



NORTH BRANCH

—Minnesota—

Kevin Schieber
Mayor

Robert Canada
Councilmember/Acting Mayor

Travis Miles
Councilmember

Kelly Neider
Councilmember

Peter Schaps
Councilmember

**CITY COUNCIL
REGULAR AGENDA
TUESDAY, MARCH 19, 2024 @ 6:30 PM
CITY HALL, 6408 ELM STREET, NORTH
BRANCH, MN 55056**

MINUTES OF THE PROCEEDINGS OF THE OF THE CITY OF NORTH BRANCH IN THE COUNTY OF CHISAGO AND IN THE STATE OF MINNESOTA

REGULAR MEETING

Tuesday, March 19, 2024

1. CALL TO ORDER

The North Branch City Council met in Special Session and Mayor Kevin Schieber called the meeting to order at 6:35 PM.

2. PLEDGE OF ALLEGIANCE

Mayor Schieber led the pledge of allegiance.

3. ROLL CALL

Present: Mayor Kevin Schieber, Councilmember Robert Canada, Councilmember Travis Miles

Absent: Councilmember Peter Schaps, Councilmember Kelly Neider

Remote: City Attorney Nicholas Garcia Lisle

Others Present: Interim City Administrator Ziemer and City Clerk/IT Director Varma

Notes:

4. SPECIAL SESSION ITEMS

- a. Consideration of and/or Related Action if any Regarding Allegations against Councilmember Kelly Neider **ACTION**

Mayor Schieber stated that the Council will have a public hearing in consideration of and/or related if any regarding allegations against Councilmember Kelly Neider. He further stated that the purpose of the public hearing is, number one, consideration of and or related action, if any, regarding allegations against Councilmember Neider; number two, the Council will have a public hearing in consideration of and or

related, if any, regarding allegations against Councilmember Neider.

As a brief summary, the City Council held a meeting on February 20th, 2024, for consideration of allegations against an individual subject to City Council authority, which was Councilmember Neider. The mayor further mentioned that according to the City Council bylaws, in a section titled Complaint, Common Hearing, the hearing must be held only if the City Council determines; number one upon advice of the City Attorney, designer, or other attorney appointed by the Council, that the factual allegations state a sufficient claim of a violation of these standards or rise to the level of legally recognized conflict of interest; number two that the complaint has been lodged in good faith, not for impermissible purposes such as delay or harrasement.

Mayor went further saying that the determination was in fact made and approved by unanimous 4-0 vote on February 20, 2024 and that Councilmember was not present at that meeting. Next, the City Council's determination must be made within 30 days of the filing of the allegation with the City Administrator, if the Council determines that there is adequate justification for holding a hearing, the hearing must be held within 30 days of the City Council's determination. The hearing scheduled tonight meets that 30 day requirement.

Mayor mentioned that Councilmember Neider has made a request for the public hearing for tonight to be continued at a later date. As a courtesy to Councilmember Neider, in the interest of further affording her additional process under these circumstances

Mayor Schieber made a motion to continue this public hearing to proceed further on Wednesday, April 3, 2024 at 6:30pm and authorize City Attorney or desginee to provide and discuss ceratin data related to the findings underlying the allegations against Councimember Neider to the extent permitted by law and determine relevant as determined by law and determine relevant as determined by the City Administrator in consultation with the City Attorney or designee.

RESULT: **Passed**
MOVER: **Kevin Schieber**
SECONDER: **Robert Canada**
AYES: **Kevin Schieber, Robert Canada, Travis Miles**
ABSENT: **Peter Schaps, Kelly Neider**
NOTES:

5. ADJOURNMENT

The meeting was adjourned at 6:40pm.

RESULT: **Passed**
MOVER: **Kevin Schieber**
SECONDER: **Travis Miles**
AYES: **None**
ABSENT: **Peter Schaps, Kelly Neider**
NOTES:

APPROVED: Heidi Schieber ATTEST: Ragini Varma

