEREAS, the City Council of the City of New Brighton has adopted Ordinance No. 893, an ordinance to repeal the City's existing mixed use zoning district regulations and adoption of new mixed-use zoning regulations to govern the various mixed use areas established by the 2040 Comprehensive Plan;

WHEREAS, the ordinance is lengthy and contains multiple figures; and

WHEREAS, Minnesota Statutes, section 412.191, subd. 4, allows publication by title and summary in the case of lengthy ordinances or those containing charts or maps; and

WHEREAS, the City Council believes that the following summary would clearly inform the public of the intent and effect of the ordinance.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton, that the City Clerk shall cause the following summary of Ordinance No. 893 be published, concurrent with the future summary publication for Ordinance 896 finalizing rezoning of mixed use areas, in the official newspaper in lieu of the entire ordinance:

Public Notice

The City Council of the City of New Brighton has adopted Ordinance No. 893 which repeals the existing MX and MX-G zoning districts, and replaces them with new mixed use regulations establishing the Mixed Use Regional District (MUR), the Mixed Use Neighborhood District (MUN), and the Mixed Use Exchange District (MUE). The three new zoning districts will govern development in various mixed use nodes established by the 2040 Comprehensive Plan. The new regulations cover how legal nonconformities will be handled, allowed building heights, requirements on building placement, requirements on building design and materials, parking standards, screening standards, block design, pedestrian accommodations, open space requirements, and allowed uses amongst other development standards applicable to all land within the City. All changes were guided by the recommendations that recently came out of the Vision Silver Lake Road 2040 public outreach project, and the City anticipates the new zoning districts will ensure future development is in-line with the vision for mixed use areas expressed in the Comprehensive Plan. The full text of Ordinance 893 is available for inspection at City Hall during regular business hours, and will be emailed or sent to any party upon request.

Mayor Kari Niedfeldt-Thomas

BE IT FURTHER RESOLVED by the City Council of the City of New Brighton that the City Clerk keep a copy of the ordinance at city hall for public inspection, and that a full copy of the ordinance be posted in a public place within the city.

Adopted this 24th day of January, 2023 by the City of New Brighton City Council with voting as follows:

Mayor Kari Niedfeldt-Thomas: Aye

Abdullahi Abdulle: Aye

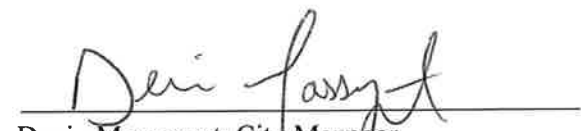
Emily Dunsworth: Aye

Graeme Allen: Absent

Pamela Axberg: Aye



Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION ~~2673-014~~

STATE OF MINNESOTA

COUNTY OF RAMSEY

CITY OF NEW BRIGHTON

**RESOLUTION RATIFYING THE CITY COUNCIL'S APPROVAL OF THE VACATION OF
A PORTION OF 7TH AVENUE NW AND 7TH STREET NW**

WHEREAS, on August 13, 2019, the City Council adopted Resolution No. 2019-073, a Resolution Approving the Vacation of a Portion of 7th Avenue NW and 7th Street NW (the "2019 Resolution"); and

WHEREAS, it was later determined that the exhibit that was attached to the 2019 Resolution was incorrect and did not show the areas of 7th Avenue NW that were being vacated, however the 2019 did show the area of 7th Street NW that was being vacated; and

WHEREAS, despite the exhibit in the 2019 Resolution being inaccurate, the areas of 7th Avenue NW and 7th Street NW that were being vacated were correctly shown in the public hearing notice on the vacations for the public hearing that was held on August 13, 2019, the staff report that was provided to the City Council on August 13, 2019, and the presentation on the vacations that was given to the City Council at the meeting on August 13, 2019; and


WHEREAS, based on this information, it was clear that the Council intended to vacate the areas shown on the attached Exhibit A; and

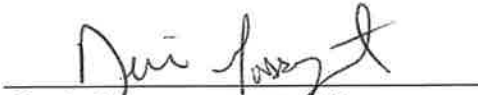
WHEREAS, the City Council wishes to adopt this Resolution ratifying its approval of the vacation of a portion of 7th Avenue NW and 7th Street NW as shown on the attached Exhibit A; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of New Brighton, that:

1. The portions of 7th Avenue NW and 7th Street NW as shown on the attached Exhibit A are hereby ratified as being vacated by the City Council at its August 19, 2019 meeting.

