

Breezy Point City Council
June 3, 2024 - 6:30 pm
Regular Meeting Minutes

The meeting of the Breezy Point City Council was called to order by Mayor 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 Sergeant Josef Garcia, Planning & Zoning Administrator Peter Gansen, and Public Works Supervisor Joe Zierden. Dave Reese and Nick Peterson representing Widseth were also present. All stood for the pledge of allegiance.

Approval/Amendment of the Agenda

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

Open Forum

Bill Toft, 31877 Green Scene Drive
Gary Bakken, 29464 Shoreview Lane
Kent Brothen, 29887 Canary Lane

Life Saving Award

Life Saving Award was presented to Officer Rustad.

2023 Audit Presentation

Mary Reedy of Clifton Larson Allen presented 2023 Financial Audit report and fielded questions from the Council.

MOTION BALL/MORONI TO APPROVE THE 2023 FINANCIAL AUDIT BY CLIFTON LARSON ALLEN, MOTION CARRIED 5-0

Consent Agenda

- A. May 6, 2024 Regular City Council Meeting Minutes
- B. May 21, 2024 City Council Workshop Minutes
- C. Approval of Claims Totaling \$439,601.04
- D. 2025 Budget Calendar

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

Disc Golf Practice Basket Donation

Travis Moser with the Breezy Point Disc Golf League presented a donation of a practice disc golf basket to the City and spoke about the fundraising the disc golf

club does. The group sells bag tags which can be used at local businesses for discounts. Mr. Moser would like to work with staff to find the best location for the basket. He suggested near the parking lot.

MOTION MORONI/BALL TO APPROVE RESOLUTION 13-2024 TO ACCEPT A PRACTICE DISC GOLF BASKET FROM THE BREEZY POINT DISC GOLF CLUB, MOTION CARRIED 4-1, SCOTT OPPOSED

Cemetery Commission Appointments

Administrator Chanski spoke about recent resignations that resulted in two vacancies on the Cemetery Commission. Both terms are set to expire on December 31, 2025.

MOTION MORONI/BALL TO APPROVE APPOINTMENT TO THE CEMETERY COMMISSION DONNA HOELKE AND DON ERICKSON, MOTION CARRIED 5-0

Wastewater Treatment Facility

Administrator Chanski recapped the discussion on the Wastewater Treatment Facility that was conducted during the May 21 City Council workshop.

Councilmember Scott asked why the topic is on the agenda as an action item as it was his understanding that no action should take place at workshops. Councilmember Moroni stated this was the action item approving the proposal from Widseth and no action was taken at the workshop.

Councilmember Scott asked what about the members of the public who couldn't attend the meeting. Councilmembers Moroni and Jensen stated that meetings are open to the public and a recorded. Mayor Zierden agreed.

MOTION MORONI/JENSEN TO ACCEPT WIDSETH PROPOSAL TO CONDUCT WATERWATER TREATMENT FACILITY EXPANSION AT A COST OF \$35,000 WITH ADDITIONAL \$9,300 FOR PERMITTING PROCESS WITH MPCA, MOTION CARRIED 4-1, SCOTT OPPOSED

Sewer Rate Study

Administrator Chanski explained the next step for process of doing a sewer rate Study and presented the proposal from BakerTilly. Study is estimated to take 16 weeks.

MOTION BALL/JENSEN TO ACCEPT SEWER RATE STUDY WITH BAKERTILLY AT \$16,500, MOTION CARRIED 4-1, SCOTT OPPOSED

Unbilled Sewer Accounts

Administrator Chanski spoke about the four sewer accounts that were discovered to

have not been put into the City's utility billing system and have not been charged for their sewer service. He presented the amount each account should have been charged and asked how the Council would like to address the matter.

Mayor Zierden explained why she thinks the fee should be waived. Councilmember Scott stated he disagrees and believes they account owners should be charged the full amount. Councilmember Moroni agreed with Councilmember Scott and said payment plans can be arranged if needed. Councilmember Jensen agreed with Moroni and Scott that the outstanding balances need to be paid.

