

CITY COUNCIL MEETING

VIRTUAL meeting being
conducted by electronic
means in accordance with
Minnesota Statutes, section
13D.021 Public portion
available for connection via
telephone Dial: 1-312-626-
6799 Meeting ID:
88116142132# Passcode:
360066#
March 14, 2022

AGENDA



1. Informal Open Forum with City Council - 6:45 p.m.

Provides an opportunity for the public to address the Council on items which are not on the agenda. Open Forum will be limited to 15 minutes, it is not televised, and it may not be used to make personal attacks, to air personality grievances, to make political endorsements, or for political campaign purposes. Council Members will not enter into a dialogue with presenter. Questions from the Council will be for clarification only. Open Forum will not be used as a time for problem solving or reacting to the comments made but, rather, for hearing the presenter for informational purposes only.

I will first call on those who notified the Clerk that they would like to speak during open forum, and then I will ask if anyone else connected to this meeting would like to speak. When I do, please indicate your name and then proceed when I call on you. Please be sure to state your name and address before speaking.

2. Invocation (Butler) - 7 p.m.

3. Call to Order Regular Business Meeting

This meeting is being conducted electronically under Minnesota Statutes, section 13D.021 due to the pandemic. For those who are connected to this meeting, please keep your microphone muted. If there is an opportunity for public comment, you may unmute and speak when called upon. Please do not talk over others and anyone being disruptive may be ejected from the meeting. The packet for this meeting is on the City's website, which is linked on the calendar or can be found on "City Council" page.

a. Council Norms

4. Roll Call

5. Pledge of Allegiance

6. Approval of Agenda and Consent Agenda

The following items are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember so requests, in which event the item will be removed from the consent agenda and considered at the end of Council Consideration Items.

- a. Approval of Minutes
 - *Motion to approve the following minutes:*
 - 2-28-22 -Study Session Meeting
 - 2-28-22 -Regular Session Meeting
- b. Approval of Licenses
 - *Motion to approve the licenses as presented.*
- c. Resolution Approving the Contract for International Union of Operating Engineers (IUOE) Local 49 (Public Works Maintenance) and the City of Brooklyn Center for the Calendar Year 2022
 - *Motion to approve the resolution Approving the Contract for International Union of Operating Engineers (IUOE) Local 49 (Public Works Maintenance) and the City of Brooklyn Center for the Calendar Year 2022*
- d. Resolution Declaring a Public Nuisance and Ordering the Abatement of Nuisance at 1208 57th Avenue N
 - *Motion to approve a resolution declaring a public nuisance and ordering the abatement of nuisance at 1208 57th Avenue N.*
- e. Resolution Accepting Work Performed and Authorizing Final Payment, Improvement Project Nos. 2019-01, 02, 03 and 04, Interstate Area Street, Storm Drainage and Utility Improvements
 - *Motion to approve a resolution accepting work performed and authorizing final payment, Improvement Project Nos. 2019-01, 02, 03 and 04, Interstate Area Street, Storm Drainage and Utility Improvements.*
- f. Resolution Accepting Bid and Awarding a Contract, Improvement Project Nos. 2022-01, 02, 03 and 04, Woodbine Area Street and Utility Improvements
 - *Motion to approve the resolution accepting the lowest responsible bid and award a contract to GMH Asphalt Corporation, for Improvement Project Nos. 2022-01, 02, 03 and 04, Woodbine Area Street and Utility Improvements.*
- g. Shingle Creek/West Mississippi Watershed Commissioners
 - *Motion to appoint David Mulla to the Shingle Creek/West Mississippi Watershed commissioner and Dave Vlasin to alternate commissioner*

7. Presentations/Proclamations/Recognitions/Donations

- a. COVID 19 Update
 - *accept presentation and discussion of terminating the mask mandate and resuming in-person city meetings.*

8. Public Hearings

The public hearing on this matter is now open. I will first call on those who notified the Clerk that they would like to speak to this matter, then I will ask if anyone else on this meeting would like to speak during this hearing. When I do, please indicate your name and then proceed when I call on you. Please be sure to state your name and address before speaking.

9. Planning Commission Items

10. Council Consideration Items

- a. Resolution Repealing Emergency Ordinance No. 2022-01 Requiring the Use of Face Coverings in Public Buildings within the City
 - *Motion to approve a resolution appealing Emergency Ordinance No. 2022-01 requiring the use of face coverings in Public Buildings within the City and returning to in person meetings*
- b. Resolution Adopting Brooklyn Center Community Center Master Plan Study
 - *Motion to approve a resolution adopting Brooklyn Center Community Center Master Plan Study*
- c. Resolution Authorizing Staff to Spend up to \$3,264,133 in American Rescue Plan Act Funds through 2024
 - *Motion to approve a resolution authorizing staff to spend up to \$3,264,133 in American Rescue Plan Act funds through 2024.*
- d. Resolution Establishing Voting Precincts and Designating Polling Places for the City of Brooklyn Center, MN
 - *Motion to approve a resolution establishing voting precincts and designating polling places for the City of Brooklyn Center, MN*

11. Council Report

12. Adjournment

We Agree To

Internal Council Relations – Norms for 2021 – Practiced for next 90 days

- Seek to not repeat or re-iterate points that were already shared
- Engage in discussion and sharing alternate perspectives *without* weaponizing other people's words
- Recognize others with "What I heard you say is _____, with your permission, I'd like to move forward now."
- Call for consensus when it's time to make a discussion
- Allow new solutions in a time of dynamic change, process: (1) name the problem (2) find the process to resolve (3) have the discussion (4) make a decision.
- After open discussion, close down the chat during council chamber discussion (*need to vote on it).

Council Regular Meeting

DATE: 3/14/2022

TO: City Council

FROM: Dr. Reggie Edwards, City Manager

THROUGH: N/A

BY: Barb Suciu, City Clerk

SUBJECT: Approval of Minutes

Requested Council Action:

- Motion to approve the following minutes:
- 2-28-22 -Study Session Meeting
 - 2-28-22 -Regular Session Meeting

Background:

In accordance with Minnesota State Statute 15.17, the official records of all meetings must be documented and approved by the governing body.

Budget Issues:

None

Inclusive Community Engagement:

None

Antiracist/Equity Policy Effect:

None

Strategic Priorities and Values:

Operational Excellence

ATTACHMENTS:

Description	Upload Date	Type
2.28 Study Session	3/8/2022	Backup Material
2.28 Regular Session	3/8/2022	Backup Material

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL
OF THE CITY OF BROOKLYN CENTER IN THE COUNTY
OF HENNEPIN AND THE STATE OF MINNESOTA

STUDY SESSION
FEBRUARY 28, 2022
VIA ZOOM

CALL TO ORDER

The Brooklyn Center City Council met in Study Session called to order by Mayor Mike Elliott at 6:03 p.m.

ROLL CALL

Mayor Mike Elliott and Councilmembers Marquita Butler, April Graves, Kris Lawrence-Anderson, and Dan Ryan were present. Also present were City Manager Reggie Edwards, Community Development Director Meg Beekman, and City Clerk Barb Suciu.

CITY COUNCIL DISCUSSION OF AGENDA ITEMS AND QUESTIONS

Councilmember Lawrence-Anderson stated she would like to have further discussion on Council Consideration Item 10b. Resolution Establishing the Community Safety and Violence Prevention Implementation Committee. She asked if they could move the item to the Work Session to allow for more discussion.

Mayor Mike Elliott stated they have a presentation on item 10b. Resolution Establishing the Community Safety and Violence Prevention Implementation Committee, and he would like for the Council to take action on the item that evening. If the Council is not ready to proceed after the presentation, then the item can be tabled. Councilmember Lawrence-Anderson stated she was amenable to his suggestion.

Councilmember Ryan noted his agreement with Councilmember Lawrence-Anderson as he also has several questions. There was a lot of interest in the Implementation Committee, and it would be difficult to choose its members. He thanked Mayor Elliott for the suggestion to possibly table the item, but he would like the item to move forward in a timely manner.

MISCELLANEOUS

Councilmember Lawrence-Anderson stated a resident had indicated a change to minutes that have already been submitted to the City Clerk for the regular meeting. The change was a minor detail from Diane S. Councilmember Lawrence-Anderson noted she received the request through email.

Councilmember Lawrence-Anderson explained the resident would like her comments regarding diverse population to use the Community Center to specify she was referring to the community's senior population. Councilmember Lawrence-Anderson added Diane S. would also like for her

comments to specify her desire for the Council to be thoughtful in the future use of the Heritage Center.

Mayor Elliott agreed they could change the record to reflect the resident's comments. He asked City Clerk Barb Suciu if she had any comments on the change. Ms. Suciu stated she did not have anything to add.

Mayor Elliott stated the May 10 event at the Heritage Center is not on the agenda, but they need to decide if they want to move forward with the event. If they do not receive feedback from the Council, the Event Committee may change the date or move the event to another location. He asked Councilmembers for their opinions on the event and when the event could be discussed further.

Councilmember Ryan noted he submitted several detailed questions to Staff regarding the event that he has not received a response about. He stated the event would be good for the community, but he has operational concerns. His support of the event depends on responses from Staff.

Mayor Elliott stated the next meeting is March 14, 2022. City Manager Edwards confirmed the next Council meeting is March 14, 2022. Mayor Elliott asked for more feedback from the Council.

Councilmember Graves stated she has a couple of questions, but she would like to hear the answers to Councilmember Ryan's questions as well. Her questions were reflected in the minutes from the previous meeting.

Councilmember Lawrence-Anderson noted her agreement with Councilmember Graves and Councilmember Ryan. As a matter of policy, the Council needs to decide what types of events the City would waive the fees for. They need to be careful from a revenue standpoint because it is an enterprise fund.

Mayor Elliott stated Staff will return with answers to the Council's questions for the March 14, 2022 meeting. He added the event planners may move the date or location of the event in the interim.

Councilmember Ryan stated the Council should consider returning to in-person meetings while taking into account guidance from the Center for Disease Control and the Department of Health. Many other cities are returning to meet in person. As mentioned by the City Manager, there could be health safety measures implemented for the meetings. He has heard concerns from community members about connectivity issues with the online meetings. Also, having meetings in person would improve credibility. He added he would like to hear the opinions of other Councilmembers.

Councilmember Graves agreed she would like for the meetings to be in-person again. The staff has mentioned ways for the community to be part of the meeting digitally such as submitting questions or watching the meeting. She added she would not be able to go past 10:00 p.m. for that evening's meeting.

Mayor Elliott stated staff will look at the timeline to return to holding meetings in person. He noted there are benefits to both methods. As for the timing, he hopes they will complete the meeting by 9:00 p.m. while still allowing for discussion and hearing from the public.

Councilmember Graves noted she suggested they discuss the American Rescue Plan Act funding item that has been pushed back a few times. Mayor Elliott confirmed they would get to that item.

Councilmember Lawrence-Anderson stated they should address current mask policies and COVID-19 updates. They may want to consider rescinding the current emergency mask mandate. Mayor Elliott asked if Councilmember Lawrence-Anderson was asking for a presentation on current COVID-19 conditions. Councilmember Lawrence-Anderson stated she would like a very brief presentation, a synopsis for the public, and a discussion about removing the current mask mandate.

DISCUSSION OF WORK SESSION AGENDA ITEMS AS TIME PERMITS

CONTINUE ALLOCATION OF AMERICAN RESCUE PLAN ACT FUNDS

Dr. Edwards noted this would be the third presentation about the American Rescue Plan Act (ARPA) funds. On March 11, 2021, President Biden signed the ARPA of 2021 into law. The ARPA provides \$1.9 trillion in additional relief to respond to the novel coronavirus (COVID-19). The City of Brooklyn Center received a total allocation of \$3,200,000 with half the funds received earlier in 2021 and another half available to be requested in 2022.

Dr. Edwards stated similar to CARES Act funding, there were principles for the use of ARPA Funding established. An inter-department group of Staff initially met to begin discussing the use of funds, the process for allocation, and to develop a framework through which funding decisions would be made. Principles intended to serve as a guide for the City expenditure of ARPA funding.

Dr. Edwards stated the guiding principles of the ARPA funds include serving a clear and direct public purpose and benefit, taking measures that err on the side of improving the safety and the health of staff and the public related to the COVID-19 Pandemic, bolstering long-term communication capacity between the City and residents, promoting public health through encouraging vaccines, COVID awareness in general, bolstering communications throughout the City related to events, facilities, accessibility, and services, enhancing communication for various emergency and safety campaigns, and recovering or providing reimbursement for operational financial hardship.

Dr. Edwards explained they plan to maximize the use of funds to invest and increase capacity within the community to recover and thrive beyond the COVID-19 pandemic. The first year would use 60 percent of the funds for community investment and 40 percent for operational investment. Then in the second year, 70 percent would be used for community investment, and the remaining 30 percent would be used for operational investment.

Dr. Edwards stated additional guiding principles of the ARPA funds include using funding in a manner that provides long-term, multi-generational wealth-building and economic stability and

using funding in a manner that lowers the overall tax burden of residents. He noted any new programs developed or funded with ARPA funds will have an identified sustainability plan for how they will continue after the funding period is over. Dr. Edwards invited Community Development Director Meg Beekman to continue the presentation.

Community Development Director Meg Beekman stated there has been extensive community engagement to identify projects to focus on. In the summer of 2021, the City convened a group of community stakeholders to develop a framework for a new direction for the City. As part of a follow-up to this work, this group was reconvened over two meetings to provide input and guidance on the use of ARPA funds.

Ms. Beekman explained during their initial sessions, this group of community stakeholders identified four key areas that were critical to stabilizing the community and initiating real change. These areas were around public safety and security, economic development, public health, and community life resources. The four areas were carried forward into the ARPA funding discussions as a way to identify priorities and ensure that the funds were being used most effectively.

Ms. Beekman noted a community group convened twice over two weeks. During their first meeting, the community stakeholders learned about the ARPA funding program, the established guiding principles, and the programs and projects that had been proposed previously. They identified gaps in the program proposals and discussed key areas of focus. At their second meeting, the community stakeholders worked together to come to a consensus on priorities for the use of the funds and the programs to be funded. The input gathered from the work determined the funding priorities included in the ARPA Funding Plan.

Ms. Beekman stated out of the community engagement process and through the work of identifying program funding, several themes arose around which ARPA-funded initiatives revolved. The funding focuses on programs that build capacity, center economic development, youth, and build capacity.

Ms. Beekman explained the focus of building capacity is achieved through leveraging existing assets in the community, strengthening partnerships, and investing in the community. As for centering economic development and youth, a majority of the programs and initiatives that were prioritized through the community engagement process involved a focus on multi-generational wealth building and youth engagement. Additionally, the process to create the ARPA investment plan was embedded in the community, and involved community-based visioning. The funding intends to strengthen community partnerships and resources.

Ms. Beekman stated with the ARPA funds, one of the guiding principles was to utilize a great proportion of the funds externally, and to build capacity within the community. The proposed ARPA Investment Plan utilizes 75 percent of the funds externally and 25 percent of the funds on internal projects and revenue recovery.

Ms. Beekman added, based on the program priorities identified by the community stakeholder group, Staff has prepared a proposed ARPA Investment Plan. The investment plan includes a mix of internal and external funding programs and allows flexibility in terms of what program year the

funds will be delivered in. The project will be moved forward based on the timing and availability of the funds, and Staff will provide annual reports on the use of the funds and program implementation.

Ms. Beekman showed a slide with a table depicting the programming for the ARPA funding plan in order of priority. The highest priority is workforce development, and many of the components are in partnership with Brooklyn Park. They would seek out sub-grants for community partner organizations to deliver workforce development training, a Youth Entrepreneurship Program through expansion of Brooklynk Services and programming, connecting higher barrier youth and Black Indigenous Person of Color job seekers to jobs, and a Career Pathways Program focused on adult, meaning those aged 24 and up, workforce development. Brooklyn Park has also committed funds to workforce development efforts.

Ms. Beekman stated the next priority is regarding youth outreach and engagement. They would contract with community partners to establish a Youth Outreach team, continue to work on Youth on Boards and work on online and in-person youth outreach to enhance and expand youth and family participation and engagement.

Ms. Beekman noted the next priority is a Commercial Property Development Fund, which is a wealth-building strategy. The fund would establish a fund to support local small businesses with the acquisition of bricks and mortar real estate. Funds will be used to provide equity to leverage private lending and to provide gap financing for commercial development that supports small businesses.

Ms. Beekman stated another priority is food access. They would like to use the funding to support food distribution operations in the City and expand access through the creation of a mobile food distribution program in partnership with CEAP and CAPI. It would be similar to Rec on the Go but be Food on the Go.

Ms. Beekman noted an additional component of the ARPA funding plan is a Small Business Resource Hub, which is a community-based space to support workforce development, co-working space, innovation lab, and hub for small business technical support.

Ms. Beekman stated another program is the Humboldt Neighborhood Peace, Harmony, and Prosperity Small Area Plan. For that program, the idea is to develop a community-led vision for the future of the Humboldt Neighborhood that includes goals for housing, open space, street-scaping, and business development and to identify short and longer-term implementation strategies and support an initial investment in the neighborhood to catalyze the vision.

Ms. Beekman added Health on the Go is a program with some ARPA funding allocated which would expand upon the partnerships created as part of the pilot Health on the Go program and expand services to residents.

Ms. Beekman stated some of the funding could be used for central beautification and business improvement districts. They hope to utilize funds to establish a central Business Improvement District to enhance clean-up, snow removal, seasonal lights and greenery, and placemaking,

meaning programming to be designed in partnership with district businesses.

Ms. Beekman stated Public Art Matching Fund would be funding to cost-share public art initiatives on private property. Lastly, they would like to create a Daunte Wright Memorial by commissioning an artist.

Mayor Elliott stated they were going to move into open forum, so Ms. Beekman would have to continue the presentation at a later time.

ADJOURN STUDY SESSION TO INFORMAL OPEN FORUM WITH CITY COUNCIL

Hearing no objection, Mayor Elliott closed the Study Session at 6:47 p.m.

STATE OF MINNESOTA)
COUNTY OF HENNEPIN)
CITY OF BROOKLYN CENTER)

ss. Certification of Minutes

The undersigned, being the duly qualified and appointed City Clerk of the City of Brooklyn Center, Minnesota, certifies:

1. That the attached hereto is a full, true, and complete transcript of the minutes of a Study Session of the City Council of the City of Brooklyn Center held on February 28, 2022.
2. That said meeting was held pursuant to due call and notice thereof and was duly held at Brooklyn Center City Hall.
3. That the City Council adopted said minutes at its March 14, 2022, Regular Session.

City Clerk

Mayor

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL
OF THE CITY OF BROOKLYN CENTER IN THE COUNTY
OF HENNEPIN AND THE STATE OF MINNESOTA

REGULAR SESSION
FEBRUARY 28, 2022
VIA ZOOM

1. INFORMAL OPEN FORUM WITH CITY COUNCIL

CALL TO ORDER INFORMAL OPEN FORUM

The Brooklyn Center City Council met in Informal Open Forum called to order by Mayor Mike Elliott at 6:47 p.m.

ROLL CALL

Mayor Mike Elliott and Councilmembers Marquita Butler, April Graves, Kris Lawrence-Anderson, and Dan Ryan were present. Also present were City Manager Reggie Edwards, Community Development Director Meg Beekman, Deputy Director of Building and Community Standards Jesse Anderson, City Clerk Barb Suci, and City Attorney Troy Gilchrist.

Mayor Mike Elliott opened the meeting for Informal Open Forum.

Roger C. stated there has been discussion about remodeling the Community Center. He explained he goes to the Community Center to exercise from time to time, and he does not see the need for any remodel. If the Council decides to remodel the Community Center, he asks for them to appeal to the State to access their excessive funds.

Ebony asked how long it will take for the City to implement the no-knock warrant changes. She explained it is unsettling for her and her family. She asked for the City to give something back to the Wright family and the community as a whole. She asked if the Council will show progress in 2022 because they have been holding meetings for years without results.

Randy C. stated the Council's role is to hear from the presenters but not to engage with them. He stated he would not like the celebration to turn into a political event.

Lori B. stated the event at the Heritage Center sounds like an exciting opportunity for the community without much pushback from the Council. As for the Implementation Committee, she urged the Council to ask questions before moving forward with approving the Committee appointments.