ADOPTED this 24th day of January, 2023, by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Council member Allen absent)


Kari Niedfeldt-Thomas, Mayor

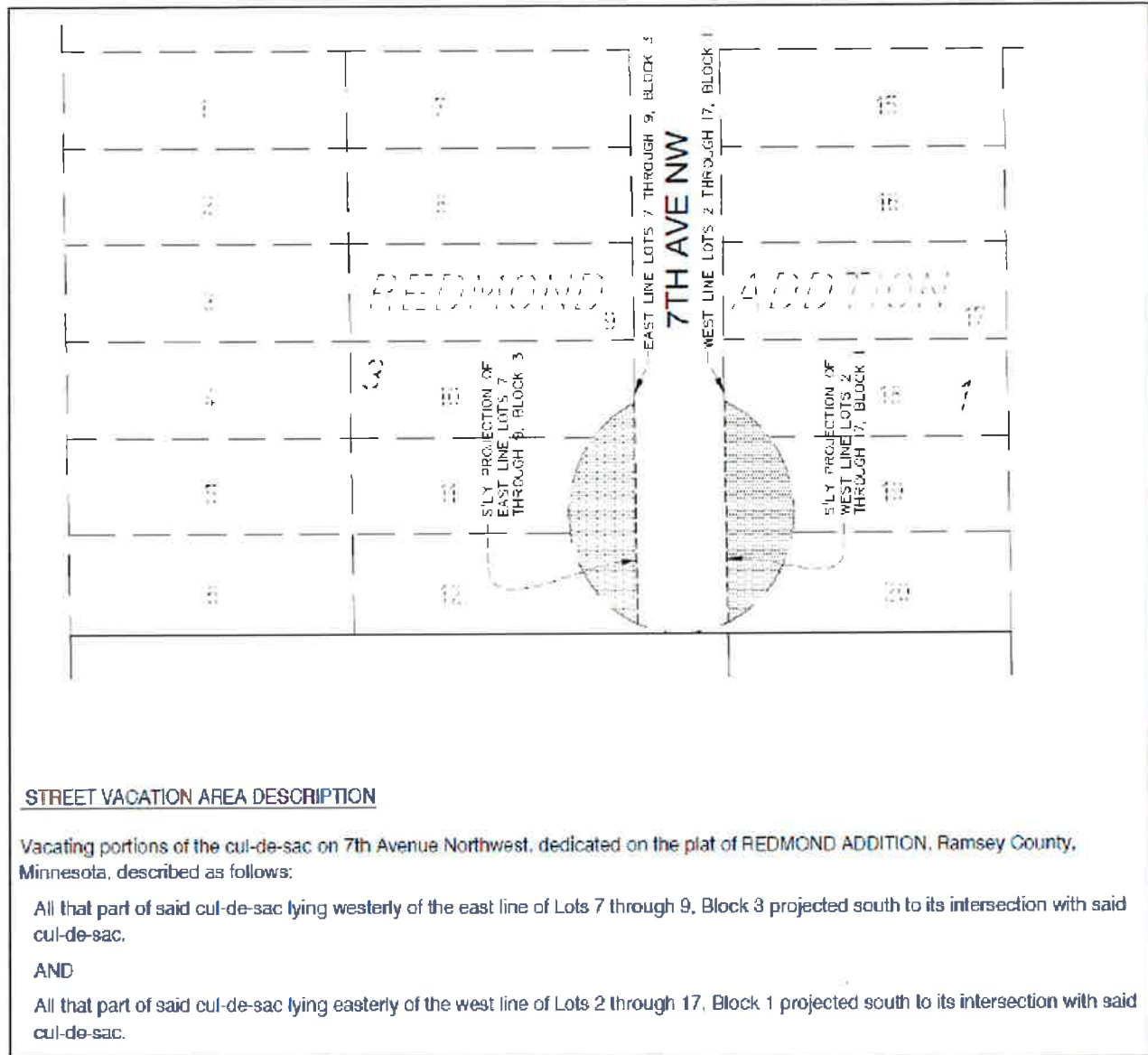

Devin Massopust, City Manager

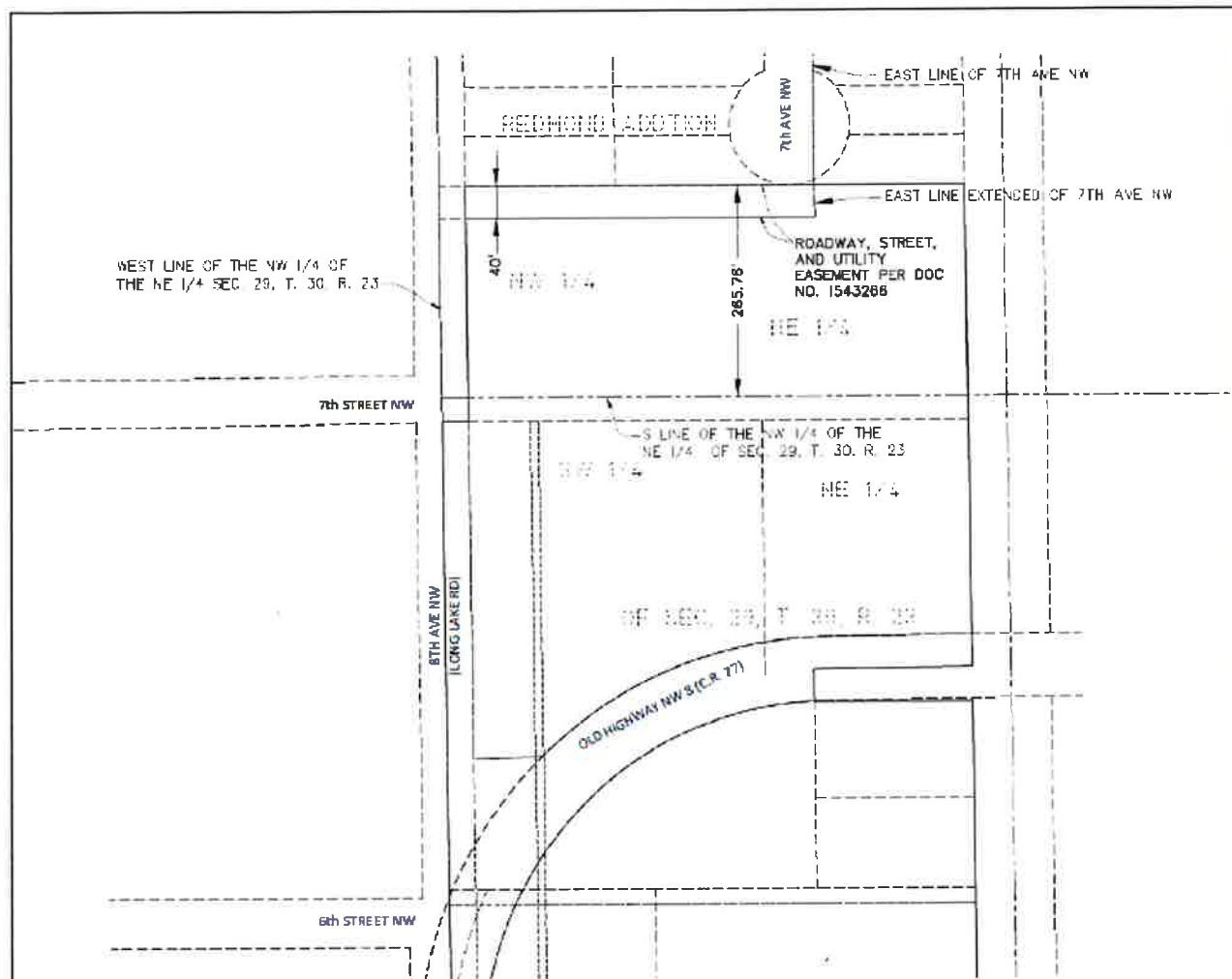
ATTEST:


