

Breezy Point City Council
September 5, 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 were City Engineer Joe Dubel and City Attorney Joe Langel. All present stood for the pledge of allegiance.

Approval/Amendment of the Agenda

MOTION SCOTT/JENSEN TO MOVE 8.E. SALARY PLAN AND 8.F. LOCAL #359 WAGE OFF CONSENT AGENDA TO DISCUSS AT 9.A. AND 9.B. MOTION CARRIED 3-2, ZIERDEN AND BALL OPPOSED

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

Closed Session Pursuant to MN Statute 13D.05 Subd. 3(B) Attorney-Client Privilege to Discuss Potential Litigation

MOTION ZIERDEN/MORONI TO MOVE TO CLOSED SESSION PURSUANT TO MN STATUTE 13D.05 SUBD. 3(B) ATTORNEY-CLIENT PRIVILEGE to DISCUSS POTENTIAL LITIGATION, MOTION CARRIED 5-0

MOTION MORONI/BALL TO RECONVENE OPEN SESSION, MOTION CARRIED 5-0

Open Meeting Resumed at 7:02

Open Forum

Bill Toft, 31877 Green Scene Drive
Tracy Kurten, 31709 Green Scene Drive
Rachel Kurten, 31709 Green Scene Drive

2024 Preliminary Budget & Levy Presentation, Public Hearing, and Adoption
City Administrator Chanski presented the 2024 Preliminary Budget & Levy.

The City Council recessed the meeting for a 5 minutes break from 8:03pm to 8:08pm.

Following the presentation, Mayor Zierden conducted a public hearing on the Preliminary Budget and Levy, and the following members of the public spoke:

- Bill Toft, 31877 Green Scene Drive

Following the completion of the public hearing the City Council deliberated on the Preliminary Budget & Levy.

MOTION MORONI/JENSEN TO APPROVE RESOLUTION 11-2023 SETTING A PRELIMINARY LEVY OF \$3,226,922 GENERAL FUND BUDGET AND SETTING THE FINAL BUDGET HEARING FOR DECEMBER 4, 2023 AT 6:30PM, MOTION CARRIED 5-0

Consent Agenda

- A. August 1, 2023 City Council Workshop Minutes
- B. August 7, 2023 Regular City Council Meeting Minutes
- C. August 15, 2023 City Council Workshop Minutes
- D. Approval of Claims Totaling \$147,133.39
- G. Public Safety Building Furnace Replacement

MOTION BALL/MORONI TO APPROVE THE CONSENT AGENDA WITH "E" AND "F" MOVED TO 9A AND 9B, MOTION CARRIED 5-0

Resolution 12-2023 Implementing a Salary Plan

The City Council discussed the proposed salary plan and the reasoning behind the plan.

MOTION MORONI/BALL TO APPROVE RESOLUTION 12-2023 TO IMPLEMENT NEW SALARY PLAN JANUARY 1, 2024, MOTION CARRIED 4-1, SCOTT OPPOSED

MOTION MORONI/BALL TO APPROVE MEMORANDUM OF UNDERSTAND WITH LELS LOCAL #359 FOR 2024 AND 2025 WAGES, MOTION CARRIED 4-1, SCOTT OPPOSED

Proposed Ordinance 2023-03 Cannabis Regulations

City Administrator Chanski outlined the regulations on the use of cannabis in public spaces proposed in Ordinance 2023-03. Administrator Chanski recommended that the City Council conduct the public hearing as scheduled, but table any action on the proposed ordinance until after the Crow Wing County Board considers their identical ordinance on September 12. Administrator Chanski explained that the City should wait on adopting Proposed Ordinance 2023-03 as the County Attorney has indicated a willingness to prosecute cannabis related violations if the City's ordinance and in harmony with the County's ordinance.

Mayor Zierden opened the public hearing on Proposed Ordinance 2023-03, and the following members of the public spoke:

- Vern Voss, 6884 County Road 11
- Neil Narveson, Narveson Management and The Commander Bar and Restaurant

MOTION MORONI/JENSEN TO TABLE CANNABIS REGULATIONS TO OCTOBER MEETING, MOTION CARRIED 5-0

Proposed Ordinance 2023-04 Cannabis Licensure and Retail Sale Moratorium

City Administrator Chanski explained the purpose behind a moratorium on the licensure and retail sale of cannabis is to give the City time to work through all the details related to the issue. Following Administrator Chanski's explanation of the proposed ordinance, Mayor Zierden opened a public hearing. No members of the public spoke.

MOTION MORONI/JENSEN TO APPROVE ORDINANCE 2023-04 MORATORIUM OF CANNABIS LICENSEURE AND RETAIL SALES UNTIL DECEMBER 31, 2024, MOTION CARRIED 5-0

Outdoor Warning Siren Discussion

Chief Sandel spoke about our current emergency sirens in the city and possible upgrades. No action was taken.

Planning & Zoning Administrator Position

City Administrator Chanski shared that a full-time Planning & Zoning Administrator position is included in the Preliminary 2024 Budget as discussed by the City Council during the budget workshops on August 1 and August 15. However, it was unclear as to whether a full-time Planning & Zoning Administrator is being hire regardless of the pending organizational assessment or depending on the results of the assessment. Administrator Chanski requested that, if the position is being added regardless of the result of the assessment, to begin the hiring process immediately as it may take time to find the right candidate.

MOTION BALL/JENSEN TO APPROVE STAFF TO BEGIN HIRING PROCESS FOR FULL TIME PLANNING AND ZONING ADMINISTRATOR, MOTION CARRIED 4-1, SCOTT OPPOSED

Discussion on Council Committees

City Administrator Chanski shared that Councilmember Scott has requested clarification from the City Council on the future of the two City Council committee. The City Council did briefly discuss the issue at the August 15 workshop, but Councilmember Scott was not present for the discussion. The City Council was in

consensus to disband the council committee and move forward with council workshops in their place.

Disc Golf Course Event Permit

Assistant City Administrator Eick reviewed the revised draft permit application. The City Council discussed sending the permit to the Parks & Recreation Committee for review and a recommendation. The also requested that the Committee consider the following issues related to the permit:

- Enforcement
- Number of tournaments
- What is considered a tournament
- Which courses are allowed for tournaments
- Cap on number of tournaments
- What if prize money is involved with a tournament
- Public use during tournaments
- Fee schedule
- Silencers
- Screening

MOTION BALL/MORONI TO SEND DISC GOLF PERMIT PROCESS TO PARKS FOR RECOMMENDATIONS, MOTION CARRIED 5-0

Staff Reports

City Administrator Chanski gave update on the Fire District's decision to purchase a ladder truck and that the City of Breezy Point will likely need to bond for the truck on behalf of the District. More information to come.

Adjourn

MOTION JENSEN/BALL TO ADJOURN, CARRIED 5-0

Meeting was adjourned at 10:26p.m.

David Chanski, City Administrator/Clerk