Lori B. added she emailed members of the Council regarding the City's no-knock warrant policy. She said she only received a response from Councilmember Ryan and thanked him for his response. Brooklyn Center has had enough trauma, and they cannot afford to have another incident. Lori B. urged the Council to push forward a policy prohibiting no-knock warrants.

Brooklyn Center Police Department currently has the authority to carry out no-knock warrants, and that is frightening. The City can create a moratorium on no-knock warrants. Organizations are working on legislation to ban them completely, but a moratorium would be an easy temporary fix for the unsafe policy.

Jeffrey D. stated he does business and organizing in the Brooklyn Center area. He urged the Council to accept the proposed Implementation Committee appointments as that would be a sign of action being taken. He added he would like the Council to ban no-knock warrants in Brooklyn Center.

Mira A. stated her biggest concern is no-knock warrants. She explained she is a Brooklyn Center resident with children. She would like to see no-knock warrants banned as they are detrimental and unsafe for the community and police officers.

Joy stated the City has \$3 million of American Rescue Plan Act (ARPA) funds that can be used through 2024. She stated the Council doesn't want to rush into decisions about an event in May. Similarly, the Council should not rush any decisions about the use of the ARPA funds. There were four priorities mentioned in the ARPA presentation, but those pillars were not reflected in the programs presented.

Joy noted Staff claimed that there was extensive community engagement, but there were only two meetings within two weeks. They have plenty of time to use the funds, and there should be more community engagement to decide the use of the funds.

Joy stated she would like to see the elimination of no-knock warrants as that will make their community safer. The Council needs to meet the needs of the community rather than the needs of officers.

Joy asked if the ARPA funds could be used for the Community Center. As mentioned by another resident, the Council could ask the State for dollars to fund the Community Center projects.

Joy noted there was a lot of partnership with Brooklyn Park mentioned in the presentation of the ARPA funds. The Council should consider why they are funding programming in another city. She asked why some ARPA funding was used for an HVAC system and door handles since Staff went remote. She asked if there was a way for the public to look at an itemized list of the use of the funds so far. She asked how the City is measuring the use of the funds to determine if they are being successful.

Joy stated she hopes the Council will pass the appointments of the Implementation Committee. She noted the Daunte Wright and Kobe Dimock-Heisler Community Safety and Violence Prevention Resolution was passed almost a year ago, and she would like to see the initiatives move forward. She added there seems to be a mindset of division, and that is not the intention of the Resolution.

Mayor Elliott stated Staff will follow up on the spending of ARPA funds and what success looks like.

Jean L. noted he has similar concerns as Joy regarding the community engagement process for the allocation of ARPA funds. He thanked City Manager Edwards and Community Development Director Beekman for putting together the presentation. He stated he would like to hear more about the community engagement process and transparency about who was engaged. He explained he works with community members, and many members of the community don't know what ARPA funding even is. The Council needs to allocate the dollars in partnership with the community. He added he would like to see a no-knock warrant ban in Brooklyn Center. The City carried out two no-knock warrants last year, and it was two too many.

Jean L. thanked Council for their leadership in pushing for the Daunte Wright and Kobe Dimock-Heisler Community Safety and Violence Prevention Resolution and funding it. He thanked those who served on the interview panel for the Implementation Committee. He explained he would like to see the initiative move forward to be an example for the rest of the State.

Mariah S. stated the City is advertising that it is a good City for small businesses, but she has run into issues trying to run a small business in the City while living in the City. Some ordinances need to be changed. For example, she is not allowed to park her commercial vehicle in her driveway. She asked if there could be an option for a permit to keep a commercial vehicle in her driveway. She added she supports the ban of no-knock warrants in the City.

Mayor Elliott stated the City needs to take action on no-knock warrants. He asked Staff to look into Mariah's comments about commercial vehicles being parked in residential driveways. The City allows large vehicles such as RVs to park in driveways, which are regularly larger than commercial vehicles.

Mayor Elliott moved and Councilmember Ryan seconded to close the Informal Open Forum at 7:15 p.m.

Motion passed unanimously.

2. INVOCATION

Councilmember Ryan stated Russia has invaded the sovereign nation of Ukraine. He deplored the unlawful act of aggression and the egregious loss of life that is likely to follow. He added his concern for the violence occurring throughout the Country and their own community. He asked for a prayer for peace around the world, region, State, and City.

3. CALL TO ORDER REGULAR BUSINESS MEETING

The Brooklyn Center City Council met in Regular Session called to order by Mayor Mike Elliott at 7:18 p.m.

4. ROLL CALL

Mayor Mike Elliott and Councilmembers Marquita Butler, April Graves, Kris Lawrence-Anderson, and Dan Ryan were present. Also present were City Manager Reggie Edwards, Community Development Director Meg Beekman, Deputy Director of Building and Community Standards Jesse Anderson, City Clerk Barb Suci, and City Attorney Jason Hill.

5. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

6. APPROVAL OF AGENDA AND CONSENT AGENDA

Councilmember Ryan moved and Councilmember Lawrence-Anderson seconded to approve the Agenda and Consent Agenda, and the following consent items were approved:

6a. APPROVAL OF MINUTES

1. February 14, 2022 – Study Session
2. February 14, 2022 – Regular Session
3. February 14, 2022 – Work Session

6b. LICENSES

GARBAGE HAULER

Suburban Waste MN LLC

7125 126th Street West #500
Savage, MN 55378

HOSPITALITY ACCOMMODATIONS

Brooklyn Center Hotel Group LLC
dba: Fairfield Inn & Suites

6250 Earle Brown Drive
Brooklyn Center, MN 55430

MECHANICAL

Alliance Heating & Cooling LLC

1603 Morgan Avenue North
Minneapolis, MN 55411

Appliance Connections Inc

12850 Chestnut Boulevard
Shakopee, MN 55379

DNA Heating & Cooling

950 Bayview Drive
Excelsior, MN 55331

RENTAL

INITIAL (TYPE IV – six-month license)

7018 Girard Avenue North

Carmen Ganga

6718 Quail Avenue North

Ikran Hassa

INITIAL (TYPE III – one-year license)
7201 Riverdale Road

Gavindra Persaud

INITIAL (TYPE II – two-year license)
1713 70th Avenue North

Priscilla Tiffany Chen / Larkin Street
Housing

6813 Beard Avenue North

Ethan Lucas Spaid/Beard Bros
Housing

5410 France Avenue North

SFR Acquisitions 1 LLC / Pathlight

6937 France Avenue North

Susan Obwaya

6436 June Avenue North

Terry Williams / Spirit Properties
LLC

6601 Xerxes Place North

Gary Schlotfeldt

RENEWAL (TYPE IV – six-month license)
2023 Brookview Drive

Home SFR Borrower / Scott Beck

6207 Chowen Avenue North

Doreen Kalema / Butterfly Bound
Care

5333 Dupont Avenue North

Home SFR Borrower / Scott Beck

RENEWAL (TYPE III – one-year license)
1302 69th Avenue North
Carrington Drive Apartments

Aeon Holdings / Carrington Drive
Holdings

1001 65th Avenue North

Messiah Moore/Bright Path Homes

5406 Sailor Lane

James Waters

RENEWAL (TYPE II – two-year license)
3412 62nd Avenue North

Neng Zhang

6336 Beard Avenue North

Chen Zhao / Cosco Property I LLC

6734 France Avenue North

Alexander Lang

3816 France Place

Segun Olatayo / Olejola Azum

6413 June Avenue North

D Wahl / Cel Monton

RENEWAL (TYPE I – three-year license)

4703 68th Avenue North

Bernard McDonough

6701 Bryant Avenue North

IH2 Property LLC / Invitation
Homes

5147 Drew Avenue North

Frank Jin & Emily Zhao

6800 France Avenue North

Wilburt Brooks

6c. RESOLUTION NO. 2022-25; APPROVING 2022 FEE SCHEDULE AMENDMENTS

6d. RESOLUTION NO. 2022-26; ACCEPTING STATE CONTRACT PRICING AND AWARDING A CONTRACT, PROJECT NO. 2022-07, 2022 PARK PLAYGROUND REPLACEMENTS

6e. RESOLUTION NO. 2022-27; DECLARING A PUBLIC NUISANCE AND ORDERING THE REMOVAL OF DEAD TREES AT CERTAIN PROPERTIES IN BROOKLYN CENTER, MINNESOTA

6f. RESOLUTION NO. 2022-28; DECLARING A PUBLIC NUISANCE AND ORDERING THE REMOVAL OF DISEASED TREES AT CERTAIN PROPERTIES IN BROOKLYN CENTER, MINNESOTA

Motion passed unanimously.

7. PRESENTATIONS/PROCLAMATIONS/RECOGNITIONS/DONATIONS

8. PUBLIC HEARINGS

8a. RESOLUTION NO. 2022-29; APPROVING THE PROJECTED USE OF FUNDS FOR THE 2022 URBAN HENNEPIN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND AUTHORIZING SIGNATURE OF A SUB-RECIPIENT AGREEMENT WITH HENNEPIN COUNTY

City Manager Reggie Edwards introduced the item and invited Deputy Director of Community Development Jesse Anderson.

Deputy Director of Community Development Jesse Anderson explained Staff is seeking allocation of the 2022-2023 Community Development Block Grant (CDBG) funds. CDBG funds are provided by the U.S. Department of Housing and Urban Development (HUD) to help with community development activities that benefit low and moderate-income persons. The funds are primarily intended for brick and mortar improvements, as opposed to public service activities. Hennepin County receives CDBG funds directly from HUD as part of a consolidated pool of funds, which is administered on behalf of participating suburban Hennepin County communities.

Brooklyn Center is considered a Direct Allocation City and is a sub-recipient of the funds through Hennepin County.

Mr. Anderson explained the Federal Authorizing Statute for the CDBG program requires that each funded CDBG activity meet one of three national objectives: benefiting low-income persons, preventing or eliminating slums and blight, or meeting urgent community needs.

Mr. Anderson stated as part of the administration of the CDBG funds, Hennepin County adopts a five-year funding plan, which further defines the priority needs of the program and clarifies what activities are eligible for funding. Overall, the priority needs are around continuing what's working, while shifting the focus to preserving affordable housing and reducing disparities in housing stability. Priorities include efforts to preserve and create rental opportunities, preserve and create homeowner opportunities, create housing opportunities for homeless populations, support education, outreach, and services, encourage neighborhood revitalization, and stimulate economic development.

Mr. Anderson noted Staff has been advised by Hennepin County to use the estimate of \$258,000, based on last year's allocation to determine the allocation of funds. However, this allocation amount could be adjusted once HUD provides final amounts. Hennepin County receives the lump sum from HUD and determines the allocation among the participating cities based on a formula that takes into account population and need.

Mr. Anderson stated there is currently \$215,000 of funds available in the Down Payment Assistance Program that was allocated in previous funding years. The staff has discussed the timing of the funding with the County, and the only step to continue the program with existing funds will be to sign an addendum to the current sub-recipient agreement in July.

Mr. Anderson stated staff recommends allocating the entire \$258,000 towards the Home Rehab Program due to the high number of applicants on the waiting list, which is currently 164. He noted the County has increased its efficiency in receiving applications which should assist with the waiting list issues. The Down Payment Assistance Program would continue to use the \$215,000 remaining or consider funding with Tax Increment Financing District Three funds.

Mr. Anderson added there is a housing study underway. Through the study, it is possible areas of need or other programs may be identified. At that time, Staff may bring forward a request for reallocation of CDBG funding.

Mayor Elliott moved and Councilmember Ryan seconded to open the Public Hearing.

Motion passed unanimously.

Randy C. thanked Staff for their work on the item.

Joy asked if the CDBG funds can be used to support their renter base. Mr. Anderson stated staff has reviewed options for rental assistance with the CDBG funds, but there are numerous restrictions.

Joy stated she was hoping for supporting families in bad rental situations, similar to the tenant protection ordinance. Mr. Anderson stated they have only seen the funds used for unit improvements and not for distribution directly to tenants. He explained HomeLine has been funded through CDBG, and the County allocates those funds.

Councilmember Ryan stated there is aid that is being distributed throughout the County for purposes relevant to Joy's comments. Throughout 2020 and 2021, the County distributed \$62 million in emergency rental assistance. In 2022, they will distribute about \$60 million for rental assistance and additional funds through ARPA. He explained it is encouraging to see there is so much rental assistance out there, though there have been problems with the timing of the distribution.

Mayor Elliott moved and Councilmember Graves seconded to close the Public Hearing.

Motion passed unanimously.

Mayor Elliott moved and Councilmember Graves seconded to adopt RESOLUTION NO. 2022-29; approving the projected use of funds for the 2022 Urban Hennepin County Community Development Block Grant program and authorizing signature of a sub-recipient agreement with Hennepin County.

Motion passed unanimously.

9. PLANNING COMMISSION ITEMS

10. COUNCIL CONSIDERATION ITEMS

10a. AN ORDINANCE AMENDING CHAPTER 12 OF THE CITY CODE OF ORDINANCE REGARDING TENANT PROTECTIONS AND APPROVE A RESOLUTION NO. 2022-30; TO ALLOW A SUMMARY PUBLICATION OF THE ORDINANCE

Dr. Edwards introduced the item and invited Ms. Beekman to make the staff presentation.

Ms. Beekman noted the item has been presented to the Council several times. Based on feedback from the Council and the Housing Commission, Staff has prepared a Resolution and Ordinance which includes a 30-day pre-eviction notice and removes the 90-day notice of non-renewal without just cause provision.

Ms. Beekman explained on November 8, 2021, the City Council met and approved the first reading. She noted the original proposal is very similar to the current proposal. On December 13, 2021, the City Council met and held a public hearing on this item. After the public hearing and Council discussion, the vote on the second reading of the ordinance was delayed until January 24, 2022.

Ms. Beekman stated on January 6 and January 12 of 2022, staff held meetings with property owners and managers to discuss the proposed Ordinance. On February 14, 2022, the City Council met, discussed a revised version of the Ordinance, and requested additional feedback from the Housing Commission.

Ms. Beekman noted the Housing Commission met on February 15, 2022. They heard comments from property owners, renters, and tenant advocates. They agreed a tenant protection ordinance is needed. The Commission would prefer a 30-day pre-eviction notice but would consider the 14 days to be a good compromise. The Commission was split on whether or not to include the 90-day non-renewal notice without just cause. Three Commissioners preferred to remove the 90-day non-renewal without just cause, and two Commissioners preferred to keep it in the Ordinance. Finally, the Housing Commission agreed that the property owners and property managers should be required to document and report non-renewals.

Ms. Beekman added Staff received feedback from Minneapolis and St. Louis Park as they are the only cities in the State that have such ordinances. Both cities have not received any complaints regarding violations of the ordinance. Minneapolis stated that they had originally proposed 30 days based on feedback from their public hearing, but they lowered it to 14 days after receiving feedback from property managers and owners. St. Louis Park originally proposed 10 or 14 days for a pre-eviction notice, but after the property owners opposed the length, they lowered it to seven days. Both cities have been unable to determine the effectiveness of the program due to the eviction moratorium.

Ms. Beekman stated the proposed Ordinance includes a 30-day pre-eviction notice and establishes requirements that prevent a property owner or property manager from nonrenewing an existing tenant lease without just cause. Reasons for just cause include non-payment of rent, material noncompliance, refusal to renew, occupancy by the property owner or family member, building demolishing or conversion, rehabilitation or renovation, complying with a government order to vacate, occupancy conditioned on employment. She noted the 90-day non-renewal notice without just cause removed.

Councilmember Ryan stated Minnesota has the fifth-lowest eviction rate in the nation and has fewer evictions than before the pandemic. There is not an eviction wave. He added he has been checking in on the County's eviction dashboard, which is a tool to search for evictions by zip code and housing provider. The majority of evictions in the area are in public housing and nonprofit housing facilities. He added they do not have much data on non-renewals. He asked if that was true. Ms. Beekman confirmed there is not much data on non-renewals.

Councilmember Ryan stated he is concerned with the 30-day pre-eviction notice. That provision puts the property owner or manager in a tough position. Typically, a person gets five or seven days of notice if their rent is late. It is an attempt to begin negotiation between the property owner and the tenant to work out the payment of rent. If the property manager hesitates for a day or two, that launches the non-payment into another month. That was a concern shared by many property owners.

Councilmember Ryan added 60 days is the best practice for non-renewal notices. By removing the option for a non-renewal notice period, it would take away a valuable tool from property owners. Additionally, it makes it difficult for property owners to remove problematic tenants. All in all, Councilmember Ryan stated he was not comfortable with the Ordinance as presented.

Mayor Elliott stated Minnesota is sixth in the country when it comes to education, but education as for people of color, the State ranks the second-lowest. Oftentimes, the data shows Minnesota is good at achieving outcomes for white community members. The sad reality is that a similar notion applies to evictions as well. Many people in Brooklyn Center have suffered greatly due to evictions and are in fear of what may happen without further protection. It is very important to them for the City Council to pass the Ordinance to protect tenants in the community.

Councilmember Lawrence-Anderson stated she is concerned about protecting tenants, but she is also concerned about their effort to help, they may cause more issues. The just cause provision has good intentions. However, if they are taking away the non-renewal option from property owners, they may be unintentionally forcing housing providers to evict rather than go the route of non-renewal.

Councilmember Lawrence-Anderson added there are issues of renters operating without a license. There are many issues they can solve with the application process. Additionally, she has concerns about litigation against the City for intervening with private property management. She thanked staff and the Housing Commission for their efforts.

Councilmember Butler noted her appreciation of the work by staff and the Housing Commission. They have tried their best to look for a compromise while serving the tenants. She added an attorney has been part of the process, and she is not concerned about litigation. She stated she fully supports the current version of the Ordinance and the tenants of Brooklyn Center who have been negatively impacted by property owners.

Councilmember Graves stated the City needs to craft a policy that works for everyone, including small-time property owners. She asked why the Housing Commission wanted to remove the 90-day provision.

Ms. Beekman stated staff spoke with the City Attorney about crafting the Ordinance to address some nuances such as different license types or number of units. They tried to keep the Ordinance as simple as possible to be the most legally defensible. The Ordinance focuses on affordable units. There is research that suggests tenants in affordable units are deeply impacted by the practices in question. City Attorney Jason Hill noted his agreement with Ms. Beekman's summary of the reasoning for the way they wrote the Ordinance.

Ms. Beekman deferred to Mr. Anderson to respond to Councilmember Graves' questions about the Housing Commission remarks. Mr. Anderson stated the Housing Commission was split on the 90-day provision. Some believed 90 days was enough time to find alternative housing while others did not believe 90 days was sufficient time.

Councilmember Graves stated she appreciated the 90-day non-renewal provision and was confused

why the Housing Commission was opposed to it. She asked for more details about the impact of including or removing the 90-day non-renewal provision.

Ms. Beekman stated the original Ordinance only had a just cause non-renewal provision. The staff has received feedback from property owners that non-renewals are an important tool to use as an alternative to evictions. Housing advocates believe that property owners should not be able to non-renew a lease without a just cause. The 90-day non-renewal without just cause provision is an attempt at a compromise between the two parties.

Councilmember Graves stated if the 90-day non-renewal provision is removed then there are no protections. Ms. Beekman stated non-renewal with just cause has been in the Ordinance consistently throughout the revision process. The 90-day non-renewal without just cause portion was added as an alternative but has been removed for the most recent version.

Mayor Elliott noted there has been a concern with the 90-day non-renewal without just cause provision has been considered a loophole for property owners by housing advocates.

Councilmember Ryan stated the 30-day pre-eviction notice creates a bad dynamic. It is a business relationship, and the 30-day notice would destroy that relationship. Providing rental housing is a for-profit undertaking. One property has lost over one-third of its income due to unpaid rent. He noted there has been an issue with the distribution of rent relief funds.

Councilmember Ryan added non-renewals are used as an alternative to evictions and do not cause a bad record for tenants. Additionally, non-renewals are needed to remove problem tenants that are making a negative impact on other tenants. The City must uphold fair practices for the best interest of the public.

Councilmember Ryan stated several tenants have spoken up about poor living conditions at a particular apartment building. After hearing the comments, he reached out to the property manager and heard their side of the story. He explained he is not trying to defend property owners, but some housing advocates automatically assume property owners are in the wrong. He would like to see all local laws fully enforced. The Ordinance is not fair to both parties, and it is the role of the City to remain fair and impartial.

Mayor Elliott stated Staff has worked with tenants, housing advocates, and property owners. The Council has the opportunity to pass the Ordinance to protect the tenant community. There are similar protections for homeowners, and there are not enough protections for tenants. It is important for the Council to pass the Ordinance that evening to support the many community members who have asked for protection.