Terri Spangrud, City Clerk

EXHIBIT A

Portions of 7th Avenue NW and 7th Street NW that were Vacated in 2019





ROADWAY, STREET, AND UTILITY EASEMENT VACATION AREA DESCRIPTION

Vacating the roadway, street, and utility easement per Document Number 1543266, on record in Ramsey County, Minnesota, described as follows:

The North 40 feet of the South 265.76 feet of that part of the NW 1/4 of the NE 1/4 of Section 29, Township 30, Range 23, lying West of the East line extended of 7th Avenue N.W.

RESOLUTION No. 2023-013
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION TO ACCEPT IN \$24,445 IN MONETARY DONATIONS FOR THE SANTA COP PROGRAM

WHEREAS, numerous persons and businesses have donated \$24,445 in cash to the City of New Brighton for the Santa Cop program;

WHEREAS, the City of New Brighton accepts donations to maintain programs within the City of New Brighton;

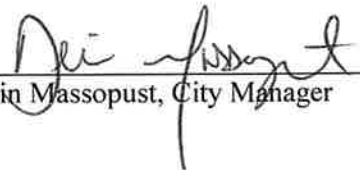
WHEREAS, the City of New Brighton continues to serve children and families who are in need during the holiday season;

WHEREAS, the Santa Cop program is used to serve those children and families;

NOW THEREFORE BE IT RESOLVED, by the City Council for the City of New Brighton to approve the resolution accepting the \$24,455 in monetary donations for use in the Santa Cop program.

ADOPTED this 24th day of January 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Council member Allen absent)


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-011
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION AMENDING THE CAPITAL ASSET POLICY

WHEREAS, The Government Finance Officers Association (GFOA) recommends all local governments formally adopt and periodically review financial policies regarding the accounting of capital assets; and

WHEREAS, the City's Capital Asset Policy was first adopted in 2004 and last amended in 2011; and

WHEREAS, the Capital Asset Policy is strictly used for accounting and financial reporting purposes; and

WHEREAS, the City's Capital Asset Policy has been reviewed and amended to provide clarification of existing policy statements, updated definitions and to better align with current City practices and State statute.

NOW THEREFORE, BE IT RESOLVED the amended Capital Asset Policy as attached is adopted.

ADOPTED this 24th day of January, 2023 by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Councilmember Allen absent)


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 23-012
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION AUTHORIZING APPLICATION AND EXECUTION OF A GRANT AGREEMENT BETWEEN THE
METROPOLITAN COUNCIL AND THE CITY OF NEW BRIGHTON FOR THE 2020 MCES INFLOW AND INFILTRATION
GRANT**

WHEREAS, the Minnesota State Legislature has appropriated \$5,000,000 in general obligation bond funds for grants to municipalities to reduce inflow and infiltration in their public system infrastructure, administered by Metropolitan Council Environmental Services (MCES); and

WHEREAS, application to participate in the MCES 2020 Municipal Grant Program (Grant Program) was made on March 26, 2021 for reimbursement of a percentage of the construction costs for sanitary sewer rehabilitation, and with further refinement, sanitary sewer improvements were identified with City Projects; 20-1, 2020 Street Rehabilitation; 21-1, 2021 Street Rehabilitation; 21-4, 2021 Sanitary Sewer Lining Project; and the MCES Long Lake Interceptor Rehabilitation Project; and

