

**Breezy Point City Council
December 4, 2023 - 6:30 pm
Regular Meeting Minutes**

The meeting of the Breezy Point City Council was called to order by Angel Zierden at 6:30 p.m. Roll Call was taken by City Administrator Chanski. Councilmembers present were Rebecca Ball, Steve Jensen, Michael Moroni, and Brad Scott. Staff present included City Administrator/Clerk David Chanski, Assistant City Administrator Daniel Eick, Deputy Clerk Deb Runksmeier, Police Chief Brian Sandel, and Public Works Supervisor Joe Zierden. Also present was City Engineer Joe Dubel. All present stood for the pledge of allegiance.

Approval/Amendment of the Agenda

MOTION MORONI/SCOTT TO APPROVE THE AGENDA AS PRESENTED, MOTION CARRIED 5-0

Open Forum

Bill Toft, 31877 Green Scene Drive
Lisa Baer, 29726 Lakeshore Drive

Life Saving Award

Life Saving Award was presented to Officer Dan Sathre.

2024 Budget and Levy Presentation, Public Hearing, and Adoption

Administrator Chanski gave the final budget presentation for the 2024 Budget and Levy. After receiving Administrator Chanski's presentation, Mayor Zierden opened the public hearing on the proposed budget and levy. The following members of the public spoke:

Ted Schotzko, 8296 Eagle Lane spoke

MOTION MORONI/JENSEN TO APPROVE RESOLUTION 16-2023 TO SET THE PRELIMINARY LEVY AND BUDGET FOR 2024, MOTION CARRIED 4-1, SCOTT OPPOSED

Proposed Ordinance 2023-05 Tobacco Regulations

City Administrator Chanski presented Proposed Ordinance 2023-05, which came to the City Council as a recommendation from the Parks & Recreation Committee. This ordinance updates the City's tobacco regulations to be compliant with State Statute and prohibits the use of tobacco products on land owned by the City of Breezy Point. Following his presentation, Mayor Zierden opened the public hearing on Proposed Ordinance 2023-05. No members of the public spoke.

MOTION JENSEN/MORONI TO APPROVE ORDINANCE 2023-05 REGULATING TOBACCO ON PUBLIC LANDS, MOTION CARRIED 5-0

Proposed Ordinance 2023-06 STR Well Testing Amendment

City Administrator Chanski presented Proposed Ordinance 2023-06, which amends short term rental well testing requirements as discussed by the City Council on November 6. Mayor Zierden opened the public hearing on Proposed Ordinance 2023-06. No members of the public spoke.

MORONI/SCOTT TO APPROVE ORDINANCE 2023-06 FOR SHORT TERM RENTAL WELL TESTING, MOTION CARRIED 5-0

Proposed Ordinance 2023-07 Hunting on Public Property

City Administrator Chanski presented Proposed Ordinance 2023-07, which amends the City Code to prohibit hunting of any kind of property owned by the City of Breezy Point. Mayor Zierden opened the public hearing on Proposed Ordinance 2023-07. No members of the public spoke.

MOTION JENSEN/BALL TO APPROVE ORDINANCE 2023-07 TO PROHIBIT HUNTING ON CITY OWNED PROPERTY, MOTION CARRIED 4-1, SCOTT OPPOSED

Consent Agenda

- A. November 6, 2023 City Council Minutes
- B. November 16, 2023 City Council Workshop Minutes
- C. Approval of Claims Totaling \$156,084.58
- D. Approval of 2024 Liquor Licenses
- E. Resolution 17-2023 Donation for Cemetery Veterans Wreaths

MOTION MORONI/JENSEN TO APPROVE THE CONSENT AGENDA AS PRESENTED, MOTION CARRIED 5-0

Transportation Alternatives Grant Resolution of Support for CSAH 11 Trail

City Administrator Chanski gave an overview of the Transportation Alternatives grant process. He provided answers to councilmembers questions that came out of the November 16 City Council workshop where this CSAH 11 trail grant was first presented by the Crow Wing County Highway Department. Paul Sandy with WSB also provided the City Council information regarding the Transportation Alternatives grant process and requirements.

MOTION SCOTT/ZIERDEN TO APPROVE RESOLUTION 18-2023 TO APPLY FOR TRANSPORTATION ALTERNATIVE GRANT PROGRAM WITH ACKNOWLEDGMENT THAT THE CITY IS RESPONSIBLE FOR PAYING ALL UPFRONT CONSTRUCTION COSTS IF AWARDED, MOTION CARRIED 5-0

Planning and Zoning Administrator Hiring

City Administrator Chanski provided a review of the hiring process for the Planning & Zoning Administrator position, and presented his recommendation to hire Peter Gansen as Planning & Zoning Administrator.