Councilmember Graves asked for more information about just case non-renewals in other cities. Ms. Beekman stated St. Paul passed a just cause non-renewal along with about ten other protections. The ordinance was challenged in court, and the judge restricted St. Paul from enforcing the ordinance while the court was deciding. In response, St. Paul rescinded the ordinance, and they are working on an alternative. However, the language is similar to other just cause non-renewal ordinances in other states.

Ms. Beekman stated the provision does allow for non-renewals. Councilmember Graves asked if Brooklyn Center was using the same language that was challenged in St. Paul. Ms. Beekman stated Brooklyn Center was using the same language that was challenged in St. Paul, but the St. Paul ordinance in total included more than ten provisions and the entire ordinance was challenged.

Councilmember Graves asked if St. Louis Park and Minneapolis have just caused non-renewals in their tenant protection ordinances. Ms. Beekman stated St. Louis Park and Minneapolis do not have just causes non-renewals in their tenant protection ordinances. However, they have pre-eviction notices in their ordinances, one for 14-days and one for seven days.

Councilmember Graves stated the issue at hand is complex. There are varying opinions from all parties. They want the Ordinance to protect tenants, but they want to avoid unintended consequences. She stated she is concerned about the just cause non-renewal provision as it hasn't been implemented in Minnesota before. Councilmember Graves asked if other cities or other states have used a just cause non-renewal.

Ms. Beekman stated there have been other cities in other states that have implemented a just cause non-renewal provision. One example is Seattle, but there are other cities. Councilmember Graves asked if there are any loopholes. Ms. Beekman stated she is not aware of any loopholes in the Seattle ordinance.

Councilmember Graves stated she is okay with the recommendation from Staff, but it is hard to know if it is the right decision. She asked for clarification about the pre-eviction notice. Ms. Beekman stated most property owners provide an eviction notice within a week of non-payment of rent. The pre-eviction notice would require the property owner to provide notice before filing any eviction paperwork. The notice would allow for time to address the payment of rent. She added the eviction process takes about three weeks.

Councilmember Lawrence-Anderson stated the proposed Ordinance requires a 30-day pre-eviction notice. She asked what most standard leases require for eviction notices. Ms. Beekman stated she is not familiar with leases that have a time frame for eviction notices.

Ms. Beekman explained non-renewals is a termination of a contract, and either party can determine they do not want to continue in the contract. An eviction filing takes place in court and requires just cause to be proved in court. It is typically for nonpayment of rent. Simply filing the eviction puts a mark on the tenant's rental history. Even if the eviction is not upheld, the eviction filing is still on their record. The purpose of the pre-eviction notice is to provide time for the tenant and landlord to work out a payment plan or other resolution and hopefully avoid filing any eviction paperwork.

Councilmember Lawrence-Anderson stated she understands the difference between non-renewals and evictions. If a housing provider chooses to not renew, they must give a reason. However, a tenant does not have to give a reason if they choose to not renew. She explained she is worried about removing the non-renewal tool and forcing the housing provider to evict the tenant.

Councilmember Lawrence-Anderson explained she won't support the Ordinance while there is a just cause non-renewal provision. The Ordinance is not going to solve most of the concerns shared by residents, and there are too many potential unintended consequences. She thanked the staff for their work on the Ordinance.

Mayor Elliott asked Ms. Beekman to speak to the potential unintended consequences of the Ordinance. He added the housing professionals, such as advocates from HomeLINE, likely wouldn't support an Ordinance that would have a negative impact on tenants.

Ms. Beekman stated filing an eviction needs substantial reasoning to be proven in court. There is a higher burden of proof in an eviction process in comparison to a non-renewal process. Non-renewals do not go to court unless a renter were to take it upon themselves to sue a housing provider for not having a just cause for a non-renewal. She noted she is not sure how the Ordinance would have an impact on screening criteria or other unintended consequences.

Councilmember Graves stated she does not feel completely comfortable voting on the Ordinance. She thanked all of the voices that have been part of the discussion and noted she hopes to level the playing field for everyone. She explained she is on the fence about the just cause provision and feels pressure to pass an Ordinance to protect renters.

Councilmember Graves noted the Council wants to protect tenants. Those opposed to the current Ordinance are still supportive of renters. She added further compromises could be a 21-day pre-eviction notice or to add the 90-day non-renewal without just cause.

Mayor Elliott stated the Council can take action and study the data that will be collected thanks to the data provided in the Ordinance. In six months, they could reassess the Ordinance based on the data. He noted there were 54 people on the call, many of which are hopeful for something to pass.

Councilmember Graves thanked Mayor Elliott for his response. She asked if the City will be able to track evictions. Ms. Beekman stated the goal is to track data, but six months may not be enough time to collect a solid amount of data.

Councilmember Graves asked if there was a tangible way to track just cause uses or how screenings may change. Ms. Beekman agreed it would be somewhat difficult to gather certain pieces of information such as how screenings may change. There is always an option for anecdotal data.

Ms. Beekman pointed out the Council can make changes to the Ordinance. If the Ordinance were to return to Staff, they would need further direction.

Councilmember Graves asked Councilmember Ryan and Councilmember Lawrence-Anderson if they were supportive of the previous version of the Ordinance in comparison to the current one. Councilmember Lawrence-Anderson stated she was at both of the January meetings with the housing providers and housing advocates. At those meetings, the housing providers compromised by adding the option of a 90-day non-renewal without just cause. The housing providers preferred the 14-day notice to the 30-day notice. Landlords, both large- and small-scale, were present at the meetings.

Councilmember Lawrence-Anderson added with the passage of 30-day pre-eviction notice, if rent is not received on the day it is due, all non-paying renters will receive a pre-eviction notice. Tenants that receive government funds or their paychecks consistently after the due date will no longer have the ability to have an alternative arrangement. The just cause non-renewal would not allow landlords to choose who they rent to. The City should not intervene.

Councilmember Ryan stated the second version of the Ordinance was a compromise that was supported by housing providers. He stated he is opposed to the 30-day pre-eviction notice, but he would accept the 14-day pre-eviction notice and the 90-day non-renewal without just cause provision. Additionally, that is something the housing providers would accept.

Councilmember Ryan noted there are a lot of tenant protections at the State level. If tenants document their conditions, they can access a pro bono attorney through organizations such as HomeLINE to counteract any retaliation.

Councilmember Ryan added many tenants have complained about housing conditions, particularly in the October 2021 meeting. However, the property manager was unaware of the conditions of the units. The City also needs to get caught up with property rental unit inspections to further support tenants.

Mayor Elliott asked which housing advocates would be in support of the 14-day pre-eviction notice and the 90-day non-renewal without just cause provisions. Councilmember Ryan clarified that he said the housing providers would be in support of the 14-day pre-eviction notice and the 90-day non-renewal without just cause provisions.

Mayor Elliott stated they are having the same discussion as the last meeting. Renters are the people affected by the issue. As COVID-19 protections for renters decrease, they will see an increase in evictions. The pre-eviction notice just gives people 30 days to correct whatever the issue is. They are debating whether to give a notice of 14 days or 30 days before an eviction is filed. They are talking about families who may have difficulty finding housing down the line if they have an eviction on their record. Therefore, it is incredibly important to maintain the 30-day pre-eviction period. Landlords keep asking for less notice time. He stated he would like to hear from HomeLINE, ACER, and the renters impacted by the Ordinance.

Councilmember Graves stated she has also spoken with community members about the Ordinance. She proposed doing a 30-day pre-eviction notice along with the option for the 90-day non-renewal without just cause. Councilmember Lawrence-Anderson stated she would support that option.

Councilmember Ryan stated Councilmembers are failing to understand the gravity of the 30-day pre-eviction notice. The implementation of a 30-day pre-eviction notice would compel landlords to implement an eviction notice on the second of the month after only one day of non-payment of rent. If people receive county checks consistently on the third of the month, they would be negatively impacted by the 30-day pre-eviction notice. He explained he would only support an Ordinance with a 14-day pre-eviction notice and a 90-day non-renewal without just cause.

Mayor Elliott stated he would like to hear from the community. He asked if the Councilmembers would be willing to hear from the public.

Councilmember Lawrence-Anderson stated they have heard public comment over several months, and she has attended the public meetings. She added she would prefer the 14-day pre-eviction notice because she understands the consequences as pointed out by Councilmember Ryan, but she supports the 30-day pre-eviction notice as a compromise.

Mayor Elliott stated he would like to hear from the advocates from ACER and HomeLINE. Councilmember Graves stated the advocates are not going to say something they have not already said. If they do hear from the public, then the time should be limited. Mayor Elliott stated he would limit comments to three minutes.

Fadumo M. stated the community in question is one of the most vulnerable communities in the State. Since the eviction moratorium ended, they have seen five times the number of evictions, and they expect to see more evictions as more protections are eliminated. Fadumo M. added housing is not just about four walls. It impacts mental health and the entire community's stability.

Samuel S. stated housing is incredibly important to people. They are talking about families and children. Evictions have an impact on health, education, and the community. It takes around a year to remove a family from a home they own because the community has decided family stability is more important than banks. Minnesota is lower in evictions than other states, but the goal is to have no evictions ultimately. Samuel S. added it is very difficult to prove retaliation. He explained he supports the current version of the Ordinance.

Mayor Elliott stated he would like to hear from the members of the public that have their hands raised. He added he would limit the comments to two minutes.

Alfreda D. stated she is disappointed in comments from the Council saying that they have gotten the landlord's side of the story, but they have not seen the living conditions in Georgetown Homes. The tenants do not have power, and they are reaching out to the Council to be their voice. She stated she has been advocating for herself and the living conditions for a while. She has even been escorted out of meetings for standing up for her rights.

Alfreda D. stated Councilmembers who claim to be on the fence have also had their campaigns supported by property owners. She asked if Councilmembers are supporting the community or their campaign supporters. There is a clear conflict of interest at play.

Joy stated cash benefits are issued on the last day of the previous month. She added they have been speaking on the topic for over an hour. They have already heard from the community multiple times, and they have spoken on the issue at multiple meetings. She asked what the Council has to lose by passing the Ordinance.

Lovetee P. stated she is speechless after hearing from the Council. She explained she is trying to represent the tenants of Georgetown. She stated there are people affected by their lack of protection. Children are being pulled out of school, and families do not have places to live. People

have been put on month-to-month leases without reason. Councilmembers do not know what they are going through. Women, children, and families are suffering.

Randy C. stated he is a resident and past property owner. He noted his agreement with Alfreda D. Each speaker is speaking about their special interests. Councilmembers need to make a decision not just based on the loudest voice, but what will work best for the community.

Randy C. asked if the Ordinance would require the tenant to give 90 days of notice despite what might be in the lease agreement. If the Ordinance is going to override provisions in the lease, it needs to go both ways. He added the Ordinance will cause rent and down payments to increase because the landlords are going to have more work and more paperwork. Randy C. added zero evictions are never going to happen, and the City shouldn't make an Ordinance that overrides private contracts.

Samuel S. stated tenants are not given any ability to provide input on leases. Most laws are in place to protect the tenants since they don't have the financial ability or power to negotiate the leases.

Mayor Elliott asked if Councilmember Graves would be amenable to passing an Ordinance with a distinction between small and large landlords. Councilmember Graves stated Staff has said making a distinction like that would make the Ordinance too open to legal challenges.

Mayor Elliott asked Mr. Hill about the feasibility of such a distinction. Mr. Hill stated if they make a distinction, they would need some data or findings to support the reasoning for the distinction.

Mayor Elliott asked if Councilmember Graves was open to supporting the distinction, then he would be open to asking Staff to look into that provision. Councilmember Graves stated she would be open to a distinction in the Ordinance.

Mr. Hill stated he wasn't involved in the first draft of the Ordinance. Ms. Beekman stated Staff had discussed ways to make the Ordinance more nuanced. The purpose of the Ordinance is to protect renters. There wasn't a rational nexus for a tenant to be treated differently based on the size of the landlord.

Mike Elliott stated Lovetee P. has been put on a month-to-month lease, and she doesn't know why. He asked how the 90-day notice would impact her situation. Ms. Beekman stated the non-renewal with just cause would make her lease go on in perpetuity until Lovetee P. was to not renew her lease or until the landlord was to find a just cause. If the 90-day non-renewal notice without just cause would more or less turn her lease into a 90-day lease. The landlord could not renew the lease without just cause, and Lovetee P. would have 90 days to find new housing.

Councilmember Graves asked if there was another Councilmember interested in doing the 90-day non-renewal without just cause along with the 30-day pre-eviction notice, she would still be comfortable moving forward with that combination. She stated she would like to go for a 21-day pre-eviction notice, but the 30-day pre-eviction notice is a form of compromise.

Mayor Elliott stated he believes they should remove the 90-day non-renewal without just cause because it creates a loophole for landlords and puts people like Lovetee P. in a precarious situation. Councilmember Graves stated Lovetee P. was in support of the 90-day non-renewal notice, and it would give her more time than the month-to-month currently allows.

Mayor Elliott stated he has spoken directly with Lovetee P. She has said the 90-day provision was problematic. Additionally, many tenants in Brooklyn Center have said the 90-day non-renewal without just cause puts people in a precarious situation.

Lovetee P. stated she is in favor of a just cause non-renewal. 90 days is not enough time to find a place to live. Additionally, people do not want to switch the schools their children are in if they need to find new housing.

Mayor Elliott stated Staff needs to have findings before returning to the Council with a draft. He stated he would like the current version of the Ordinance to be passed so the Council takes action. From there, they can change the Ordinance as needed.

Mayor Elliott moved and Councilmember Butler seconded to adopt RESOLUTION NO. 2022-30; approving of the second reading of an Ordinance amending Chapter 12 of the City of Ordinances regarding tenant protection and summary publication of the Ordinance.

Councilmember Ryan stated Georgetown told him that people were put on month-to-month rent because of the inability to pay rent. He inquired with the County about rental assistance to help those tenants. The rental housing provider has to protect their interests as well. The Federal and State government have put forth dollars to support renters.

Councilmember Graves stated she is not happy with the Ordinance, but she is willing to move forward with the vote. She explained there needs to be more nuanced, and they need the 90-day non-renewal without just cause. Also, she believes a 21-day pre-eviction notice may be a better fit. She added her opinion has nothing to do with her desire to be in elected office. Instead, she wants to have a balanced approach. She added she looks forward to seeing the data.

Councilmember Lawrence-Anderson stated she would like to see an update from staff. Properties are operating without a license due to Code violations. The City needs to take responsibility for the Ordinance and Code enforcement. The proposed Ordinance has several unintended consequences.

Councilmember Ryan asked if they could withdraw the motion to pass the Ordinance and table the discussion for a later meeting. The issue is complicated, and they have heard from numerous parties. He stated he wants tenants to be protected, but they need a balanced approach because they want good landlords to operate in the City. The City cannot solve the issue of the housing shortage as it is a regional problem. The City is trying to protect its vulnerable citizens, and the proposed Ordinance may have unintended consequences.

Mayor Elliott stated the Council needs to take action and look at the data down the line to make

the necessary adjustments.

Councilmembers Lawrence-Anderson and Ryan voted against the same. Motion passed.

Mayor Elliott thanked the Council for their comments and noted they will continue to monitor the situation.

10b. RESOLUTION NO. 2022-31; ESTABLISHING THE COMMUNITY SAFETY AND VIOLENCE PREVENTION IMPLEMENTATION COMMITTEE

Mayor Elliott stated on May 15, 2021, the City Council adopted the Daunte Wright and Kobe Dimock-Heisler Community Safety and Violence Prevention Act. He explained they were looking for seven to ten members to serve on the Implementation Committee, but they decided on 11 members to utilize as many voices as possible. He invited David Zaffrann, Public Safety Implementation Committee Manager, to continue the Staff Presentation.

Mr. Zaffrann stated the Daunte Wright and Kobe Dimock-Heisler Community Safety and Violence Prevention Act required the City to create an Implementation Committee including residents from the City and other local, state, and national experts in public health-oriented approaches to community safety, to be chaired by the Mayor, and with members recommended by the Mayor and confirmed by the City Council. This Committee will propose amendments, ordinances, resolutions, policies, guidelines, or other recommendations for the review, adoption, or implementation by City Council or City Staff, as appropriate, that would fully implement the will and intent of the City Council as expressed in the Act.

Mr. Zaffrann explained applications to serve on the Implementation Committee were distributed and accepted over several months. Twenty-eight applications were received, and twenty-four people were subsequently interviewed by a panel.

Mr. Zaffrann stated the Mayor is recommending ten members to serve on the Committee along with himself as the Chair. The recommended members are Lori Bardal, Julie Bourque, Joecelia Dameida, Matthew Branch, Amity Dimock, Joylenna Garcia, John Solomon, Mark Viste, Kia Welch, and Katie Wright. He noted the first meeting of the Committee is planned for Saturday, March 5 depending on the outcome of the Council's vote.

Councilmember Ryan stated the printed packet did not include appointees such as Lori Bardal and Matthew Branch. Matthew Branch is an Executive Director of a youth organization. Councilmember Ryan thanked all of the applicants for their interest.

Councilmember Ryan noted there was an absence of younger black men amongst the applicants. He explained he was excited to see the application of John Solomon as he has outstanding qualifications. Young black men are all over Brooklyn Center and are most likely to experience negative encounters with law enforcement.

Councilmember Ryan stated he would have liked to see Will Dinga and Trahern Pollard as members of the Implementation Committee. He stated that Will Dinga and Trahern Pollard have

worked hard to quell any violence in the community during the height of the civil unrest.

Mayor Elliott asked Mr. Zaffrann to speak to Councilmember Ryan's question. Mr. Zaffrann stated that Will Dinga and Trahern Pollard did not interview. Mr. Pollard scheduled an interview and did not attend. Mr. Dinga was not extended an invitation to interview due to a clerical error on behalf of the Staff. Mr. Zaffrann stated Staff tried to make as representative of a group of people as possible for the Implementation Committee.

Councilmember Ryan thanked Mr. Zaffrann for his answer. He stated he has received comments from the community that they were suspicious of the recruitment and interview process. He hopes the Committee will be a place for honest and open debate.

Councilmember Lawrence-Anderson noted she read all of the applications. She stated she is familiar with most of the applicants, but there are some people the City would be remiss if they were overlooked. Barb Jensen, for instance, has a vast knowledge and understanding of the City. She has experience on the Multi-Cultural Advisory Council and with mediation.

Councilmember Lawrence-Anderson explained she would like a more diverse group of ideas and for the Implementation Committee to include those who were on the frontlines of the civil unrest. It is unfortunate Will Dinga and Trahern Pollard were not interviewed. Additionally, Pastor McKinley Moore could be an asset to the Committee. She stated she would like more time to process the recommendations.

Mayor Elliott stated the applicants were interviewed by the panel and were considered together. Barb Jensen will be an important member of at least one of the sub-committees, which is where a lot of the work will take place. Other folks mentioned by Councilmember Lawrence-Anderson will also be engaged through sub-committees because the panel wanted to utilize as much of the community knowledge as possible.

Councilmember Butler recommended for Councilmembers to meet with Mr. Zaffrann as only a couple of members of the Council have met him. She added it is irresponsible to delay the vote. She thought they would have the Committee before the end of 2021, but they didn't have Staff in place until January. The council could have met with Mr. Zaffrann sooner than the current meeting. The Council usually trusts staff in other processes, so they should not delay the vote, especially since they could have asked more questions before the meeting.

Councilmember Butler noted it was close to 10:00 p.m. As stated in a previous meeting, she is not willing to go past 10:00 p.m. consistently. Councilmember Butler pointed out Councilmember Graves also stated she would not be going past 10:00 p.m.

Councilmember Ryan stated it is disingenuous to blame the Council for how long the process has taken. The wording of the Daunte Wright and Kobe Dimock-Heisler Community Safety and Violence Prevention Act puts Mayor Elliott in the driver's seat. It is not unreasonable for the Council to ask questions. Councilmember Ryan pointed out he has met with Mr. Zaffrann, and he has another meeting with him tomorrow.

Councilmember Butler stated she does not like the mischaracterization of what she said. She stated she has no issue with people asking questions. She does have a problem with Council not respecting the process and trusting Staff. It is interesting when Council chooses to question Staff or not. Councilmember Butler added she did not mention who has or has not met with Mr. Zaffrann.