WHEREAS, the City of New Brighton was notified by MCES Letter of Intent dated April 29, 2021, of approval to participate in the Grant program and of estimated Final Reimbursement Amount (FRA) of \$50,000; and

WHEREAS, grant agreement between the Metropolitan Council and the City of New Brighton has been drafted by MCES; and

WHEREAS, New Brighton has completed \$309,842.50 of work eligible for \$50,000 in MCES grant funding and desires to enter into Grant Agreement to finalize the reimbursement process.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton:

1. The City Council hereby approves the Grant Agreement between Metropolitan Council and the City of New Brighton and authorizes the Director of Community Assets and Development to execute the Grant Agreement and Property Declaration, subject to minor modifications and final review by the City Attorney.

ADOPTED this 24th day of January by the New Brighton City Council with a vote of 4 ayes and 0 nays. (Councilmember Allen absent)


Kari Niedfeldt-Thomas, Mayor

ATTEST:


Terri Spangrud, City Clerk
Devin Massopust City Manager

RESOLUTION NO. 2023-010

STATE OF MINNESOTA

COUNTY OF RAMSEY

CITY OF NEW BRIGHTON

**RESOLUTION AUTHORIZING EARLY DECERTIFICATION OF THE CITY OF NEW BRIGHTON'S
TAX INCREMENT FINANCING DISTRICT NO. 27 – KEN'S MARKET (CLEVELAND AND CTY RD D)**


WHEREAS, on January 22, 1999, the City of New Brighton (the "City") certified its Tax Increment Financing District No. 27 – Ken's Market (Cleveland and Cty Rd D) within its Development District (the "Project"); and

WHEREAS, as of December 31, 2022, all bonds and obligations to which tax increment from District No. 27 have been pledged have been paid in full or defeased; and

WHEREAS, the City desires by this resolution to cause the decertification of District No. 27 after which all property taxes generated by property within the District will be distributed in the same manner as all other property taxes beginning January 1, 2023.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the City's staff shall take such action as is necessary to cause the County Auditor of Ramsey County to decertify District No. 27 – Ken's Market (Cleveland and Cty Rd D) as a tax increment district and to no longer remit tax increment from the District to the City.

ADOPTED this 10th day of January 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-09
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION ACKNOWLEDGING AND ACCEPTING CHANGE FOR THE BETTER DONATIONS
RECEIVED IN 2022**

WHEREAS, the City of New Brighton invites and accepts donations to assist in programs and initiatives; and

WHEREAS, one method by which citizens can make donations to the City is the "Change for the Better" program; and

WHEREAS, participants in the "Change for the Better" program authorize the City to round the amount of their quarterly utility bill up to the nearest dollar, or add a fixed amount to their bill; and

WHEREAS, the contributions received from this program in 2022 are designated for improvements to New Brighton parks, Parks and Recreation program scholarships, or Parks and Recreation program enhancements; and

WHEREAS, it is the City Council's desire to acknowledge and express appreciation to all participants for their donations;

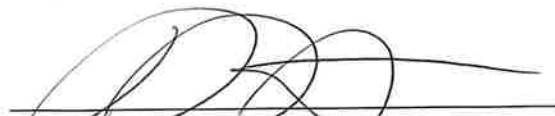
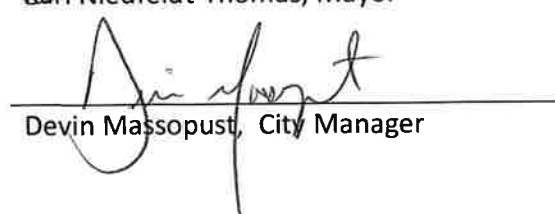
NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of New Brighton to hereby approve the resolution acknowledging and accepting donations received in 2022 as follows:

1. \$2,349.75 from the participants in the "Change for the Better" program; and
2. Designate these contributions for improvements to New Brighton parks, Parks and Recreation program scholarships, or Parks and Recreation program enhancements.