MOTION SCOTT/MORONI TO BILL FULL AMOUNT OF UNPAID SEWER SERVICE TO PROPERTY OWNERS DISCUSSED IN PACKET WITH OPTION OF PAYMENT PLAN, MOTION CARRIED 3-2, BALL AND ZIERDEN OPPOSED

Ballistic Shield Purchase

Chief Sandel gave information about the use of shields as extra protection for the officers and recommended the purchase. Informed council that the department was awarded a grant of a \$10,000 from Sourcewell to go towards the cost.

MOTION BALL/MORONI TO APPROVE PURCHASE OF EIGHT BALLISTIC SHEILDS FOR POLICE OFFICERS AT \$18,300.32 WITH SOURCEWELL GRANT OF \$10,000, MOTION CARRIED 5-0

City Brush Pile

Administrator Chanski started discussion with current items of concern with the city's compost and brush drop off site located on Dakota Drive. Also mentioned that the police department has increased patrolling near the brush site.

Councilmember Scott shared the concerns he's heard from residents. Public Works Supervisor Joe Zierden spoke about the maintenance staff availability at the site with very limited hours. Mayor Zierden lives close to the brush site and also has many concerns about its usage.

Councilmember Jensen uses commercial lawn service and believes that his provider should be able to dispose at the site. However, he agreed that some changes need to be made, and the City should look at controlled access.

Councilmember Scott thinks an ordinance should be created for the site and asked staff to do some research into the matter.

Council requested more discussion about the brush pile be had at a future workshop.

Parks & Recreation Committee Master Plan

Assistant City Administrator Daniel Eick spoke about the Parks and Recreation Committee Master Plan that was approved by the Parks & Recreation Committee during their meeting on May 9 and sent to the Council for final approval.

Councilmember Jensen spoke about the status of the small park on Breezy Point Drive. He thinks that further money shouldn't be spend on it. Parks and Recreation Committee member Megan Zierden shared information about the park's history.

Commission Scott asked if the public was notified about the master plan. Committee Member Zierden spoke about the open house that was held at city hall to present the master plan to the public. Assistant City Administrator Eick also spoke to the communications that have been conducted throughout the master plan development process. Scott stated that he feels that the City hasn't been overly engaging. Mayor Zierden stated that she thinks staff has done their best. Councilmember Moroni said he thinks the City has been making big strides to improve engagement and the public isn't being kept from participating.

Councilmember Scott doesn't support a community center in the plan. Councilmember Jensen also doesn't believe the community center should be included in the master plan. Councilmember Moroni said including it makes it a part of history, not guaranteeing it will be done.

MOTION BALL/MORONI TO APPROVE 2024 CITY OF BREEZY POINT PARKS AND RECREATION MASTER PLAN, MOTION CARRIED 3-2, JENSEN AND SCOTT OPPOSED

Community Garden Proposal

Parks & Recreation Committee member Megan Zierden presented the Parks & Recreation Committee's community garden proposal.

Councilmember Scott asked about the correlation between the proposed \$50,000 cost and the number of proposed plats. Committee Member Zierden said discussion went back and forth on the number of plats and whether to do the garden in phases, but the Committee decided to just do the full plan in a single phase and multiple phases may end up costing more money.

Councilmember Jensen asked where the incentive for fundraising is if the project is fully funded. Committee Member Zierden said that it is hard to fundraise without an approved plan. Sandra Logelin talked about fundraising possibilities and operations of a community garden.

Mayor Zierden said she would be in favor of granting the full amount and finding ways to save money as the project moves along.

Public Works Supervisor Joe Zierden answered questions of water source at location and fencing requirements. Administrator Chanski added that the Parks and Recreation Committee discussed an eight-foot fence and discussed the proposed location adjacent to City Hall.

MOTION SCOTT/BALL TO APPROVE \$40,000 TO THE PARKS AND RECREATION BUDGET FOR A COMMUNITTEE GARDEN, MOTION CARRIED 5-0

Disc Golf Course Code of Conduct

Administrator Chanski explained the code of conduct and courtesies for the disc golf course that is before the Council as a recommendation from the Parks & Recreation Committee.

Councilmember Jensen stated that the Police Department cannot enforce the recommended courtesies and does not know why it is before the Council as they will not help address concerns.