Mayor Elliott moved and Councilmember Ryan seconded to adopt RESOLUTION NO. 2022-31; establishing the Community Safety and Violence Prevention Implementation Committee and appointing its members.

Councilmember Graves stated it was not an easy process. She asked who was on the interview panel. She added she would have liked to see more community members who acted as boots on the ground during the civil unrest. Therefore, she believes they are missing the mark of who is on the Committee.

Councilmember Graves added Barb Jensen is a great pillar of the community who knows how to leverage her powers as a white woman. Additionally, she would have liked some youth voices to be a part of the Committee.

Mayor Elliott stated there is active recruitment of young people to be part of the work through the sub-committees and workgroups. They aim to include all of the voices possible.

Councilmember Ryan stated he would be willing to move forward with the recommendations if there are assurances that the other applicants will be engaged in the process, in particular Pastor McKinley Moore.

Mayor Elliott stated he has not spoken with Mr. Zaffrann on that topic, but he stated he would like to see those people engaged as well. Mr. Zaffrann noted he did not include sub-committees or the community engagement efforts in the presentation to ensure the Committee is informed and a wide circle of people is included.

Councilmember Ryan stated the problem is if the other applicants are involved in the decision-making processes. They need the widest possible collection of well-informed opinions. They need a process that welcomes diverse debates because that will produce the best recommendations.

Mayor Elliott stated there will be sub-committees, and their expertise will be utilized in crafting decisions. Councilmember Ryan stated they may not have a vote if they are not heard. Mayor Elliott stated he will guarantee they will be heard. Councilmember Ryan stated the best way to maintain trust is to stay true to one's word.

Councilmember Lawrence-Anderson stated she is not opposed to any of the recommendations. She asked if there is potential to add other names the Council has mentioned. They would be remiss if they didn't consider more people, such as Diane Sannes. Everyone that has applied obviously has an interest.

Councilmember Lawrence-Anderson stated she has met with Mr. Zaffrann and will continue to

follow up with him for more information. The Implementation Committee is already at 11 members. She explained she would support the motion, but she would like to add more voting members.

Mayor Elliott stated there are some issues about Committee size and logistics. He added Mr. Zaffrann can speak to how impactful the sub-committees will be. For example, Barb Jensen's voice is incredibly important to her personally. However, they went through a process with the Selection Committee. He wants her voice to be included significantly.

Motion passed unanimously.

City Clerk Barb Suciu asked Mayor Elliott if Pastor McKinley Moore was added to the Implementation Committee. Mayor Elliott stated he was not added to the Implementation Committee.

Mayor Elliott asked if items from the Economic Development Authority agenda are time-sensitive. Ms. Beekman stated the items can be moved to a later meeting.

11. COUNCIL REPORT

12. ADJOURNMENT

Mayor Elliott moved and Councilmember Ryan seconded adjournment of the City Council meeting at 10:08 p.m.

Motion passed unanimously.

STATE OF MINNESOTA)
COUNTY OF HENNEPIN)
CITY OF BROOKLYN CENTER)

ss. Certification of Minutes

The undersigned, being the duly qualified and appointed City Clerk of the City of Brooklyn Center, Minnesota, certifies:

1. Attached hereto is a full, true, and complete transcript of the minutes of a Regular Session of the City Council of the City of Brooklyn Center held on February 28, 2022.
2. That said meeting was held according to due call and notice thereof and was duly held at Brooklyn Center City Hall.
3. That the City Council adopted said minutes at its March 14, 2022, Regular Session.

City Clerk

Mayor

Council Regular Meeting

DATE: 3/14/2022

TO: City Council

FROM: Dr. Reggie Edwards, City Manager

THROUGH: N/A

BY: Alix Bentrud, Deputy City Clerk

SUBJECT: Approval of Licenses

Requested Council Action:

- *Motion to approve the licenses as presented.*

Background:

The following businesses/persons have applied for City licenses as noted. Each business/person has fulfilled the requirements of the City Ordinance governing respective licenses, submitted appropriate applications, and paid proper fees. Applicants for rental dwelling licenses are in compliance with Chapter 12 of the City Code of Ordinances, unless comments are noted below the property address on the attached rental report.

-
-

Hospitality Accommodations License

Kaswa Hospitality	6445 James Cir N
dba:Super 8	Brooklyn Center MN 55430
Seth Oliver Brooklyn Hotel Partners	6300 Earl Brown Dr
dba: Embassy Suites	Brooklyn Center MN 55430

-

Mechanical Licenses

Bonfes Plumbing Heating & Air Services	455 Hardman Ave South St Paul MN 55075
FFM, LLC	9440 Wright Bros Ct SW Cedar Rapids IA 52404
Kraft Contracting LLC	2415 Ventura Dr Ste 100 Woodbury MN 55125
Vector Services	712 Vista Blvd St 102 Waconia Mn 55387

Budget Issues:

Inclusive Community Engagement:

Antiracist/Equity Policy Effect:

Strategic Priorities and Values:

Operational Excellence

ATTACHMENTS:

Description	Upload Date	Type
Rental Criteria	3/16/2021	Backup Material
Rentals 3-14-2022	3/9/2022	Backup Material

Property Code and Nuisance Violations Criteria		
License Category (Based on Property Code Only)	Number of Units	Property Code Violations per Inspected Unit
Type I – 3 Year	1-2 units	0-2
	3+ units	0-0.75
Type II – 2 Year	1-2 units	Greater than 2 but not more than 5
	3+ units	Greater than 0.75 but not more than 1.5
Type III – 1 Year	1-2 units	Greater than 5 but not more than 9
	3+ units	Greater than 1.5 but not more than 3
Type IV – 6 Months	1-2 units	Greater than 9
	3+ units	Greater than 3

b. Police Service Calls.

Police call rates will be based on the average number of valid police calls per unit per year. Police incidences for purposes of determining licensing categories shall include disorderly activities and nuisances as defined in Section 12-911, and events categorized as Part I crimes in the Uniform Crime Reporting System including homicide, rape, robbery, aggravated assault, burglary, theft, auto theft and arson.

Calls will not be counted for purposes of determining licensing categories where the victim and suspect are “Family or household members” as defined in the Domestic Abuse Act, Minnesota Statutes, Section 518B.01, Subd. 2 (b) and where there is a report of “Domestic Abuse” as defined in the Domestic Abuse Act, Minnesota Statutes, Section 518B.01, Subd. 2 (a).

License Category	Number of Units	Validated Calls for Disorderly Conduct Service & Part I Crimes (Calls Per Unit/Year)
No Category Impact	1-2	0-1
	3-4 units	0-0.25
	5 or more units	0-0.35
Decrease 1 Category	1-2	Greater than 1 but not more than 3
	3-4 units	Greater than 0.25 but not more than 1
	5 or more units	Greater than 0.35 but not more than 0.50
Decrease 2 Categories	1-2	Greater than 3
	3-4 units	Greater than 1
	5 or more units	Greater than 0.50

	Single	Initial	New Prospect Holdings Lic		12	Type IV		Type IV
	Single	Initial	Olusola A Agunbiade		11	Type IV		Type IV
	Single	Initial	Janvier Ngoy & Emelie Ngoy		5	Type II		Type I
	Single	Initial	Annette Ross -Webb & Mark Webb		6	Type III		Type II
	Single	Initial	Olubunmi Agunbiade		4	Type II		Type I
	Single	Initial	T J Armstrong/s A Armstrong		4	Type II		Type I
	Multi Family 8 Buildings 48 Units	Renewal	Victoria Townhouses		38 -16 units inspected 2.38 corrections per unit	Type III	.13 per unit 5 valid calls 8/30/21 - Aggravated Assault @ 6821 Grimes 3/19/21 - Obstruction @ 6845 Grimes 5/7/21 - Destruction/Damage/Vandalism of Property @6763 Grimes 7/13/21 - Disturbance @6821 Grimes 3/11/21 - Disturbance @6821 Grimes	Type IV
	Single	Renewal	Fyr Sfr Borrower Lic		11	Type IV		Type IV
	Single	Renewal	Nimo Osman Ahmed		3	Type II		Type I
	Single	Renewal	Michelle A Shaffer		2	Type II		Type I
	Single	Renewal	Shuxing Sun & Manying Sun		0	Type I		Type I
	Single	Renewal	A&m Estate Services Lic		4	Type II		Type I
	Single	Renewal	Peter Hoeben & Maria Hoeben		5	Type II		Type I
	Single	Renewal	Alkis Michaelides Et Al		3	Type II		Type I
	Single	Renewal	Rlr Real Estate Lic		2	Type I		Type I
	Single	Renewal	7130 Fremont Ave N Lic		2	Type I		Type I
	Single	Renewal	Crystal Ventures Lic		0	Type I		Type I

Council Regular Meeting

DATE: 3/14/2022

TO: City Council

FROM: Dr. Reggie Edwards, City Manager

THROUGH: N/A

BY: Kim Moore, Interim Human Resources Director

SUBJECT: Resolution Approving the Contract for International Union of Operating Engineers (IUOE) Local 49 (Public Works Maintenance) and the City of Brooklyn Center for the Calendar Year 2022

Requested Council Action:

- Motion to approve the resolution Approving the Contract for International Union of Operating Engineers (IUOE) Local 49 (Public Works Maintenance) and the City of Brooklyn Center for the Calendar Year 2022

Background:

The current contract with IUOE Local 49 (public works maintenance) expired on December 31, 2021. The City and the Union have met and negotiated in good faith to reach a settlement on all issues of concern. This labor agreement covers all the public works maintenance employees for a total of 25 employees. The attached agreement has been approved by a vote of the members and upon adoption by the City Council will establish wages and working conditions for calendar year 2022. The articles affected by these negotiations include the following:

ARTICLE 19 - Call Back

Add the following language

An Employee called in for work or responding to a phone/text to discuss work related activities or handle work related issues over the phone or on a computer/tablet at a time other than the Employee's normal scheduled shift will be compensated for a minimum of two (2) hours' pay at one and one-half (1-1/2) times the Employee's base pay rate.

ARTICLE 20 - STANDBY PAY

Add the Following Language

Public Works Employees who are designated by their supervisor to serve in a "standby" status on behalf of the City on a weekend will receive as compensation for such service six (6) hours of overtime pay for the period beginning the end of the work day on Friday and ending the start of the work day on Monday when serving in such status. Public Works Employees who are designated by their supervisors to serve in a "standby" status on behalf of the City on a week night (Monday, Tuesday, Wednesday, or Thursday) that is not a holiday will receive as compensation for such service two (2) hours of overtime pay for each week night served in such status. Public Works Employees who are designated by their supervisors to serve in a "standby" status on behalf of the City on a holiday will receive as compensation for such service two (2) hours of overtime pay for each holiday served in such status. Such standby pay shall be in addition to other compensation which the Employee is entitled to under this Agreement.

ARTICLE 21 - HOLIDAY LEAVE

City Council added Juneteenth to official City holidays.

ARTICLE 25 - INSURANCE

The City will offer the best of any agreement that the City has for any other employee group.

ARTICLE 28 - WAGE SCHEDULE

Maintenance III \$33.53

Maintenance II $\$31.03 \times 1\% \text{ market } (.3103) = \$31.34 \times 2\%/\text{wage } (.6268) = \31.97

Step 3 $\$29.05 \times (95\% \text{ of Maintenance II}) = \30.37

Step 2 $\$27.08 \times (90\% \text{ of Maintenance II}) = \28.77

Step 1 $\$25.12 \times (85\% \text{ of Maintenance II}) = \27.17

Start $\$23.13 \times (80\% \text{ of Maintenance II}) = \25.58

Mechanic $\$32.55 \times 1\%/\text{market } (.3255) = \$32.87 \times 2\%/\text{wage } (.6574) = \33.53

Additions

Utilities \$32.75

Foreman \$36.03

Maintenance Crew Leader \$35.03 (Maintenance III plus \$1.50)

Utilities Crew Leader \$35.03 (Maintenance III plus \$1.50)

Incentive Based Pay Program

The City will expand the Incentive-based pay to more equally reward individuals who seek more specialized training than what is required in the job description. This specialized training will create a more technically-sound workplace and benefit the City and the individual by offering incentive-based pay for that extra training.

Streets/Parks Maintenance Certification Pay

Employee Certification: Employees who earn and maintain specialized certification relevant to the Employee's work duties will be paid \$0.25 per hour over their base wage of their regular position while performing such duties.

Employees who earn and maintain specialized certification at the highest level or earn and maintain three specialized certifications relevant to the Employee's work duties will be paid \$0.50 per hour over their base wage of their regular position while performing such duties.

For purposes of this provision, specialized certifications relevant to the Employee's work duties are as follows:

Park Maintenance - Public Works Certification, Roads Scholar Maintenance Operations and Technical Certificate, Certified Playground Inspector, Certified Herbicide Applicator, Phase 2 and/or Phase 3 IUOE Local 49 Operator Training Certificate, ISA Certified Arborist, Certified Tree Inspector

Street Maintenance - Public Works Certification, Roads Scholar Maintenance Operations and Technical Certificate, Certified Playground Inspector, Certified Herbicide Applicator, Phase 2 and /or Phase 3 IUOE Local 49 Operator Training Certificate, ISA Certified Arborist, Certified Tree Inspector

Utilities and Mechanics Certification Pay

The training and certification opportunities for Mechanics and Utilities are harder to achieve due to the

necessary experience needed to qualify for these opportunities. These incentive opportunities are more reflective of the difficulty in achieving the said incentive.

Mechanics - The City values the ASE certification program. The following incentives are possible for the mechanics. There are five (5) areas that are of value to the City. An employee can achieve the following incentives:

ASE Certification Automotive and Light Truck (A Series A1 - A8) = \$.25 over base wage.

Truck Equipment (E Series E1 - E3) = \$.25 over base wage

Electric/Diesel Engine Diagnosis Specialist = \$.25 over base wage

Medium Duty Truck (T Series T1 - T8) = \$.25 over base wage

*Any Certifications achieved must be maintained or the incentive will be forfeited.

Utilities Maintenance - Public Works Certification , Phase 2 and/or Phase 3 IUOE Local 49 Operator Training Certificate. \$.25 over base pay for one certification. \$.50 per hour over base pay if all three are achieved. In addition to these incentives, Utility employees can achieve the following incentives if the individual achieves higher certification than the required D Water Operator Certificate and S-D Sewer Certificate that are required for the Maintenance II position or higher certification than is required on the job description:

Any Certification higher than S-D Sewer Certificate - Class S-C, S-B, or S-A = \$.25 per hour over base wage.

Class C Water Operator Certificate = \$.25 per hour over base wage

Class B Water Operator Certificate = \$.25 per hour over base wage

Class A Water Operator Certificate = \$.25 per hour over base wage

* Any Certification achieved must be maintained or the incentive will be forfeited.

Discussion Items

-
** UNION PROPOSAL to modify this article was *only* if the City agreed to the original UNION wage package proposal to move all Maintenance II to Maintenance III; otherwise maintain entire current Article 29 language leaving Maintenance III in the wage schedule.

- City agrees to participate in the Local 49 Training Center fund.

Budget Issues:

The overall wage increase beyond the 2% increase previously budgeted for the 2022 year would be \$55,856, total cost with taxes and pension would be \$68,512.

Inclusive Community Engagement:

Antiracist/Equity Policy Effect:

Strategic Priorities and Values:

Operational Excellence

ATTACHMENTS:

Description	Upload Date	Type
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Resolution

3/7/2022

Resolution Letter

Member _____ introduced the following resolution and moved its adoption:

RESOLUTION NO. _____

RESOLUTION APPROVING THE LABOR AGREEMENT FOR INTERNATIONAL UNION OF OPERATING ENGINEERS (IUOE) LOCAL 49 (PUBLIC WORKS MAINTENANCE) AND THE CITY OF BROOKLYN CENTER FOR THE CALENDAR YEARS 2022

WHEREAS, Section 2.07 of the City Charter for the City of Brooklyn Center states that the City Council is to fix the salary or wages of all officers and employees of the City; and

WHEREAS, the City has negotiated in good faith with IUOE Local 49 (Public Works Maintenance) for a contract for the year 2022 as attached.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Brooklyn Center approves the attached contract with IUOE Local 49 (Public Works Maintenance) for the calendar year 2022; and

BE IT FURTHER RESOLVED that authorized wage and benefit adjustments not to exceed the maximum contained herein shall become effective according to the schedule of the contract which commenced January 1, 2022.

March 14, 2022

Date

Mayor

ATTEST: _____
City Clerk

The motion for the adoption of the foregoing resolution was duly seconded by member _____ and upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:
whereupon said resolution was declared duly passed and adopted.

Council Regular Meeting

DATE: 3/14/2022

TO: City Council

FROM: Dr. Reggie Edwards, City Manager

THROUGH: Meg Beekman, Community Development Director

BY: Xiong Thao, Housing and Community Standards Supervisor

SUBJECT: Resolution Declaring a Public Nuisance and Ordering the Abatement of Nuisance at 1208 57th Avenue N

Requested Council Action:

- Motion to approve a resolution declaring a public nuisance and ordering the abatement of nuisance at 1208 57th Avenue N.

Background:

The property at 1208 57th Avenue N is currently occupied by the owner, James Fuhrmann.

The following is a brief summary of actions related to this recommended Council action:

On November 8, 2021 the City received a complaint about occupants living in a trailer on the property, no electricity in the house, overflowing trash in a dumpster, and parking on the grass. Staff conducted an inspection and found multiple people living in the trailer and utilizing a generator for electricity. There was a big dumpster full of trash that was overfilled and trash all around the dumpster. An attempt to talk with the owner was unsuccessful and a correction notice was mailed and posted.

A follow up inspection was conducted on November 15, 2021 and there were no improvements on any of the code violations. A 2nd notice was sent and posted on the door. Staff attempted to speak to the owner but there was no response.

A follow up inspection was conducted on November 22, 2021 and there were no improvements on any of the code violations. Another notice was sent and posted on the door. Staff attempted to talk to someone but there was no response.

A follow up inspection was conducted on November 30, 2021 and there were no improvements on any of the code violations. Staff knocked on the door and noticed there were people in the house but no one came to the door.

A follow up inspection was conducted on December 3, 2021 and some of the code violations were corrected. One of the RV's was removed from the property and the parking on the grass was compliant at the time of inspection. Staff attempted to knock on the door and was able to speak with a women who refused to provide her name or relationship to the property; however stated she is a friend of the property owner. She stated that they are cleaning the property and will bring it into compliance.

A follow up inspection was completed on December 14, 2021 and staff spoke with an occupant who stated that the RV will be removed within 3 days and did not address the other issues.

A follow up inspection was completed on December 22, 2021 and the RV was removed and in compliance. The dumpster was still overflowing and the trash around the dumpster had not been removed. An Administrative Citation for \$125 was issued for accumulation of trash and debris.

A follow up inspection was completed on January 7, 2022 and the dumpster was still overflowing with trash all around the dumpster.

A follow up inspection was completed on January 12, 2022 and staff spoke with an occupant who stated that the owner did not want to talk to staff but they are working on having Waste Management remove the dumpster by the weekend.

A follow up inspection was completed on January 18, 2022 and the dumpster and trash was still in violation. Staff spoke with an occupant who stated that the owner was working on having Waste Management remove the dumpster. Staff contacted and left a voicemail for Waste Management about the overflowing dumpster inquiring when it will be removed from the property.

On January 22, 2022 Waste Management responded stating they will have it scheduled for pick up and will assess the over-flowing trash at the time of pick up.

On January 28, 2022 the dumpster was picked up by Waste Management however the trash on the ground did not get picked up. Staff spoke with an occupant about cleaning up the property. The occupant stated they will have the trash picked up over the weekend.

On February 1, 2022 an inspection was completed and a \$250 Administrative Citation was issued for the trash that did not get picked up by Waste Management and a \$125 Administrative Citation was issued for continued parking on the grass.

On February 14, 2022 an inspection was conducted and the trash had not been removed from the driveway. An Administrative Citation of \$500 was issued for the accumulation of trash and a \$250 Administrative citation was issued for parking on the grass.

The property was posted as an unlicensed rental since staff has not been able to make contact with the property owner and has only spoken to several different occupants who claim to live there, visiting, or a friend of the owner. There is reason to believe the owner does not occupy the property.

On February 24, 2022 a final compliance notice informing the owner to remove the junk or an occupied abatement will be pursued on the March 14, 2022 City Council meeting.