MOTION MORONI/JENSEN TO APPROVE THE HIRING OF PETER GANSEN AS PLANNING AND ZONING ADMINSTRATOR PER THE TERMS AGREED UPON IN THE OFFER LETTER OF EMPLOYMENT WITH A START DATE OF TO START JANUARY 2, 2024, MOTION CARRIED 4-1, SCOTT OPPOSED

Audit Contract

City Administrator Chanski reported that the City's current contract with CliftonLarsenAllen for audit services has expired and recommended approve a new 3-year agreement with CliftonLarsenAllen for fiscal years 2023, 2024, and 2025.

MOTION MORONI/BALL TO APPROVE PROPOSAL FROM CLIFTONLARSONALLEN LLP FOR AUDIT SERVICES OF FISCAL YEARS 2023, 2024, AND 2025 AND TO GO OUT FOR RFP FOR FOLLOWING THREE YEARS, MOTION CARRIED 5-0

Chickasaw Circle Rezoning

City Administrator Chanski presented the Planning Commission's recommendation to approve the rezoning request by Whitebirch, Inc. to rezone parcels on Chickasaw Circle from R-1 (Low Density Residential) to R-4 (Multi-Family Residential) and consider extending municipal sewer into the cul-de-sac on Chickasaw Circle as part of the proposed development. David Landecker spoke about the proposed project on behalf of Whitebirch, Inc.

MOTION MORONI/BALL TO AUTHORIZE STAFF TO DIRECT CITY ENGINEER TO CALCULATE THE COST SPLIT BETWEEN THE CITY AND WHITEBIRCH FOR SEWER EXPANSION AT CHICKASAW CIRCLE, MOTION CARRIED 5-0

Rules of Conduct and Procedure

Councilmember Scott asked the City Council to discussed how allegations of misconduct against councilmembers should be handled. Discussed expected City Administrator Chanski that the Council confer with the City Attorney on the matter.

MOTION SCOTT/BALL TO HAVE THE CITY ATTORNEY TO PROVIDE GUIDANCE FOR COUNCIL ON HOW TO MANAGE ALLEGATIONS OF MISCONDUCT RELATING TO ELECTED OFFICIALS, MOTION CARRIED 5-0

The City Council conducted a short recess from 8:57p.m. to 9:03p.m.

Buschmann Road Final Design

Paul Sandy of WSB gave a short presentation on Buschmann Road and the pros and cons of constructing the road to a 9-ton, collector road standard. He then presented WSB's proposals for Phase II.A and Phase II.B of the project as requested by the City Council. Mayor Zierden then opened the floor for public comment. The following members of the public spoke:

Sandra Logelin, 31694 Ranchette Dr.

MOTION MORONI/JENSEN TO ACCEPT WSB PROPOSAL 2.A OF FINAL DESIGN AND PLANS FOR BUSCHMANN ROAD AND RANCHETTE DRIVE PROJECT, MOTION CARRIED 4-1, SCOTT OPPOSED

City Hall Design

City Administrator Chanski reviewed the background of the new city hall building project and the financial details as to how the building would be paid for. Mike Angland with Widseth the provided the City Council with an update on the design process. City Council discussed conducting another workshop on the design development package and selected January 23, 2024 at 5:00pm for that meeting. Mayor Zierden then opened the floor for public comment. The following members of the public spoke:

Tim and Laura Flor, 29777 Shoreview Lane spoke.

Councilmember Scott resigned from the Design Team. Councilmember Moroni stated that he will serve as the lone representative of the City Council if no other member desires to serve on the Design Team. However, he wanted it to be noted that decision that are made are what he deems is best for the City and all other councilmembers are denying the opportunity to serve on the Design Team. Councilmember Jensen then state he would be willing to serve on the Design Team but has no desire to participate in any discussion on finishes, fixtures, etc.

MOTION JENSEN/BALL TO REPLACE COUNCILMAN SCOTT WITH COUNCILMAN JENSEN ON THE DESIGN TEAM FOR CITY HALL AND SCHEDULE WORKSHOP FOR JANUARY 23, MOTION CARRIED 5-0

Staff Reports

Committee and Commission terms to expire on December 31, 2023. Applications for appointment need to be in soon.

Council Reports - None

Agenda Forecast

City Administrator Chanski reviewed some items for the January meeting.

Adjourn

MOTION JENSEN/MORONI TO ADJOURN, CARRIED 5-0

Meeting was adjourned at 11:15 p.m.

David C. Chanski, City Administrator/Clerk

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