ADOPTED this 10th day of January 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.

ATTEST:


Terri Spangrud, City Clerk


Kari Niedfeldt-Thomas, Mayor

Devin Massopust, City Manager

RESOLUTION NO. 2023-08
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION ESTABLISHING A TEMPORARY UTILITY BILL ACCOUNT CLASSIFICATION AND SETTING UTILITY RATES
TO BE CHARGED IN 2023**

WHEREAS, the City establishes utility rates and charges on an annual basis; and

WHEREAS, the City utilizes a mixed rate structure that charges different rates to different classifications of users; and

WHEREAS, the City creates temporary utility bill accounts for customers requiring temporary use of the City's utility infrastructure; and

WHEREAS, due to the unpredictable nature of temporary accounts, water usage in these accounts are excluded from the annual utility rate analysis; and

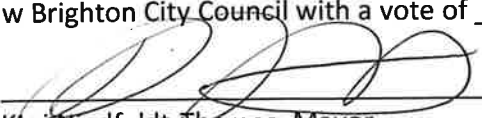
WHEREAS, revenues generated by these accounts do not affect the overall financial sustainability of the utility funds; and

WHEREAS, staff may from time to time request Council's approval to use the water revenue generated by these accounts for other public purposes, including but limited to community events and place-making efforts.

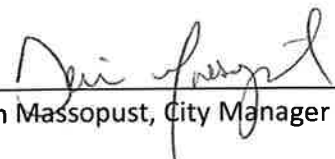
NOW, THEREFORE BE IT RESOLVED:

1. The Temporary account classification for utility billing is now established.
2. The 2023 utility rates for Temporary accounts shall be:
 - a. Water: \$4.02 per 1,000 gallons
 - b. Sewer: \$5.52 per 1,000 gallons
 - c. Storm Water: \$0.00
 - d. Street Lights: \$0.00
3. The flat rate quarterly charges for Water and Sewer shall not apply to Temporary accounts.

Adopted this 10th day of January 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor

Attest:


Devin Massopust, City Manager


Terri Spangrud, City Clerk

RESOLUTION 2023-07
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION ACCEPTING TWO (2) RAMSEY COUNTY CRITICAL CORRIDOR
REVITALIZATION GRANTS FROM RAMSEY COUNTY**

WHEREAS, Ramsey County announced they were implementing a pilot Corridor Revitalization Grant Program in 2019 to revive important corridors throughout Ramsey County via a planning grant; and

WHEREAS, New Brighton secured a pilot grant in 2020 that funded the Vision Silver Lake Road 2040 study which allowed the City to create new mixed use zoning districts; and

WHEREAS, Ramsey County announced on August 31, 2022, that three new critical corridor grant programs were being made available to fund new projects in 2023; and

WHEREAS, the New Brighton City Council authorized staff to apply for the new Critical Corridor Grant programs on September 13, 2022; and

WHEREAS, New Brighton staff submitted multiple applications for County consideration prior to the September 28th, 2022 application deadline; and

WHEREAS, Ramsey County reviewed the applications, and awarded the City of New Brighton a \$32,600 for development and production of new light pole banners to create a sense of place along the Old Highway 8 corridor; and


WHEREAS, Ramsey County also awarded the City of New Brighton a \$29,340 grant to fund a review and update the City's parking standards to allow for better use of land, reduction in hard surfaces, and consideration of EV accommodations; and

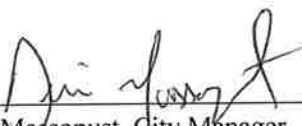
WHEREAS, the City of New Brighton is not required to contribute a matching dollar amount to secure the grant award;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Brighton hereby accepts the \$32,600 Corridor Revitalization Grant from Ramsey County for creating a sense of place along Old Highway 8, and a \$29,340 Corridor Revitalization Grant to fund a review and update the City's parking standards; and

BE IT FURTHER RESOLVED, that the City Council hereby authorizes the Mayor, City Manager, or applicable staff to enter into agreements between Ramsey County HRA and the City of New Brighton for the corridor revitalization program, subject to changes as requested by the City Attorney.