An inspection was completed on February 28, 2022 and the trash had not been picked up in the driveway. The property continues to be in violation. Staff did not witness any vehicles parking on the grass.

An inspection was completed on March 3, 2022 and the trash did not get picked up in the driveway. The property continues to be in violation.

If the resolution is approved, staff will provide a final notice to the owner to remove any junk/furniture/appliances off the property. If the any junk/furniture/appliances are not abated the City will immediately start the abatement.

Based on findings, staff recommends the City Council adopt the findings of the City Inspectors regarding the nuisance and authorize the City Manager to abate the nuisance by removing any junk/furniture/appliances.

Budget Issues:

The estimated direct cost of cleaning out the property is \$2,000 depending on disposal and material costs. All associated costs of abatement will be the responsibility of the owner, and if unpaid, the costs will be specially assessed against the property.

Inclusive Community Engagement:

Antiracist/Equity Policy Effect:

Strategic Priorities and Values:

Enhanced Community Image

ATTACHMENTS:

Description	Upload Date	Type
Photos	3/7/2022	Cover Memo
Resolution	3/14/2022	Resolution Letter















Member _____ introduced the following resolution and moved its adoption:

RESOLUTION NO. 2022-_____

A RESOLUTION ORDERING THE ABATEMENT OF CONDITIONS CREATING A PUBLIC NUISANCE PROPERTY EXISTING AT 1208 57TH AVENUE NORTH IN THE CITY OF BROOKLYN CENTER

WHEREAS, the property located at 1208 57th Avenue North, legally described in the attached Exhibit A, contains a single-family dwelling (the “Subject Property”) and is located in the city of Brooklyn Center (the “City”) in the R1 – One Family Residence zoning district; and

WHEREAS, according to public records, the Subject Property is owned by James Fuhrmann (the “Owner”); and

WHEREAS, to the best of the City’s knowledge, James Fuhrmann is the sole occupant of the Subject Property; and

WHEREAS, City staff conducted physical inspections of the Subject Property on November 8, 2021, November 15, 2021, November 22, 2021, November 30, 2021, December 3, 2021, December 14, 2021, December 22, 2021, January 7, 2022, January 12, 2022, January 18, 2022, February 1, 2022, February 14, 2022, February 28, 2022 and March 3, 2022; and

WHEREAS, on November 8, 2021, November 15, 2021 and November 22, 2021, correction notices were posted at the Subject Property and were mailed to the Owner, notifying the Owner of the violations of certain code provisions addressed herein, as well as the steps needed to correct the conditions and associated deadlines; and

WHEREAS, during each of the aforementioned inspections, staff observed an accumulation of refuse, rubbish and junk, including an overflowing garbage dumpster, overflowing bins, junk furniture, full garbage bags, or other junk and debris in the front yard/driveway of the Subject Property; and

WHEREAS, on December 22, 2021, an administrative citation was issued to the Owner for the accumulation and storage of garbage and refuse on the Subject Property; and

WHEREAS, on January 28, 2022, the overflowing garbage dumpster was removed from the Subject Property, but the accumulation and storage of garbage and refuse on the ground had not been removed; and

WHEREAS, on February 1, 2022 and February 14, 2022, administrative citations were issued to the Owner for the accumulation and storage of garbage and refuse on the Subject Property; and

WHEREAS, on February 24, 2022, a final compliance notice was issued to the Owner, and on February 28, 2022, a physical inspection of the Subject Property revealed that the accumulation and storage of garbage and refuse had not been removed from the Subject Property; and

WHEREAS, a physical inspection was completed on March 3, 2022, and the garbage and refuse remained on the Subject Property; and

WHEREAS, the City met and spoke with the Owner on a number of occasions to discuss the condition of the Subject Property, issued administrative citations to the Owner, and communicated to the Owner that if he failed to bring the Subject Property into compliance, the City would institute additional enforcement action; and

WHEREAS, sections 7-102 and 7-105 of the Brooklyn Center City Code (the “Code”) deem it unlawful to store or accumulate any refuse on private property, unless such accumulation is in a container permitted, and the contents disposed of, under other provisions of the City Code; and

WHEREAS, section 19-101 of the Code deems it a public nuisance to maintain or permit a condition which unreasonably annoys, injures or endangers the safety, health, morals, comfort, or repose of any number of members of the public; and

WHEREAS, section 19-103 of the Code deems it a public nuisance to permit or maintain the accumulation of rubbish and junk on real property; and

WHEREAS, sections 12-301 through 12-306 of the Code impose certain requirements on the maintenance of personal property and on the storage and disposal of rubbish and garbage; and

WHEREAS, the Owner has not corrected the aforementioned unlawful conditions at the Subject Property and the City’s deadlines as provided in the letters have passed; and

WHEREAS, pursuant to sections 7-105, 19-105, and 12-1206 of the City Code, the City Council may order the abatement of certain violations by the City on any premises; and

WHEREAS, the City mailed the Owner 10 days’ written notice indicating that at its meeting on March 14, 2022, the City Council would consider a resolution deeming the Subject Property a nuisance and ordering its abatement; and

WHEREAS, based on the information presented, the City Council has decided that the condition of the Subject Property constitutes a public nuisance and violates local law and, therefore, should be abated.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Brooklyn Center, Minnesota, that:

1. The City Council adopts, as factual findings, all of the above-listed Recitals, and finds violations of all code provisions listed herein.

2. The condition of the Subject Property constitutes a public nuisance in light of these violations.
3. Pursuant to its authority under the City Code, City staff is authorized to take necessary steps to conduct the abatement of the aforementioned violations and assess the costs thereof against the Subject Property.

March 14, 2022

Date

Mayor

ATTEST: _____
City Clerk

The motion for the adoption of the foregoing resolution was duly seconded by member

and upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

whereupon said resolution was declared duly passed and adopted.

Exhibit A

Lot 4, Block 3, Bobendriers Addition, Hennepin County, Minnesota.

Council Regular Meeting

DATE: 3/14/2022

TO: City Council

FROM: Dr. Reggie Edwards, City Manager

THROUGH: Mike Marsh, Acting Public Works Director

BY: Mike Albers, P.E., City Engineer

SUBJECT: Resolution Accepting Work Performed and Authorizing Final Payment, Improvement Project Nos. 2019-01, 02, 03 and 04, Interstate Area Street, Storm Drainage and Utility Improvements

Requested Council Action:

- Motion to approve a resolution accepting work performed and authorizing final payment, Improvement Project Nos. 2019-01, 02, 03 and 04, Interstate Area Street, Storm Drainage and Utility Improvements.

Background:

On June 10, 2019, the City Council awarded Improvement Project Nos. 2019-01, 02, 03 and 04 to S.R. Weidema, Inc. of Maple Grove, Minnesota for construction of the Interstate Area Street, Storm Drainage, and Utility Improvements. S.R. Weidema, Inc. has successfully completed the construction work and is requesting final payment for the project.

Budget Issues:

The original contract amount with S.R. Weidema, Inc. for the project improvements was \$9,667,269.33. The total value of work certified for final payment is \$9,492,468.86. The total project cost including contingencies/administration/engineering/legal is \$10,321,298.52 and was completed 4.9 percent under budget in the amount of \$536,215.81. The attached resolution provides a summary of the final amended costs and funding sources for the project.

Inclusive Community Engagement:

N/A

Antiracist/Equity Policy Effect:

N/A

Strategic Priorities and Values:

Key Transportation Investments

ATTACHMENTS:

Description	Upload Date	Type
Resolution	3/8/2022	Cover Memo

Member
moved its adoption:

introduced the following resolution and

RESOLUTION NO. _____

RESOLUTION ACCEPTING WORK PERFORMED AND AUTHORIZING
FINAL PAYMENT, IMPROVEMENT PROJECT NOS. 2019-01, 02, 03 AND
04, INTERSTATE AREA STREET, STORM DRAINAGE AND UTILITY
IMPROVEMENTS

WHEREAS, pursuant to a written contract signed with the City of Brooklyn
Center, Minnesota, S.R. Weidema, Inc. of Maple Grove, Minnesota has completed the following
improvements in accordance with said contract:

Improvement Project Nos. 2019-01, 02, 03 and 04, Interstate Area Street, Storm
Drainage and Utility Improvements

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
Brooklyn Center, Minnesota, that

1. Final payment shall be made on Improvement Project Nos. 2019-01, 02,
03 and 04, Interstate Area Street, Storm Drainage and Utility
Improvements, taking the contractor's receipt in full. The total amount to
be paid for said improvements under said contract shall be \$9,492,468.86.
2. The estimated project costs and revenues are hereby amended as follows:

COSTS	<u>As Original Award</u>	<u>As Final</u>
Contract	\$ 9,667,269.33	\$ 9,492,468.86
Lighting	\$ 33,945.00	\$ 33,945.00
Contingency	\$ 290,800.00	\$ 12,035.22
Subtotal Construction Cost	\$ 9,992,014.33	\$ 9,538,449.08
Admin/Legal/Engr.	\$ 865,500.00	\$ 782,849.44
Total Estimated Project Cost	\$10,857,514.33	\$10,321,298.52

RESOLUTION NO. _____

REVENUES	<u>As Original Award</u>	<u>As Final</u>
Street Assessment	\$ 1,123,389.00	\$ 1,123,389.00
Storm Drainage Assessment	\$ 337,041.00	\$ 337,041.00
Sanitary Sewer Utility	\$ 2,233,962.91	\$ 2,048,537.03
Water Utility Fund	\$ 1,829,668.50	\$ 1,823,813.80
Storm Drainage Utility Fund	\$ 1,890,198.55	\$ 1,722,613.21
Street Light Utility	\$ 41,945.00	\$ 36,998.11
Street Reconstruction Fund	\$ 3,224,633.37	\$ 3,002,156.21
CenterPoint Energy	\$ 175,776.00	\$ 153,576.00
MCES I&I Grant	\$ -0-	\$ 72,799.16
Miscellaneous (plan sales)	\$ 900.00	\$ 375.00
Total Estimated Revenue	\$10,857,514.33	\$10,321,298.52

March 14, 2022

Date

Mayor

ATTEST: _____
City Clerk

The motion for the adoption of the foregoing resolution was duly seconded by member

and upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

whereupon said resolution was declared duly passed and adopted.

Council Regular Meeting

DATE: 3/14/2022

TO: City Council

FROM: Dr. Reggie Edwards, City Manager

THROUGH: Mike Marsh, Acting Public Works Director

BY: Mike Albers, P.E., City Engineer

SUBJECT: Resolution Accepting Bid and Awarding a Contract, Improvement Project Nos. 2022-01, 02, 03 and 04, Woodbine Area Street and Utility Improvements

Requested Council Action:

- Motion to approve the resolution accepting the lowest responsible bid and award a contract to GMH Asphalt Corporation, for Improvement Project Nos. 2022-01, 02, 03 and 04, Woodbine Area Street and Utility Improvements.

Background:

Bids for the Woodbine Area Street and Utility Improvements, Project Nos. 2022-01, 02, 03 and 04, were received and opened on March 4, 2022. The bidding results are tabulated below:

<u>BIDDER</u>	<u>TOTAL BASE BID</u>
GMH Asphalt Corporation	\$4,183,882.67
Park Construction Company	\$4,192,318.09

Of the two (2) bids received, the lowest bid of \$4,183,882.67 was submitted by GMH Asphalt Corporation of Chaska, Minnesota. GMH Asphalt Corporation has the experience, equipment and capacity to qualify as the lowest responsible bidder for the project.

Budget Issues:

The bid amount of \$4,183,882.67 is within the 2022 budgeted amount. The total estimated budget including contingencies, administration, engineering and legal was \$7,000,000.00 and is amended to \$5,257,382.67, an approximate 24.9 percent decrease (see attached Resolution – Costs and Revenues tables).

Inclusive Community Engagement:

N/A

Antiracist/Equity Policy Effect:

N/A

Strategic Priorities and Values:

Key Transportation Investments

ATTACHMENTS:

Description	Upload Date	Type
Resolution	3/8/2022	Cover Memo
Project Area	3/8/2022	Cover Memo

Member
moved its adoption:

introduced the following resolution and

RESOLUTION NO. _____

RESOLUTION ACCEPTING BID AND AWARDING A CONTRACT,
IMPROVEMENT PROJECT NOS. 2022-01, 02, 03 AND 04, WOODBINE
AREA STREET AND UTILITY IMPROVEMENTS

WHEREAS, pursuant to an advertisement for bids for Improvement Project Nos. 2022-01, 02, 03 and 04, bids were received, opened and tabulated by the City Clerk and Engineer on the 4th day of March, 2022. Said bids were as follows:

<u>Bidder</u>	<u>Total Base Bid</u>
GMH Asphalt Corporation	\$4,183,882.67
Park Construction Company	\$4,192,318.09

WHEREAS, it appears that GMH Asphalt Corporation of Chaska, Minnesota is the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Brooklyn Center, Minnesota, that

1. The Mayor and City Manager are hereby authorized and directed to enter into a contract with GMH Asphalt Corporation of Chaska, Minnesota in the name of the City of Brooklyn Center, for Improvement Project Nos. 2022-01, 02, 03 and 04, according to the plans and specifications therefore approved by the City Council and on file in the office of the City Engineer.
2. The estimated project costs and revenues are as follows:

<u>COSTS</u>	<u>Amended Estimate (11/8/21)</u>	<u>Amended per Low Bid</u>
Contract	\$ 5,767,500.00	\$ 4,183,882.67
Lighting	\$ 16,400.00	\$ 16,400.00
Contingency	\$ 579,100.00	\$ 420,100.00
Subtotal Construction Cost	\$ 6,363,000.00	\$ 4,620,382.67
Admin/Legal/Engr.	\$ 637,000.00	\$ 637,000.00
Total Estimated Project Cost	\$ 7,000,000.00	\$ 5,257,382.67

RESOLUTION NO. _____

<u>REVENUES</u>	<u>Amended Estimate (11/8/21)</u>	<u>Amended per Low Bid</u>
Street Assessment	\$ 937,768.00	\$ 937,768.00
Sanitary Sewer Utility	\$ 990,000.00	\$ 604,809.86
Water Utility Fund	\$ 1,700,000.00	\$ 1,546,464.70
Storm Drainage Utility Fund	\$ 850,000.00	\$ 263,438.86
Street Light Utility	\$ 20,000.00	\$ 20,000.00
Street Reconstruction Fund	\$ 2,302,232.00	\$ 1,684,341.25
Municipal State Aid Fund	\$ 200,000.00	\$ 200,000.00
Miscellaneous (plan sales)	\$ -0-	\$ 560.00
Total Estimated Revenue	\$ 7,000,000.00	\$ 5,257,382.67

March 14, 2022

Date

Mayor

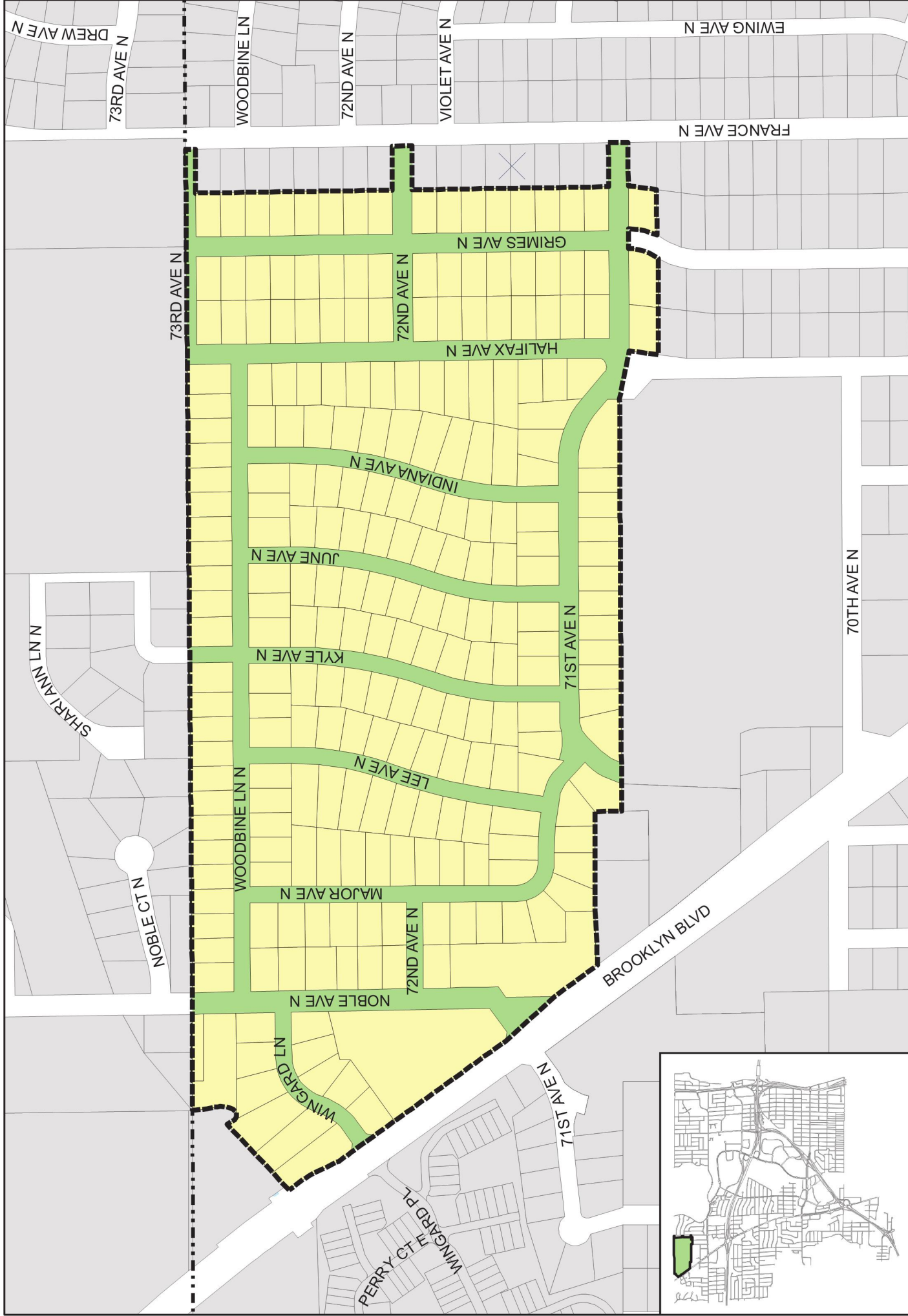
ATTEST: _____
City Clerk

The motion for the adoption of the foregoing resolution was duly seconded by member

and upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

whereupon said resolution was declared duly passed and adopted.



Project Area Woodbine Area Street and Utility Improvements



Figure 1

Council Regular Meeting

DATE: 3/14/2022

TO: City Council

FROM: Dr. Reggie Edwards, City Manager

THROUGH: N/A

BY: Barb Suciu, City Clerk/Interim Assistant City Manager

SUBJECT: Shingle Creek/West Mississippi Watershed Commissioners

Requested Council Action:

- Motion to appoint David Mulla to the Shingle Creek/West Mississippi Watershed commissioner and Dave Vlasin to alternate commissioner

Background:

City staff has received a request from our Shingle Creek/West Mississippi Watershed Commissioner Dave Vlasin to switch position of commissioner to alternate with the current alternate David Mulla. This switch is due to increasing work schedule and conflict of meeting dates.

With both parties in agreement of this switch, staff doesn't see an issue with the change.

Budget Issues:

None.

Inclusive Community Engagement:

N/A

Antiracist/Equity Policy Effect:

N/A

Strategic Priorities and Values:

Operational Excellence

ATTACHMENTS:

Description	Upload Date	Type
Email	3/8/2022	Backup Material

Barbara Suciu

From: D Mulla <mulla003@umn.edu>
Sent: Tuesday, February 8, 2022 10:34 AM
To: David Vlasin
Subject: Re: Care to swap back?

Caution: This email originated outside our organization; please use caution.

Hi Dave:

Nice hearing from you. Yes, I'm willing to help relieve you as your work schedule ramps up. I've not checked on my term either.

With Covid, my travel schedule has dropped to nearly zero, so that frees up quite a bit of time.

Sincerely,
David

On Tue, Feb 8, 2022 at 9:54 AM David Vlasin <david.vlasin@rwmwd.org> wrote:

Hi David,

Care to swap back to the Commissioner for the next term? – My work schedule is going to get fairly busy with a couple projects and weekly meetings getting scheduled for Thursdays. Meeting are still being held virtually via Zoom

I need to reach out to the City, but I received an email from Karen Jaeger today and sounds like my term possibly expired in 2021.