Councilmember Scott questioneds the need for this. Stated that signs do no good, and he does not understand what will be accomplished by this. Need to figure out how to manage use of the site to ensure violations with not continue. Discussed the difference of operations at a private, business golf course and a public disc golf course.

Councilmember Moroni stated that actions to educate are taking place, but the City can never mitigate 100% of issues. It does not hurt to post them. Councilmember Jensen stated that the proposed code of conduct would result in more calls for service. Councilmember Scott said it is not the Police Department's job to enforce the ordinances but the City Council's.

MOTION MORONI/BALL TO APPROVE RESOLUTION 14-2024 TO ADDOPT CODE OF CONDUCT FOR THE DISC GOLF COURSE, MOTION CARRIED 3-2, JENSEN AND SCOTT OPPOSED

Council conducted a short recess from 8:26 p.m. to 8:31 p.m.

Disc Golf Course Event Permit

Assistant City Administrator Eick explained the Disc Golf Course Event Permit as returned from the Parks & Recreation Committee.

Councilmember Jensen spoke of the Parks and Recreation Committee not wanting the event permit back again. He does not see a need for this version and stated that it should stand in the original permit form that was already passed.

Mayor Zierden shared how committee members realized some different ideas. Jensen read his written comments from pervious meeting and stated there is not need for a two-day tournament with both coursed closed to the general public. Mayor Zierden said she is not aware of any issue from past disc golf tournaments at the original course.

Administrator Chanski explained how the current permit does allow one tournament for two days with the use of only one course per day. Parks Committee member Megan Zierden spoke about the concern to keep one course open to the public during tournament play. Breezy Point Disc Golf Club member Travis Moser gave input to the council on how tournaments have worked at our disc golf course.

Discussion took place around the 90-person limitation on events and how that would apply to an event taking place on both courses simultaneously.

MOTION MORONI/ZIERDEN TO AMEND DISC GOLF EVENT PERMIT ALLOWING A TOTAL OF THREE TOURNAMENTS PER SEASON OF WHICH ONE TOURNAMENT MAY BE A TWO COURSE EVENT. EVENTS SHALL BE LIMITED TO 90 PERSONS PER COURSE. CHANGES GO EFFECTIVE IMEDIATELY, AND STAFF WILL SEND COUNCILMEMBER SCOTT'S QUESTIONS TO THE CITY ATTORNEY FOR REVIEW, MOTION CARRIED 3-2, JENSEN AND SCOTT OPPOSED

Consultant Selection for Zoning Code Update

Planning and Zoning Administrator Peter Gansen presented the recommendation from the Planning Commission of HKGI to lead Zoning Code update process.

Councilmember Scott stated that his concern is the cost, and maybe the City should wait and see if costs come down. Administrator Chanski clarified budget for the update at \$125,000.

Councilmember Ball spoke about the continual discussion of the need to update our ordinances. Councilmember Jensen wants to make sure that this process will guide the city. Councilmember Scott stressed communication and public input.

MOTION MORONI/JENSEN TO APPROVE AGREEMENT WITH HKGI AS LEAD CONSULTANT OF ZONIGN CODE UPDATE PROJECT WITH COST NOT TO EXCEED \$120,000, MOTION CARRIED 4-1, SCOTT OPPOSED

Staff Reports

City Administrator Chanski notified the Council of easement letters for the Buschmann Road project to go out next week. Bid from Hy-Tec for proposed City Hall project expected in July. Cemetery Commission ordering a second columbarium. Reviewing legislature updates from League of Minnesota Cities.

Mayor and Council Reports

Councilman Jensen will be riding with officer Lorch on Buschmann Road with radar gun to access traffic speeds.

Agenda Forecast

City Administrator Chanski shared proposed workshop topics.

Set date of next workshop to Monday, June 17th at 6:00 pm. Agenda items of City Hall project financing, discussion on a streets committee, community center due diligence, and the brush pile.

Adjourn

MOTION MORONI/JENSEN TO ADJOURN, CARRIED 5-0

Meeting ended at 9:26 p.m.

David C. Chanski, City Administrator/Clerk