Adopted this 10th day of January, 2023, by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor

Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk

RESOLUTION No. 23-06
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

**RESOLUTION FOR THE CITY OF NEW BRIGHTON TO ENTER INTO AN AGENCY DELEGATED
CONTRACTING PROCESS AGREEMENT WITH THE MINNESOTA DEPARTMENT OF
TRANSPORTATION**

WHEREAS, The Minnesota Department of Transportation wishes to cooperate closely with local units of government to coordinate the delivery of transportation services and maximize the efficient delivery of such services at all levels of government; and

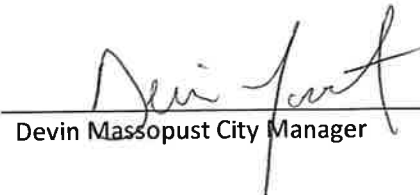
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton:

1. That pursuant to Minnesota Stat. Sec. 161.36, the Commissioner of Transportation be appointed as Agent of the City of New Brighton to accept as its agent, federal aid funds which may be made available for eligible transportation related projects.
2. That the Mayor and the City Clerk are hereby authorized and directed for and on behalf of the City of New Brighton to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 1052074", a copy of which said agreement was before the City Council and which is made part hereof by reference.

ADOPTED this 10th day of January, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust City Manager

ATTEST:



Terri Spangrud, City Clerk

RESOLUTION No. 2023-005

STATE OF MINNESOTA

COUNTY OF RAMSEY

CITY OF NEW BRIGHTON

**RE-APPOINTING THE TWIN CITIES PIONEER PRESS AS THE OFFICIAL LEGAL
NEWSPAPER FOR THE CITY OF NEW BRIGHTON FOR THE 2023**

WHEREAS, the City Council is required by MN State Statutes § 412.831 to annually designate a newspaper to serve as its official newspaper for published notices, summary publication of ordinances and other publication needs; and


WHEREAS, the cited rates by the St. Paul Pioneer Press of \$6.86 per column inch for a one-time publication; and

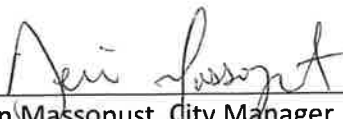
WHEREAS, the St. Paul Pioneer Press meets all criteria set forth by MN State Statutes § 331A; and

WHEREAS, the bid submitted by the St. Paul Pioneer Press indicates that it is best able to meet the needs of the City of New Brighton and our residents;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of New Brighton, Minnesota that the New Brighton City Council designates the St. Paul Pioneer Press as the Official Newspaper for the City of New Brighton for 2023.

ADOPTED this 10th day of January, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-004
STATE OF MINNESOTA
COUNTY OF RAMSEY
CITY OF NEW BRIGHTON

RESOLUTION DESIGNATING THE ACTING MAYOR FOR 2023


WHEREAS, the City Council annually appoints a City Councilmember to serve as Acting Mayor in the absence of the elected Mayor in compliance with MN State Statute 412.121; and

WHEREAS, the Acting Mayor has the responsibility of handling the roles and responsibilities of this position if the Mayor is unavailable to attend a meeting or perform required duties;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton, Minnesota that Councilmember Emily Dunsworth is designated to serve as the Acting Mayor for the City of New Brighton in 2023.