Let me know your interest please,

Dave

Dave Vlasin | Watershed Project Coordinator

Ramsey-Washington Metro Watershed District

2665 Noel Drive | Little Canada, MN | 55117

O- 651-792-7970 | C- 612-810-5885 | www.rwmwd.org

--

D.J. Mulla
Professor and W.E. Larson Chair for Soil and Water Resources
Dept. Soil, Water & Climate
University of Minnesota

St. Paul, MN 55108

612 625-6721

<https://www.swac.umn.edu/directory/faculty/david-mulla>

Council Regular Meeting

DATE: 3/14/2022

TO: City Council

FROM: Dr. Reggie Edwards, City Manager

THROUGH: N/A

BY: Todd Berg, Fire Chief

SUBJECT: COVID 19 Update

Requested Council Action:

- accept presentation and discussion of terminating the mask mandate and resuming in-person city meetings.

Background:

Budget Issues:

Inclusive Community Engagement:

Antiracist/Equity Policy Effect:

Strategic Priorities and Values:

Operational Excellence

ATTACHMENTS:

Description	Upload Date	Type
powerpoint	3/15/2022	Presentation

COVID DISCUSSION



Council Meeting, 3/14/2022
Todd Berg, Fire Chief

COVID -19 by County

COVID-19 Community Levels can help communities and individuals make decisions based on their local context and their unique needs.

With current high levels of vaccination and high levels of population immunity from both vaccination and infections, the risk of medically significant disease, hospitalization, and death from COVID-19 is greatly reduced for most people. At the same time, we know that some people and communities, such as our oldest citizens, people who are immunocompromised, and people with disabilities, are at higher risk for serious illness and face challenging decisions navigating a world with COVID-19.

Know your COVID-19 community level and take precautions to protect yourself and others.



COVID -19 Community Levels

COVID-19 Community Levels are a new tool to help communities decide what prevention steps to take based on the latest data.

Levels can be low, medium, or high and are determined by looking at hospital beds being used, hospital admissions, and the total number of new COVID-19 cases in an area.

Layered prevention strategies — like staying up to date on vaccines, screening testing, ventilation and wearing masks — can help limit severe disease and reduce the potential for strain on the healthcare system.



3

COVID -19 Community Levels

Some community settings such as schools and congregate settings might include additional layers of prevention (e.g., physical distancing, contact tracing) based on information and data about the characteristics of that setting.

Take precautions to protect yourself and others from COVID-19 based on the COVID-19 Community Level in your area.



What prevention steps should you take based on your COVID-19 community level?

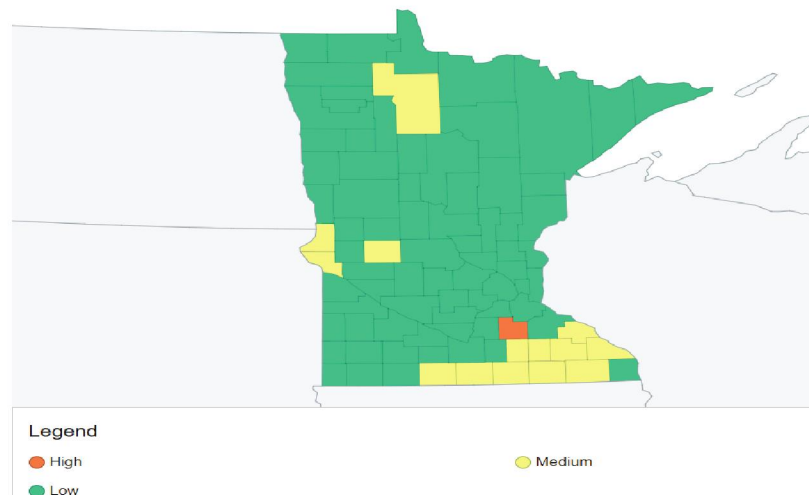
Low	Medium	High
• Stay up to date with COVID-19 vaccines • Get tested if you have symptoms	• If you are at high risk for severe illness, talk to your healthcare provider about whether you need to wear a mask and take other precautions • Stay up to date with COVID-19 vaccines • Get tested if you have symptoms	• Wear a mask indoors in public • Stay up to date with COVID-19 vaccines • Get tested if you have symptoms • Additional precautions may be needed for people at high risk for severe illness
People may choose to mask at any time. People with symptoms, a positive test, or exposure to someone with COVID-19 should wear a mask.		



5

U.S. COVID-19 Community Levels by County Map

Maps, charts, and data provided by CDC, updates every Thursday by 8 pm ET
Updated: March 10, 2022



COVID-19 By the Numbers

March 10, 2022

- Total Tests Completed: 19,023,778
- Total Positive Cases: 1,422,344 increase of 530
- Minnesotans No Longer in Isolation: 1,405,731
- Currently positive: 16,613
- Minnesotans Who Died: 12,280 increase of 16 7 from LTC
- Hennepin County Positive Cases: 295,722 increase of 96
- Hennepin County Deaths: 2,535 increase of 3 (1-70, 2-90)

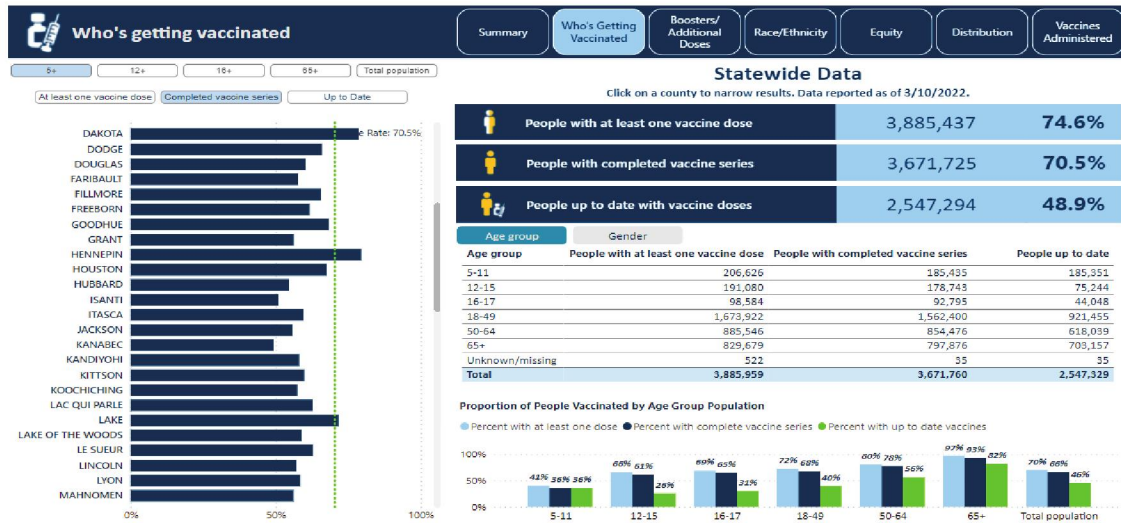


• Brooklyn Center:

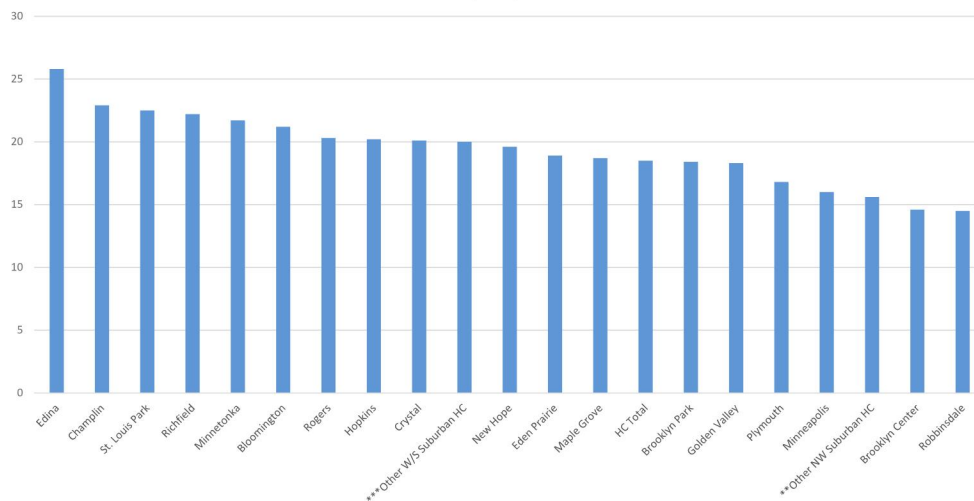
9,827 cases and 82 deaths an increase of 23 cases and 0 deaths from BC over the last week. BC represents 2.51% of the County population, 3.3% of the cases and 3.2% of the deaths due to COVID. *updated on 3/7*



Vaccine Data



2/15-2/28



Questions?

We respectfully request a discussion amongst Council on our current mask mandate which is set to expire on March 26 and to pick a date for hybrid Council meetings to take place in person.



Council Regular Meeting

DATE: 3/14/2022

TO: City Council

FROM: Dr. Reggie Edwards, City Manager

THROUGH: N/A

BY: City Council

SUBJECT: Resolution Repealing Emergency Ordinance No. 2022-01 Requiring the Use of Face Coverings in Public Buildings within the City

Requested Council Action:

- Motion to approve a resolution appealing Emergency Ordinance No. 2022-01 requiring the use of face coverings in Public Buildings within the City and returning to in person meetings

Background:

Budget Issues:

Inclusive Community Engagement:

Antiracist/Equity Policy Effect:

ATTACHMENTS:

Description	Upload Date	Type
Resolution	3/10/2022	Resolution Letter
Statement	3/10/2022	Backup Material

Member
adoption:

introduced the following resolution and moved its

RESOLUTION NO. 2022-____

CITY OF BROOKLYN CENTER, MINNESOTA

A RESOLUTION REPEALING EMERGENCY ORDINANCE NO. 2022-01
REQUIRING THE USE OF FACE COVERINGS IN PUBLIC BUILDINGS WITHIN
THE CITY

WHEREAS, on August 9, 2021, the City Council of the City of Brooklyn Center, Minnesota (“City”) adopted Emergency Ordinance No. 2021-01 requiring the use of face coverings in public buildings within the City as a result of the spread of the Delta Variant of the COVID-19 virus; and

WHEREAS, Emergency Ordinance No. 2021-01 provided that face coverings were required within public buildings during times when Hennepin County is classified as being either a substantial or high transmission area by the Center for Disease Control and Prevention (“CDC”); and

WHEREAS, Emergency Ordinance No. 2021-01 was amended on August 16, 2021 and re-enacted by the City Council on September 27, 2021, December 9, 2021, and January 24, 2022 (Emergency Ordinance No. 2022-01); and

WHEREAS, in addition to requiring face coverings only when Hennepin County is classified as being either a substantial or high transmission area by the CDC, the current version of the face covering requirements, set forth in Emergency Ordinance No. 2022-01 adopted on January 24, 2022, expires (1) sixty-one (61) days after its effective date, (2) upon repeal of the Emergency Ordinance by the City Council, or (3) the enactment of a statewide emergency order by Governor Walz requiring face coverings in indoor areas; and

WHEREAS, the residents of the City have been hit hard by the pandemic, both from a health perspective and financially, and the spread of the Delta and Omicron variants of the COVID-19 virus created enhanced risks to public health and significant surges in the spread of the virus; and

WHEREAS, although Hennepin County experienced a surge in COVID-19 cases and hospitalizations due to the Omicron Variant, cases and hospitalizations have decreased significantly, and in response to the downward trend in cases and hospitalizations and high vaccination rates, the CDC no longer finds Hennepin County to be an area of high transmission, and it currently defines Hennepin County as a low transmission area; and

WHEREAS, as a low transmission area, the CDC provides that wearing a mask is a personal preference based on an individual’s personal level of risk; and

WHEREAS, the City has been conducting meetings by electronic means as authorized under Minnesota Statutes, section 13D.021, and is working to transition back to in-person meetings while exploring options to allow the public to continue to attend at least regular City Council meetings electronically; and

WHEREAS, on March 14, 2022, the Mayor, as the presiding officer for the City, issued an updated statement providing that the City shall return to in-person meetings as of 11:59 p.m. on March 31, 2022; and

WHEREAS, due to the CDC's identification of Hennepin County as a low COVID-19 transmission area, and the diminished public health risk, the City Council determines that it is in the best interests of the City and its residents to end the face covering requirements as of 11:59 p.m. on March 14, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Brooklyn Center as follows:

1. Emergency Ordinance No. 2022-01 requiring face coverings in public buildings within the City shall end and is repealed effective as of 11:59 p.m. on March 14, 2022.
2. The Mayor, City Manager, City staff, and City attorney are authorized and directed to take any and all additional steps and actions necessary or convenient in order to accomplish the intent of this Resolution.

March 14, 2022

Date

Mayor

ATTEST: _____
City Clerk

The motion for the adoption of the foregoing resolution was duly seconded by member

and upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

whereupon said resolution was declared duly passed and adopted.

Presiding Officer Statement Directing the Return to In-Person Meetings

As Mayor and Presiding Officer in the City of Brooklyn Center, I find as follows:

- a. On August 9, 2021, as a result of the dramatic increase in COVID-19 infections and the determination by the CDC that Hennepin County was a high transmission rate area, I, as the presiding officer, issued a statement under Minnesota Statutes, section 13D.021 directing that the meetings of the City Council, the Economic Development Authority, and of all other City boards, committees, and commissions were to be conducted by telephone or other electronic means.
- b. The statement was based on findings that it was not practical or prudent, and that was not feasible, to require any Councilmember or staff to be present in the meeting room during the meetings and the public was prohibited from being in the meeting room.
- c. The City and its residents have faced many challenges during the pandemic, but fortunately the development and distribution of vaccines have resulted in a sharp decrease in serious illness from COVID-19.
- d. Additionally, in response to a significant downward trend in cases and hospitalizations and high vaccination rates, the CDC no longer finds Hennepin County to be an area of high transmission, and it currently defines Hennepin County as a low transmission area.
- e. It is once again practical, prudent and feasible to allow Councilmembers and staff to return to in-person meetings.

Based on the above findings, I hereby determine and state as follows:

1. Effective as of 11:59 p.m. on March 31, 2022, meetings of the City Council, Economic Development Authority, and of all other City boards, committees, and commissions shall return to in-person meetings.
2. The previous statement directing meetings to be conducted by electronic means is rescinded effect as of 11:59 p.m. on March 31, 2022.

Dated this 14th day of March 2022.

Mike Elliott, Mayor

Council Regular Meeting

DATE: 3/14/2022

TO: City Council

FROM: Dr. Reggie Edwards, City Manager

THROUGH: Cordell Wiseman, Director of Recreation Department

BY: Jacob Andersen, Program Supervisor

SUBJECT: Resolution Adopting Brooklyn Center Community Center Master Plan Study

Requested Council Action:

- Motion to approve a resolution adopting Brooklyn Center Community Center Master Plan Study

Background:

Over the last year, the Recreation Department has been conducting a master plan study to determine the current and future needs of the community center.

Phase One

Phase one of the study started with determining the goals of the study and assess the condition of the current facility. Phase One also included public engagement (focus groups, tables at various community events, online survey) to find out the opinions on the currently facility and what they would like to see in their community center. The feedback was fantastic and gave us many ideas on the facility. The online survey and site reached 1,000+, email blast reaching 600+. We hosted 10+ focus group and strategic partnership meetings and many informal meetings with public and other groups.

The top recommendations stemming from the engagement were that the public wanted a diverse community center providing:

- Basketball/volleyball courts
- Indoor walking/jogging track
- Lap pool and recreation pool
- Education/learning center
- Meeting and informal gathering spaces

Also in phase one was a economic and demographic analysis and market analysis. The market analysis showed that 80% of all visits come from within 10 miles.

Phase 2

Phase 2 of the Master Plan Study continued on to determine the preferred option for the community center. This went through many iterations ranging a facility that included a 400 meter track and tennis courts to just a renovation of the current facility. The option that was landed on by the steering committee and Perkins&Will was a renovation and expansion of the current facility.

Phase two of the study as well looked at the financial proforma of the preferred option. It looked at the

expenses and revenue that could be generated.

After the steering committee and Perkin&Will decided on a preferred option, the option was presented to the public at a virtual townhall and presented the option to the Parks and Recreation Commission. Both the public that attended and commissioners really liked the option presented.

This has been a process that has taken approximately a year and we feel is a good option that would provide new spaces for activities, community spaces for gathering, and be an fantastic amenity that the Brooklyn Center community.

Budget Issues:

There is no implication to the current budget by accepting this study.

Inclusive Community Engagement:

Throughout the study community engagement has been a priority to staff and to Perkin&Will. During phase one, city staff and Perkin&Will hosted many focus group meetings, strategic partnership meetings, and numerous other methods of reaching out to the community for their opinions and input on the facility.

During phase two of the study, the input and opinions were taken into the planning of the options and ultimately the preferred option. Once the preferred option was decided, the option was presented during a virtual townhall as well to the Parks and Recreation Commission. The preferred option was also posted to the social pinpoint project site and community members were asked to leave feedback on the option. All of the feedback received has been positive and very well received.

Antiracist/Equity Policy Effect:

Strategic Priorities and Values:

Enhanced Community Image, Inclusive Community Engagement, Targeted Redevelopment, Safe, Secure, Stable Community, Operational Excellence

ATTACHMENTS:

Description	Upload Date	Type
Resolution Brooklyn Center master Plan Study	3/7/2022	Resolution Letter

Member
moved its adoption:

introduced the following resolution and

RESOLUTION NO. 2022-

RESOLUTION ADOPTING BROOKLYN CENTER COMMUNITY CENTER
MASTER PLAN STUDY

WHEREAS, the Brooklyn Center Community Center Master Plan (Master Plan) will be a multi-phased planning document initiated in 2022, to vision the future of the Brooklyn Center Community Center, and;

WHEREAS, a master plan is a big picture, values-driven plan crafted to guide future development of the Brooklyn Center Community Center. Master plans are not intended to provide specific details, and;

WHEREAS, the Community Center Master Plan is based on input from community engagement focused on community priorities for the facility, as well as the physical and geographic realities of the site, and;

WHEREAS, the Infrastructure Framework is not a final layout of the community center, but rather a guide to inform the continued community engagement efforts, as well as the study, design and engineering of the community center, and;

WHEREAS, the City of Brooklyn Center expects continued community engagement, which will inform elements of the Brooklyn Center Community Center and help refine technical details of the Facility, and;

WHEREAS, the City of Brooklyn Center affirms and commits to continued public engagement around the Brooklyn Center Community Center, which will help refine and guide the overall community center project.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Brooklyn Center as follows:

1. The Community Center Master Plan shall be used as the guiding yet flexible framework in which to progress planning efforts of the Brooklyn Center Community Center.
2. The City and its partners shall continue engagement and refinement of all elements of the future Brooklyn Center Community Center.

March 14, 2022

Date

Mayor

RESOLUTION NO. _____

ATTEST: _____
City Clerk

The motion for the adoption of the foregoing resolution was duly seconded by member
and upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:
whereupon said resolution was declared duly passed and adopted.

Council Regular Meeting

DATE: 3/14/2022

TO: City Council

FROM: Dr. Reggie Edwards, City Manager

THROUGH: N/A

BY: Dr. Reginald Edwards, City Manager

SUBJECT: Resolution Authorizing Staff to Spend up to \$3,264,133 in American Rescue Plan Act Funds through 2024

Requested Council Action:

- Motion to approve a resolution authorizing staff to spend up to \$3,264,133 in American Rescue Plan Act funds through 2024.

Background:

On March 11, 2021, President Biden signed the American Rescue Plan Act (ARPA) of 2021 into law. The ARPA provides \$1.9 trillion in additional relief to respond to the novel coronavirus (COVID-19). According to the U.S. Department of the Treasury, the Coronavirus State and Local Fiscal Recovery Funds provide a substantial infusion of resources to help turn the tide on the pandemic, address its fallout, and lay the foundation for a strong and equitable recovery.

The City of Brooklyn Center received a total allocation of \$3,200,000 with half the funds received earlier in 2021 and another half available to be requested in 2022. Since June, the city has coordinated with community partners, residents, local businesses and nonprofit organizations, and city staff to develop an investment plan for ARPA funds.

When CARES Act funds were made available in 2020, the timeline to spend down those funds was very short. As a result, most of the the funding went to cover costs incurred by the City, or were otherwise focused internally. Funding supported a variety of projects including HVAC system upgrades, employee wages, small business support, food shelf operations, and community innovative initiatives. The City abided by several principles including:

1. Erring on the side of safety of staff and the public
2. Recover or reimburse the City for expenditures made in response to the COVID-Pandemic
3. Helping residents survive, respond and thrive beyond (up to 18 months) the COVID-19 Pandemic

ARPA Guiding Principles

Similar to CARES Act funding, similar principles for the use of ARPA Funding were established. An inter-department group of staff initially met to begin discussing the use of funds, the process for allocation, and to develop a framework through which decisions about funding would be made. The intent of principles outlined below was to serve as a guide for the City expenditure of ARPA funding.

- Serving a clear and direct public purpose and benefit
- Take measures that err on the side of improving the safety/health of staff and the public related to the

COVID-19 Pandemic

- Bolstering Long-term Communication Capacity between the City and residents (Citywide and Emergency communications – Electronic and otherwise) – promoting public health through encouraging vaccines, COVID awareness in general, Etc. Bolstering communications throughout the City related to events, facilities, accessibility, and services. Enhanced communication for various emergency and safety campaigns (i.e. code red, vaccines, etc.)
- Recovering or reimbursement for operational financial hardship
- Maximize use of funds to invest and increase capacity within the community to recover and thrive beyond the COVID-19 Pandemic
 - Year One - 60% community investment and 40% operational investment
 - Year Two - 70% community investment and 30% operational investment
- Use funding in a manner that provides long-term, multi-generational wealth building and economic stability.
- Use funding in a manner that lowers overall tax burden of residents
- Any new programs developed or funded with ARPA funds will have a clearly identified sustainability plan for how they will continue after funding period is over

With the framework established, city departments and community partners were asked to identify possible uses of funds, using the established guiding principles as a matrix.

Community Engagement Process

In summer of 2021, the City convened a group of community stakeholders to develop a framework for a new direction for the City. The results of that work was a report entitled *Evolving Brooklyn Center: A Community Centered City*, and formed the basis for funding requests to several philanthropic organizations. As part of a follow-up to this work, this group was reconvened over two meetings to provide input and guidance on the use of ARPA funds.

During their initial sessions, this group of community stakeholders identified four key areas that were critical to stabilizing community and initiating real change. These areas were around 1) Public Safety/Security; 2) Economic Development; 3) Public Health; and 4) Community Life Resources (i.e. food and housing). These four areas were carried forward into the ARPA funding discussions as a way to identify priorities and ensure that the funds were being used most effectively.

During their first meeting, the community stakeholders learned about the ARPA funding program, the established guiding principles, and the programs and projects that had been proposed previously. They identified gaps in the program proposals and discussed key areas of focus.

At their second meeting, the community stakeholders worked together to come to a consensus on priorities for the use of the funds and the programs to be funded. The input gathered from the work determined the funding priorities included in the ARPA Funding Plan.

ARPA Funding Plan

Based on the program priorities identified by the community stakeholder group, staff has prepared a proposed ARPA Investment Plan. The investment plan includes a mix of internal and external funding programs and allows flexibility in terms of what program year the funds will be delivered in.

Out of the community engagement process, and through the work of identifying program funding several themes arose around which ARPA funded initiatives revolved. The funding focuses on programs that:

1. Build capacity. This focus is achieved through leveraging existing assets in the community, strengthening partnerships and investing in community.
2. Center economic development and youth. A majority of the programs and initiatives that were prioritized through the community engagement process involved a focus on multi-generational wealth building and youth engagement.
3. Building community. The process to create the ARPA investment plan was imbedded in community, and involved community-based visioning. The funding centers around strengthening community partnerships and resources.

Last year, the City received CARES Act funding, which was intended to provide relief from the affects of the pandemic. These funds were distributed to communities with a very short timeline for spending them down, and with very little guidance in terms of how spending would be tracked. As a result, most of the funds were utilized internally to the City to provide recovery and make building and facility improvements. A smaller percentage of the funds were allocated externally and provided direct relief to small businesses in the community and to organizations provide direct community services.

With the ARPA funds, one of the guiding principles was to utilize a great proportion of the funds externally, and to build capacity within community. The proposed ARPA Investment Plan utilizes 75 percent of the funds externally and 25 percent of the funds on internal projects and revenue recovery.

The full ARPA Investment Plan is attached to this report, with more detailed descriptions of the funded programs/initiatives.

ARPA Funding Process

The ARPA Investment Plan is intended as a roadmap and guideline for how ARPA funds will be allocated. Funds are received over a two year period, and staff will move projects forward based on available funds and program timing.

Staff proposes to provide an annual report to the City Council on the use of the funds and program implementation. The Investment Plan allows for flexibility over time, and adjustments may need to be made as more information becomes known about individual initiatives.

Budget Issues:

The City will receive an estimated \$3,264,133 in American Rescue Plant Act funds which will fund the proposed APRA Investment Plan.

Inclusive Community Engagement:

Community engagement was used throughout the process to identify key focus areas, develop proposed programs and initiaitves and proioritized the use of funding.

Antiracist/Equity Policy Effect:

Guiding principles for the use of ARPA funding included goals for economic development, youth outreach and engagements, and multi-generational wealth building.

Strategic Priorities and Values:

Enhanced Community Image, Resident Economic Stability, Safe, Secure, Stable Community, Operational Excellence

ATTACHMENTS:

Description	Upload Date	Type
APRA Investment Plan	3/7/2022	Backup Material
Resolution	3/7/2022	Resolution Letter
presentation	3/15/2022	Presentation

Key Areas of Strategic Investment to Evolve the City

Public Safety
Public Health
Community Life and Resources (i.e. housing and food)
Economic Development

ARP Funding Principles

Serving a clear and direct public purpose and benefit

Take measures that err on the side of improving the safety and recognition of work during COVID

Bolstering Long-term Communication Capacity between the City and the community

Recovering or reimbursement for operational financial harm

Enhance, modify and/or maintain high level of city services

Maximize use of funds to invest and increase capacity with

- o Year One - 60% community investment and 40% city investment
- o Year Two - 60% community investment and 40% city investment

Use funding in a manner that provides long-term, multi-generational benefits

Use funding in a manner that lowers overall tax burden of the city

Any new programs developed or funded with ARPA funds

Scale or complete pilot for promising Beyond COVID Innovation

Leverage funding with potential partners to enhance impact

Possibility of spending allocation?

Total Alloc: \$3,100,000		
Internal	\$ 930,000	30.00%
External	\$ 2,170,000	70.00%

General Framework:

New Guidance Highpoints

Framework of Interim Rule

- Non-exclusive lists of allowable expenditures
 - Categories include intervention for Quality of Life, economic development, infrastructure
- Encouraged expenditures
 - Categories include addressing racial and ethnic disparities
- Prohibited expenditures
 - Categories include pension funds, legal fees

Framework to Assess Eligibility for Funding

1. Identify the harmful effect of COVID-19 on the community
2. Assess the potential for recovery

2. Assess the causal or component
3. Assess for disproportionate impact
4. Determine how to prove the case

Use of Funds:

Eligible Uses: COVID-19 Pandemic Response

To respond to the public health emergency with Disease 2019 (COVID-19) or its negative economic assistance to households, small businesses, and impacted industries such as tourism, travel, and

- COVID-19 Mitigation and Prevention
- Medical Expenses
- Behavioral Health Care Including Addictive
- Public Health and Public Safety Employees
- Data, Design, and Execution of Health Programs
- Health Disparities
- Survivors Benefits

Eligible Uses: COVID-19 Economic Impact

Presumption of Eligibility inside the QCT

- Direct cash and loan intervention
- Assistance to business and non-profit
- Impacted industries and workers
- Housing and Community Development
- Homelessness
- Childcare and Education

Eligible Uses: Necessary Water, Sewer

Coronavirus State and Local Fiscal Recovery investments in water, sewer, or broadband

- Projects eligible under the Clean Water Act
 - Construct, improve, and repair wastewater treatment; pollution; create green infrastructure; manage waterbodies from pollution.
- Projects eligible under the Drinking Water
 - Build or upgrade facilities to improve water collection systems; consolidation or establishment of collection
- Cybersecurity
- Climate Change and Resilience

- Climate Change and Resilience
- Lead Service Line Replacement

Eligible Uses: Broadband

- Eligible projects **must**:
 - "be designed to provide service...to unserved"
 - Unserved and underserved = lacking access
 - Specific service areas and locations may be
 - Provide service that "reliably meets or exceeds the standard, if not possible, at least 100/20 Mbps with the ability to upgrade"
- Eligible projects are **encouraged** to:
 - consider affordability
 - avoid investing in locations with "existing broadband service with minimum speeds of 100/20 Mbps by December 31, 2022"
 - "deliver a physical broadband connection by fiber or other means"
 - prioritize municipal, nonprofit, and cooperative projects
- Digital inclusion: assistance to households, digital literacy assistance, are eligible uses

y/health of staff and the public related to the COVID-19 Pandemic - Staff safety,

he City and residents (Citywide and Emergency communications)

rdship

ces (COVID Related Response or New Way of Working)

hin the community to recover and thrive beyond the COVID-19 Pandemic

% operational investment

% operational investment

enerational **wealth building, health and/or economic stability.**

residents

ls will have a clearly identified sustainability plan for how they will continue at

ovative Initiatives prior to funding new initiatives

oact to Brooklyn Center residents and businesses.



penditures

ualified Census Tracts, public health, direct aid, community &

disparities, inequities, disproportionate harm

ial settlements, federal match requirements

or Projects and Services

COVID-19 the activity will address.

and the organization

unding connection.
mpact on distressed sectors or populations.
expense produces the expected outcome.

se

n respect to the Coronavirus
nomic impacts, including
nd nonprofits, or aid to
d hospitality.

on Treatment
es
rograms

acts

e Qualified Census

ions
on-profits
ers
elopment

er Projects

covery Funds – “necessary and infrastructure.”

State Revolving Fund
reatment plants; control non-point sources of
ge and treat stormwater; water reuse; protect

er State Revolving Fund
quality; transmission, distribution, and storage
drinking water systems



d and underserved households and businesses."

at least 25/3 Mbps wireline service

defined by community

ds symmetrical speeds of 100 Mbps" or, if

ility to scale to 100 Mbps symmetrical

reements to build reliable wireline service

ember 21, 2024"

prioritizing projects that achieve last-

/e-owned networks

ds, including internet access and digital

health (physical or mental) and morale and

ter funding period is over

Examples Given During Web

Minimum income for folks that

Workforce training

Impacted industries - travel and

Rehabing property for housing,

Very generous on supporting ch

you will show the outcomes if not explicitly identified in list

Can Transfer funds to:

Can cities transfer their allotted funds to counties?

The statute provides four categories in which a city can transfer funds.

1. A private nonprofit organization
2. A public benefit corporation involved in the transportation of passengers or cargo
3. A special-purpose unit of State or local government
4. A state government

The statute is silent on transferring funds to a county.

binar

can't find work?

tourism (no limit to aid to those disproportionately impacted.)

purchase properties to house homeless.

childcare and education.

Program item		Key Area	Purpose/description	Cost (Through 2024)
External/Community Partnerships				
Workforce Development Program		Economic Development (Resident and Business Economic Stability)	Sub-grants to community partner organizations to deliver workforce development training (Partnership with Brooklyn Park)	\$ 560,000
			Youth Entrepreneurship Program - Expansion of Brooklyn Services and programming (Partnership with Brooklyn Park)	
			Connect higher barrier youth and Black Indigenous Person of Color (BIPOC) job seekers to jobs	
			Career Pathways Program - Focused on Adult (24+) workforce development (Partnership with Brooklyn Park)	
Youth Outreach and Engagement		Community Life Resources, Public Safety, Public Health, Economic Development	Contract with community partners to establish a Youth Outreach team	\$ 158,133
			Youth onBoards	
			Online and in-person youth outreach to enhance and expand youth and family participation and engagement	
Commercial Property Development Fund		Economic Development (Business Economic Stability)	Establish a fund to support local small businesses with the acquisition of bricks and mortar real estate. Funds will be used to provide equity to leverage private lending, and to provide gap financing for commercial development that supports small businesses.	\$ 700,000
Food Access		Community Life Resources	Funding to support food distribution operations in the City and expand access through the creation of a mobile food distribution program in partnership with CEAP and CAPI	\$ 125,000
Small Business Resource Hub		Economic Development (Business Economic Stability)	Community-based space to support workforce development, co-working space, innovation lab, and hub for small business technical support	\$ 250,000
Humboldt Neighborhood Peace, Harmony and Prosperity Small Area Plan		Community Life Resources	Develop a community-led vision for the future of the Humboldt Neighborhood that includes goals for housing, open space, streetscaping and business development. Identify short and longer-term implementation strategy and support an initial investment in the neighborhood to catalyze the vision.	\$ 250,000
Health on the Go		Public Health	Expand upon the partnerships created as part of the pilot Health on the Go program and expand services to residents	\$ 225,000
Central Beautification and Business Improvement District		Public Safety and Community Life Resources	Utilize funds to establish a central Business Improvement District to enhance clean-up, snow removal, seasonal lights and greenery, and placemaking (programming to be designed in partnership with district businesses)	\$ 75,000
Public Art Matching Fund		Community Life Resources	Funding to cost share public art initiatives on private property	\$ 75,000

Daunte Wright Memorial	Community Life Resources	Commission art memorial	\$ 25,000
External Total			\$ 2,443,133

Internal Programs/Initiatives/Revenue Replacement			
Digital Message Boards	Public Health, Public Safety	External digital message boards at City facilities to promote better communication strategies	\$ 122,000
Code Red	Public Health, Public Safety	Revenue replacement to pay for Coe Red services for three years	\$ 24,000
Police labor study	Public Safety	Study to determine number of police officers needed to maintain services	\$ 130,000
Air Filters	Public Health	Installation of clean air filters in the cabs of fire trucks	\$ 12,000
Quantifit2 respirator testing system	Public Health	Purchase a respirator testing system to test respirator fit - testing required annually	\$ 13,000
Front Line Retention and Recognition Incentive	Community Life Resources	Provide a bonus for essential frontline employees who worked in-person through the pandemic	\$ 28,000
Public Safety Project Manager	Public Safety	New position to assist with coordinating the Public Safety Resolution Implementation Committee. This includes 1 FTE and supplies for 12 months.	\$ 150,000
Police Retention Incentive	Public Safety	This measure was taken as part of negotiations and a means to stabilize and retain police officers during civil unrest.	\$ 192,000
Heritage Center		Revenue replacement for the Heritage Center - utilize funds to explore ways to expand and enhance the Heritage Center's community benefits	\$ 150,000
Internal Total			\$ 821,000

Total investment	\$ 3,264,133
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Activity	Timeline
Receive ARP Guidelines	June, 2021
Receive ARP Funding	August, 2021
Establish ARP Expenditure Principles	September, 2021
Solicit internal spending via departments	September (3 rd week), 2021
Council Resolution Accepting ARP Funding	September (3 rd week), 2021
Group Select Internal	
Create staff update and progress report on Beyond COVID Innovation Initiatives	September (4 th week), 2021
Onboard evaluator consultant for evaluation of CARES ACT Innovation Initiatives and ARP Community Investment Projects	September, 2021 – September, 2022 (12 months)
Facilitate of discussion with a community group regarding recommendations of the use of funding intended for community capacity building	October (1 st week)–September (3 rd week), 2021
Solicit public ranking of needs (per identified areas for CARES Funding) and additions	October (2 nd week), 2021
Draft budget use of all ARP funding	November October –September (1 st 3 rd 4 th week), 2021
Present ARP funding expenditure plan to the City Council	November October 25, 2021
Implement the ARP funding expenditure plan.	November, 2021

Comment
Todd/Reggie
Meg send out form to departments.
Group
Carissa/Andrew H.
Reggie
BP – created buckets then RFP for community to conduct work in those areas
Group Reconvene – On Buckets or review of proposals
Process (2 part meeting): -Group Conversation and update on funding Informational session on partners efforts -Interactive discussion on priorities that inform buckets
Meg/Janelle/Reggie
Barb/Angel
Andrew S.
Group

Member
adoption:

introduced the following resolution and moved its

RESOLUTION NO. 2022-_____

CITY OF BROOKLYN CENTER, MINNESOTA

RESOLUTION AUTHORIZING STAFF TO SPEND UP TO \$3,264,133 IN
AMERICAN RESCUE PLAN ACT FUNDS THROUGH 2024

WHEREAS, on March 11, 2021, President Biden signed the American Rescue Plan Act of 2021 (H.R. 1319) into law. The American Rescue Plan Act provides \$1.9 trillion in additional relief to respond to the novel coronavirus (COVID-19); and

WHEREAS, the City of Brooklyn Center was allocated \$3,264,133 which can be used to support urgent COVID-19 response efforts to continue to decrease the spread of the virus and bring the pandemic under control, replace lost revenue for eligible state, local, territorial and Tribal governments to strengthen support for vital public services and help retain jobs, support immediate economic stability for households and business and address systemic public health and economic challenges that have contributed to the unequal impact of the pandemic, as well as necessary investments in water, sewer, or broadband infrastructure; and

WHEREAS, on June __, 2021, the City of Brooklyn Center received \$1,623,762.20, and a supplemental distribution of \$53,173.74 of the \$3,264,133 with the remaining balance being available for requesting in June 2022; and

WHEREAS, the period of performance for the American Rescue Plan Act is from March 3, 2021 and must be obligated by December 21, 2024, which means all funds must be encumbered and projects contracted. By December 31, 2026, all projects must be complete, including all payments made for encumbrances and projects; and

WHEREAS, the City of Brooklyn Center has established guiding principles for the use of the funds and has utilized community feedback to develop a 2021-2024 investment plan.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Brooklyn Center hereby authorizes staff to spend up to \$3,264,133 in American Rescue Recovery Act funds between 2022 and 2024 in accordance with the proposed investment plan.

BE IT FURTHER RESOLVED that all planned investments that do not occur in a given year will roll forward to the following year, provided all funds are expended by the end of 2024.

RESOLUTION NO. _____

March 14, 2022

Date

Mayor

ATTEST: _____
City Clerk

The motion for the adoption of the foregoing resolution was duly seconded by member

and upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

whereupon said resolution was declared duly passed and adopted.

Allocation of American Rescue Plan Act Funds

Brooklyn Center City Council Presentation
Monday, February 28, 2022



ARPA Funds - Background

- March 11, 2021 the American Rescue Plan Act was signed into law
- Provides \$1.9 trillion in relief to respond to the COVID-19 pandemic
- Funding is primarily allocated based on population
- Brooklyn Center is projected to receive \$3,264,133 in ARPA funds
- Half of the funds were received in 2021. The balance of funds will be received in 2022.
- Funds must be spent by December 2024



ARPA Funds - Background

- When CARES Act funds were allocated in 2020, the timeline to spend down was very short. As a result, most of the funding went to cover costs incurred by the City, or were otherwise focused internally.
- CARES Act funding supported a variety of projects including HVAC system upgrades, employee wages, small business support, food shelf operations, and community innovative initiatives.
- The City abided by several principles including:
 - Erring on the side of safety of staff and the public
 - Recover or reimburse the City for expenditures made in response to the COVID-Pandemic
 - Helping residents survive, respond and thrive beyond (up to 18 months) the COVID-19 Pandemic

City Council Presentation



January 10, 2022

ARPA Funds - Background

Guiding Principles:

- Serving a clear and direct public purpose and benefit
- Take measures that err on the side of improving the safety/health of staff and the public related to the COVID-19 Pandemic
- Bolstering Long-term Communication Capacity between the City and residents (Citywide and Emergency communications – Electronic and otherwise) – promoting public health through encouraging vaccines, COVID awareness in general, Etc. Bolstering communications throughout the City related to events, facilities, accessibility, and services. Enhanced communication for various emergency and safety campaigns (i.e. code red, vaccines, etc.)
- Recovering or reimbursement for operational financial hardship
- Maximize use of funds to invest and increase capacity within the community to recover and thrive beyond the COVID-19 Pandemic
 - Year One - 60% community investment and 40% operational investment
 - Year Two - 70% community investment and 30% operational investment
- Use funding in a manner that provides long-term, multi-generational wealth building and economic stability.
- Use funding in a manner that lowers overall tax burden of residents
- Any new programs developed or funded with ARPA funds will have a clearly identified sustainability plan for how they will continue after funding period is over

City Council Presentation



January 10, 2022

Community Engagement Process

- Since June, the City has coordinated with community partners, residents, local businesses, nonprofits and other city staff to develop an investment plan for the funds
- Evolving Brooklyn Center: A Community-Centered City
- Key areas critical to stabilizing community
 - Public Safety/Security
 - Economic Development
 - Public Health
 - Community Life Resources (food and housing)
- Cross-department staff team met to identify possible uses for funds and develop process for identifying allocation proposals.