ADOPTED this 10th day of January, 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-003

STATE OF MINNESOTA

COUNTY OF RAMSEY

CITY OF NEW BRIGHTON


RESOLUTION APPOINTING DELEGATES AND ALTERNATES TO SERVE AS LIAISONS TO PUBLIC AGENCIES IN 2023

WHEREAS, it is important to the City Council that the City of New Brighton be represented at meetings of specific public agencies and organizations whose responsibilities relate to the City of New Brighton;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of New Brighton that the following representatives are appointed to serve as the City's representatives to various public agencies and organizations as follows:

League of MN Cities	Delegate: Kari Niedfeldt-Thomas
Metro Cities	Delegate: Kari Niedfeldt-Thomas
Ramsey County League of Local Governments	Delegate: Abdullahi Abdulle
Northeast Youth & Family Services	Delegate: Jennifer Fink
North Suburban Cable Commission	Delegate: Emily Dunsworth
North Metro Mayors Association	Delegate: Kari Niedfeldt-Thomas
Community Partners with Youth (CPY)	Delegate: Graeme Allen
Twin Cities Gateway	Delegate: Jennifer Fink

ADOPTED this 10th day of January 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION NO. 2023-002

STATE OF MINNESOTA

COUNTY OF RAMSEY

CITY OF NEW BRIGHTON

**RESOLUTION DELEGATING AUTHORITY TO MAKE ELECTRONIC FUNDS TRANSFERS TO THE
FINANCE DIRECTOR AND THEIR DESIGNEES FOR 2023**

WHEREAS, Minnesota Statute 471.38 Subd. 3 requires that the City Council annually delegate authority to make electronic funds transfers; and


WHEREAS, the City uses electronic funds transfers whenever possible for a variety of disbursement purposes; and

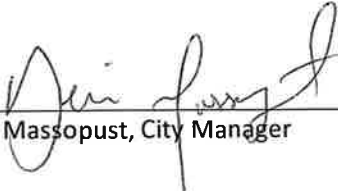
WHEREAS, all electronic funds transfers are subject to the same documentation and approval requirements as established in the City's Purchasing Policy; and

WHEREAS, a list of all transactions made by electronic funds transfer is submitted to Council at the next regular meeting after the transaction is completed;

NOW THEREFORE, BE IT RESOLVED that authority to make electronic funds transfers shall be delegated to the Finance Director and their designees for 2023.

ADOPTED this 10th day of January 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.


Kari Niedfeldt-Thomas, Mayor


Devin Massopust, City Manager

ATTEST:


Terri Spangrud, City Clerk

RESOLUTION No. 2023-001

STATE OF MINNESOTA

COUNTY OF RAMSEY

CITY OF NEW BRIGHTON

**RESOLUTION DESIGNATING INSTITUTIONS AS DEPOSITORIES OF CITY FUNDS FOR INVESTMENT
PURPOSES AND NAMING THE PRIMARY DEPOSITORY FOR 2023**

WHEREAS, the City Council must officially designate depositories for funds; and

WHEREAS, the investment of funds shall be in accordance with Minnesota Statutes and guidelines of the City's official investment policy; and

WHEREAS, the City has used and been satisfied with the services of US Bank and other institutions for investment purposes;

NOW THEREFORE, BE IT RESOLVED that:

1. US Bank shall be designated as the City's primary depository for 2023 and,
2. The institutions with which the City may make investments shall be as follows:

Minnesota Municipal Money Market Fund (4M Fund)

Moreton Capital Markets

Wells Fargo Securities, LLC


US Bank Corporate Treasury Division

3. Approval of the above institutions shall be contingent upon their continuing to meet the guidelines of the City's official investment policy.
4. Either a surety bond or collateral shall be provided as security when funds deposited at the City's primary depository herein specified exceed the FDIC guarantee.

ADOPTED this 10th day of January 2023 by the New Brighton City Council with a vote of 5 ayes and 0 nays.



Kari Niedfeldt-Thomas, Mayor



Devin Massopust, City Manager

ATTEST:



Terri Spangrud, City Clerk