City Council Presentation



January 10, 2022

Community Engagement Process

- Community group convened twice over two weeks
 - Meeting 1: established guidelines and reviewed proposed programs and initiatives. Identified gaps.
 - Meeting 2: Built consensus on priorities for use of funds and programs to be funded

City Council Presentation



January 10, 2022

ARPA Funding Plan

- Out of the community engagement process, and through the work of identifying program funding, several themes arose around which ARPA funded initiatives revolved. The funding focuses on programs that:
 - Build capacity. This focus is achieved through leveraging existing assets in the community, strengthening partnerships and investing in community.
 - Center economic development and youth. A majority of the programs and initiatives that were prioritized through the community engagement process involved a focus on multi-generational wealth building and youth engagement.
 - Building community. The process to create the ARPA investment plan was imbedded in community, and involved community-based visioning. The funding centers around strengthening community partnerships and resources.

City Council Presentation



January 10, 2022

ARPA Funding Plan

- 75% of funding is allocated externally – with community partners
- 25% of funding is allocated on internal projects and initiatives
- ARPA Investment Plan allows for flexibility over time – adjustments may be needed as more information becomes known about individual initiatives
- Project will be moved forward based on timing and availability of funds
- Staff will provide annual report on the use of the funds and program implementation

City Council Presentation



January 10, 2022

ARPA Funding Plan

Program Item	Key Area	Purpose/description	Cost (Through 2024)
External/Community Partnerships			
Workforce Development Program	Economic Development (Resident and Business Economic Stability)	Sub-grants to community partner organizations to deliver workforce development training (Partnership with Brooklyn Park)	\$ 560,000
		Youth Entrepreneurship Program - Expansion of Brooklyn Services and programming (Partnership with Brooklyn Park)	
		Connect higher barrier youth and Black Indigenous Person of Color (BIPOC) job seekers to jobs	
		Career Pathways Program - Focused on Adult (24+) workforce development (Partnership with Brooklyn Park)	
Youth Outreach and Engagement	Community Life Resources, Public Safety, Public Health, Economic Development	Contract with community partners to establish a Youth Outreach team	\$ 158,133
		Youth onBoards	
Commercial Property Development Fund	Economic Development (Business Economic Stability)	Establish a fund to support local small businesses with the acquisition of bricks and mortar real estate. Funds will be used to provide equity to leverage private lending, and to provide gap financing for commercial development that supports small businesses.	\$ 700,000
Food Access	Community Life Resources	Funding to support food distribution operations in the City and expand access through the creation of a mobile food distribution program in partnership with CEAP and CAPI	\$ 125,000
Small Business Resource Hub	Economic Development (Business Economic Stability)	Community-based space to support workforce development, co-working space, innovation lab, and hub for small business technical support	\$ 250,000

City Council Presentation



January 10, 2022

ARPA Funding Plan

Program Item	Key Area	Purpose/description	Cost (Through 2024)
External/Community Partnerships			
Humboldt Neighborhood Peace, Harmony and Prosperity Small Area Plan	Community Life Resources	Develop a community-led vision for the future of the Humboldt Neighborhood that includes goals for housing, open space, streetscaping and business development. Identify short and longer-term implementation strategy and support an initial investment in the neighborhood to catalyze the vision.	\$ 250,000
Health on the Go	Public Health	Expand upon the partnerships created as part of the pilot Health on the Go program and expand services to residents	\$ 225,000
Central Beautification and Business Improvement District	Public Safety and Community Life Resources	Utilize funds to establish a central Business Improvement District to enhance clean-up, snow removal, seasonal lights and greenery, and placemaking (programming to be designed in partnership with district businesses)	\$ 75,000
Public Art Matching Fund	Community Life Resources	Funding to cost share public art initiatives on private property	\$ 75,000
Daunte Wright Memorial	Community Life Resources	Commission art memorial	\$ 25,000
External Total			\$ 2,443,133

City Council Presentation



January 10, 2022

ARPA Funding Plan

Program Item	Key Area	Purpose/description	Cost (Through 2024)
Internal Programs/initiatives/Revenue Replacement			
Digital Message Boards	Public Health, Public Safety	External digital message boards at City facilities to promote better communication strategies	\$ 122,000
Code Red	Public Health, Public Safety	Revenue replacement to pay for Code Red services for three years	\$ 24,000
Police labor study	Public Safety	Study to determine number of police officers needed to maintain services	\$ 130,000
Air Filters	Public Health	Installation of clean air filters in the cabs of fire trucks	\$ 12,000
Quantifit2 respirator testing system	Public Health	Purchase a respirator testing system to test respirator fit - testing required annually	\$ 13,000
Front Line Retention and Recognition Incentive	Community Life Resources	Provide hazard pay for essential frontline employees who worked in-person through the pandemic	\$ 28,000
Public Safety Project Manager	Public Safety	New position to assist with coordinating the Public Safety Resolution Implementation Committee. This includes 1 FTE and supplies for 12 months.	\$ 150,000
Police Retention Incentive	Public Safety	This measure was taken as part of negotiations and a means to stabilize and retain police officers.	\$ 192,000
Heritage Center		Revenue replacement for the Heritage Center - utilize funds to explore ways to expand and enhance the Heritage Center's community benefits	\$ 150,000
Internal Total			\$ 821,000

City Council Presentation



January 10, 2022

Council Regular Meeting

DATE: 3/14/2022

TO: City Council

FROM: Dr. Reggie Edwards, City Manager

THROUGH: N/A

BY: Barb Suciu, City Clerk/Interim Assistant City Manager

SUBJECT: Resolution Establishing Voting Precincts and Designating Polling Places for the City of Brooklyn Center, MN

Requested Council Action:

- Motion to approve a resolution establishing voting precincts and designating polling places for the City of Brooklyn Center, MN

Background:

Reestablishing/Redistricting Precincts

Every ten (10) years, following the completion of the United States Census, the state legislature redistricts itself and the congressional districts using the federal census block population data. The legislature's plan may be disputed, revised, and finalized, local governing bodies must re-establish the boundaries of any elective districts they may have within 60 days after the adoption of the state's redistricting plan or by March 31, 2022.

Congressional and Legislative Redistricting Plans

On February 15, 2022, the Minnesota Special Panel on Redistricting approved and released the new Congressional and Legislative boundaries. The Congressional redistricting plan maintains Brooklyn Center in District 5. The legislative redistricting plan maintains Brooklyn Center in one legislative district, 39B. The new reestablished boundaries will be effective as of the state primary election on August 9, 2022.

The Redistricting Plan

Following is a summary of the steps taken to re-establish precincts for the City of Brooklyn Center.

The first step in the process was to identify and evaluate existing and potential polling places. All polling places, whether new or reestablished, must be:

- fully accessible and usable by elderly or disabled persons;
- large enough to accommodate election activities
- free of other, non-election activities;
- smoking free;
- liquor free and not adjacent to a liquor service area
- located within the precinct, except that a metropolitan area city may locate a polling place outside the precinct if it is within one mile of the precinct boundary.

There was additional consideration for minimizing or eliminating multiple school districts within a precinct. This consideration was a suggestion of several head election judges and Hennepin County Elections staff.

Staff was able to create all precincts, serving one school district.

Brooklyn Center will reduce the number of precincts from seven (7) to six (6). The six polling places have met all state and federal requirements.

Once polling places were identified, the next step was to review precinct boundaries to ensure compliance with federal and state criteria. Precincts cannot be split between county, congressional, or legislative districts. Precinct boundaries must follow "visible, clearly recognizable physical features", which statutes define as street, road, boulevard, parkway, river, stream, shoreline, drainage, ditch, railway right-of-way, or any other line that is clearly visible from the ground. Another requirement is the need to draw precinct boundaries on census block boundaries. Hennepin County provided the City with Maptitude Redistricting software, which is a web-based GIS software that is packaged with the 2020 U.S. Census data sets and a number of custom tools used specifically for redistricting.

Budget Issues:

There are no budget issues to consider.

Inclusive Community Engagement:

After precinct boundaries are reestablished, the City notifies Hennepin County Auditor. A map of the voting districts is posted at City Hall for 60 days following Council approval and will be published in the Sun-Post Newspaper, and City Watch resident newsletter, as well as posted to the City's website. All registered voters will receive notice by mail of their precinct and polling place.

Antiracist/Equity Policy Effect:

N/A

Strategic Priorities and Values:

Enhanced Community Image, Operational Excellence

ATTACHMENTS:

Description	Upload Date	Type
resolution	3/14/2022	Resolution Letter
presentation	3/15/2022	Presentation

Member
moved its adoption:

introduced the following resolution and

RESOLUTION NO. _____

RESOLUTION ESTABLISHING VOTING PRECINCTS AND DESIGNATING
POLLING PLACES FOR THE CITY OF BROOKLYN CENTER, MN

WHEREAS, the City of Brooklyn Center was divided into in seven voting precincts described by Resolution No. 2012-43, adopted by the City Council March 12, 2012; and

WHEREAS, the Legislature of the State of Minnesota has been redistricted; and

WHEREAS, city staff has engaged a selected number of residents to gain input regarding re-establishing the voting precincts; and

WHEREAS, Minnesota Statute Section 204B.14, subd. 3 (d) requires that precinct boundaries must be re-established within 60 days of when the legislature has been redistricted of at least 19 weeks before the state primary election, whichever comes first; and

WHEREAS, the City of Brooklyn Center has been redistricted into six voting precincts.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Brooklyn Center, Minnesota, that the boundaries of the voting precincts are hereby established and the polling places are hereby designated as follows:

PRECINCT 1 - Earle Brown Heritage Center, 6155 Earle Brown Drive

South boundary: commencing at the southeast city limits at the Mississippi River and the centerline of 53rd Avenue North west to Shingle Creek Parkway.

West boundary: commencing at the centerline of 53rd Avenue North and Shingle Creek; north to the centerline of County Road 10; east on County Road 10 to Shingle Creek Parkway; north on Shingle Creek to the center line of John Martin Drive.

North boundary: commencing the centerline of John Martin Boulevard east to centerline of Lilac Drive North; northeast to the centerline of 59th Avenue North; east to the City limits of the Mississippi River.

East boundary: commencing at the centerline of 59th Avenue North and the east city limit of the Mississippi River; south along the east City limit to the centerline of 53rd Avenue North.

PRECINCT 2 - Earle Brown Heritage Center, 6155 Earle Brown Drive

South boundary: commencing at Shingle Creek and County Road 10; north on centerline of Shingle Creek to the centerline of John Martin Drive; east on John Martin Drive to the centerline of Lilac Drive North; northeast to the centerline of 59th Avenue North; east on 59th Avenue North to the east City limit of the Mississippi River.

West boundary: commencing at the centerline of County Road 10 and Shingle Creek north to the centerline of I-94/694 and Shingle Creek; west along I-94/694 to the centerline of Xerxes Avenue

RESOLUTION NO. _____

North to south to the centerline of 69th Avenue North.

North boundary: commencing at the going east on 69th Avenue North to the centerline of Dupont Avenue North; south along the centerline of Dupont Avenue North to the centerline of 65th Avenue North; east on the centerline of 65th Avenue North to the centerline of Willow Lane; north on Willow Lane to the north property line of 6524 Willow Lane; go east on the north property line of 6524 Willow Lane to the City limits at the Mississippi River.

East boundary: commencing at the north property line of 6524 Willow Lane and the east City limits at the Mississippi River; south along the City limits at the Mississippi River to the centerline of 57th Avenue North.

PRECINCT 3 - Evergreen Park Elementary School, 7020 Dupont Ave N

South boundary: commencing at the east City limits at the Mississippi River and the south property line of 6530 Willow Lane; south on the centerline of Willow Lane to the centerline of 65th Avenue North; west on the centerline of 65th Avenue North to the centerline of Dupont Avenue North; north on the centerline of Dupont Avenue North to the centerline of 69th Avenue North; west on the centerline of 69th Avenue North to Palmer Lake Drive.

West boundary: commencing at the centerline 69th Avenue North and West Palmer Lake Drive north to the north City limits.

North boundary: commencing at the centerline of West Palmer Lake Drive and the north City limits east to the northeast City limits at the Mississippi River.

East boundary: commencing at the northeast city limits at the Mississippi River south from the centerline of 73rd Avenue North to the south property line of 6530 Willow Lane.

PRECINCT 4 - Spiritual Life Church, 6865 Shingle Creek Parkway

South boundary: commencing at the intersection of the centerline of Xerxes Avenue North and the centerline of I-94/694 to the west City limits.

West boundary: commencing at the west City limits at the centerline of I-94/694 north to the northwest City limits.

North boundary: commencing at the northwest City limits east to the centerline of West Palmer Lake Drive.

East boundary: commencing at the north City limits at the centerline of West Palmer Lake Drive south to the centerline of 69th Avenue North, east along the centerline of 69th Avenue North to the centerline of Xerxes Avenue North, south along the centerline of Xerxes Avenue North to the centerline of I-94/694.

PRECINCT 5 – Brooklyn Center Community Center, 6301 Shingle Creek Parkway

South boundary: commencing at the west City limit and 61st Avenue North; east on 61st Avenue North to the east property lines of 4112 61st Avenue; north to the north property lines of 4106, 4100, 4012, 4006, 4000, 3918, 3912, 3906, 3900, 3824, 3818, 3808 61st Avenue North; continuing east on 61st Avenue North to Brooklyn Boulevard; continuing east on the north property lines of

RESOLUTION NO. _____

6100 and 6101 Brooklyn Boulevard, 3318, 3312, 3306, 3300, 3218, 3212, 3206, 3200, 3118, 3112, 3108, 3100, 3018, 3012, 3006 61st Avenue, then 6101 and 6030 Xerxes Avenue North, to Shingle Creek. (following the south border of the Osseo #279 School District)

West boundary: commencing at the centerline of 63rd Avenue North and the west City limits north to the centerline of I-94/694.

North boundary: commencing at the west City limits at the centerline of I-94/694 east to Shingle Creek.

East boundary: commencing at the centerline of I-94/694 and Shingle Creek south to the centerline of 61st Avenue North.

PRECINCT 6 – Northport Elementary School, 5421 Brooklyn Blvd

South boundary: commencing at Shingle Creek at the south City limits west to the southwest city limits.

West boundary: commencing at the southwest City limits north to the centerline of 61st Avenue North.

North boundary: commencing at the west City limit and 61st Avenue North; east on 61st Avenue North to the east property line of 4112 61st Avenue; north to the north property lines of 4106, 4100, 4012, 4006, 4000, 3918, 3912, 3906, 3900, 3824, 3818, 3808 61st Avenue North; continuing east on 61st Avenue North to Brooklyn Boulevard; continuing east on the north property lines of 6100 and 6101 Brooklyn Boulevard, 3318, 3312, 3306, 3300, 3218, 3212, 3206, 3200, 3118, 3112, 3108, 3100, 3018, 3012, 3006 61st Avenue, then 6101 and 6030 Xerxes Avenue North, to Shingle Creek. (following the north border of Robbinsdale #281 School District.

East boundary: commencing at Shingle Creek south and the southeast corner of 6254 Brooklyn Drive to the south City limits.

March 14, 2022

Date

Mayor

ATTEST: _____
City Clerk

The motion for the adoption of the foregoing resolution was duly seconded by member
and upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:
whereupon said resolution was declared duly passed and adopted.

Brooklyn Center Redistricting



City Council Meeting – March 14, 2022
Barb Suci, City Clerk/Interim Assistant City Manager

What is Redistricting?

- Redistricting is the process of redrawing the boundaries of election districts to ensure that people of each district are equally represented.
- This is done after the completion of Congressional reapportionment, which decides how many seats each state has in the 435 member House of Representatives.
- Reapportionment happens following the Decennial Census.



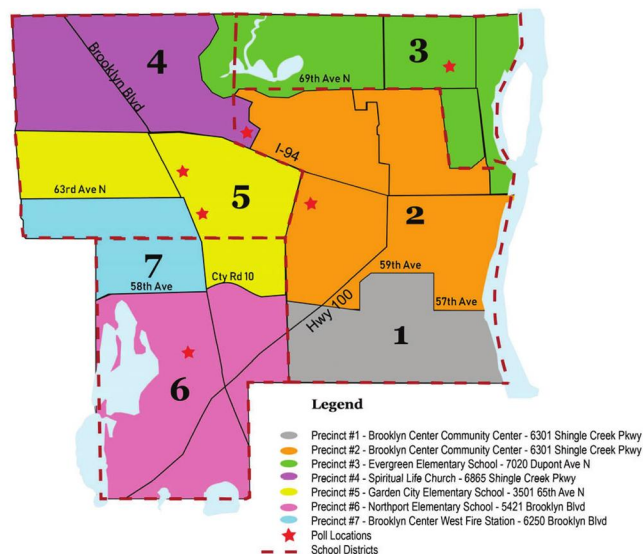
Minnesota Redistricting

- The State Legislature is responsible for drawing the legislative districts. The deadline was February 15, 2022. The courts determined the redistricting and released the final plan on February 15th.
- Cities deadline for finalizing the redistricting plan is March 30, 2022



3

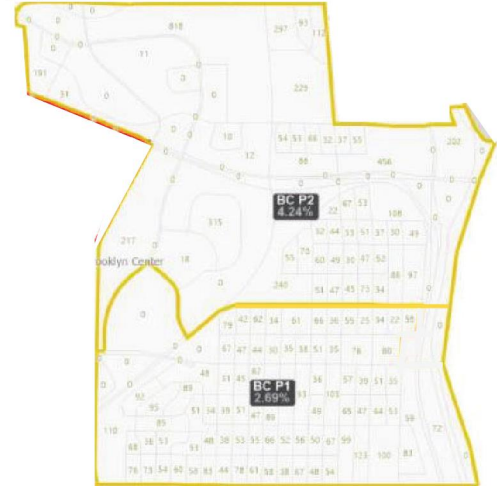
Current Precinct Map



4

Final Redistricting Plan

- Precinct 1 and 2 (SD #286)
 - have been split with the intention of increase in population with the opportunity site.
 - Earle Brown Heritage Center



5

Final Redistricting Plan

- Precinct 3 (SD #11)
 - eliminated multiple school districts
 - Evergreen Elementary



6

Final Redistricting Plan

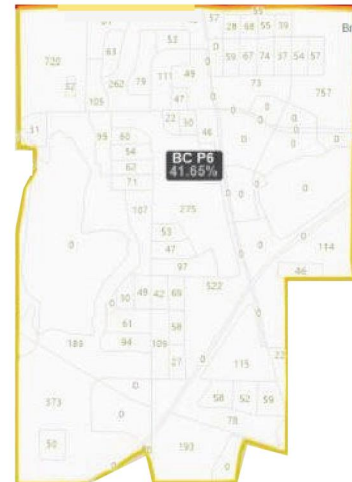
- Precinct 4 and 5 (SD #279)
 - Eliminated multiple school districts in these precincts
 - Spiritual Life Church and Community Center respectively.



7

Final Redistricting Plan

- Precinct 6 (SD #281)
- eliminated multiple precincts
- Northport Elementary School



8

Final Redistricting Plan

- These changes will be effective with the State Primary Election on August 9, 2022.
- Eliminated all multi-school district precincts.
- Eliminated one precinct



9

Council Action

- Approve the resolution establishing voting precincts and designating polling places for the City of Brooklyn Center, MN



10

Questions?



Council Study Session

VIRTUAL meeting being
conducted by electronic
means in accordance with
Minnesota Statutes, section
13D.021 Public portion
available for connection via
telephone Dial: 1-312-626-
6799 Meeting ID:
88116142132# Passcode:
360066#
March 14, 2022

AGENDA

-
1. **City Council Discussion of Agenda Items and Questions - 6 p.m.**
 2. **Miscellaneous**
 3. **Discussion of Work Session Agenda Item as Time Permits**
 4. **Adjourn**