

**City of Moorhead  
Adjourned Council Meeting  
Meeting Minutes  
June 20, 2011 at 5:30 PM  
City Hall Council Chambers**

Pursuant to due call and notice thereof, a regular meeting of the Adjourned Council Meeting was held in the City Hall Council Chambers, on June 20, 2011, at 5:30 PM.

**Roll call of the members was made as follows:**

1st Ward Council Member:	Luther Stueland	Present
1st Ward Council Member:	Nancy Otto	Present
2nd Ward Council Member:	Diane Wray Williams	Present
2nd Ward Council Member:	Mark Altenburg	Present
3rd Ward Council Member:	Dan Hunt	Present
3rd Ward Council Member:	Brenda Elmer	Present
4th Ward Council Member:	Mark Hintermeyer	Present
4th Ward Council Member:	Greg Lemke	Present
Mayor:	Mark Voxland	Present

**Adjourned City Council Meeting**

1. [Resolution Calling for Public Hearing with Respect to the Establishment of the 1st Ave N \(Central Corridors\) Redevelopment Tax Increment Financing District](#)

Minutes: Michael Redlinger, City Manager, explained that the resolution was simply to set a public hearing and not to establish the TIF District.

Motion to Approve made by Brenda Elmer and seconded by Nancy Otto  
**Resolution Calling for Public Hearing with Respect to the Establishment of the 1st Ave N (Central Corridors) Redevelopment Tax Increment Financing District**  
Motion Passed: **2011-0620-1**  
For: 8

2. [Resolution to Approve Issuance of Combination On-Sale & Off-Sale / Sunday Intoxicating Liquor License \(Mick's Office\)](#)

Motion to Approve made by Mark Altenburg and seconded by Luther Stueland  
**Resolution to Approve Issuance of Combination On-Sale & Off-Sale / Sunday Intoxicating Liquor License (Mick's Office)**  
Motion Passed: **2011-0620-2**  
For: 8

3. [Resolution to Approve Metro Flood Diversion Project Limited Joint Powers Agreement](#)

Minutes: City staff clarified the following in response to Mayor and Council questions:

- Any changes in the Joint Powers Agreement would go to the Flood Study Work Group and then to each governing body for further discussion prior to modification.
- Attorneys are developing a Memorandum of Agreement to ensure the City of Moorhead is not held liable for F-M Diversion Project costs if

the State of Minnesota is unable to provide funds.

- The Joint Powers Agreement is very limited in scope, provides \$15M for design work, and only covers the time until the Participation Agreement is signed.
- If the U.S. Army Corps of Engineers (USACE) requests additional funding, a new Joint Powers Agreement would be required.
- If no agreement is developed, the \$3 million the USACE has for design work would go to other projects.
- The Design Agreement and Cost Share Agreement are separate documents.
- A local sponsor must approve the Joint Powers Agreement.
- If there is no Joint Powers Agreement, each side would be 50% liable for costs; if there is an Agreement, there would be a 90% (Fargo) and 10% (Moorhead) split for the \$15M in design work.

The Mayor and Council Members stated the following.

- Concern was noted regarding approval of the Joint Powers Agreement without previously determining the Memorandum of Understanding.
- Concern was noted regarding the City of Moorhead potentially being held liable for nonpayment when the State of Minnesota has serious budget problems.
- It is preferred that the City of Moorhead remain a co-sponsor.
- Concern was noted regarding ramifications of delaying approval of the Joint Powers Agreement.

City staff were directed to provide the Council with the following information:

- Clarification on Clay County's contribution.
- Clarification on Moorhead vs. Minnesota as a voting member.
- Sponsorship issues (taxing authority, maintenance issues, and eminent domain powers).
- Cash flow issues.
- Clarification on the various agreements and dollars encumbered at each point.

Motion and Second to Approve were previously made at the June 13, 2011 City Council meeting, but action was tabled for reconsideration

**Resolution to Approve Metro Flood Diversion Project Limited Joint Powers Agreement**

Motion to Table made by Dan Hunt and seconded by Nancy Otto

Table Resolution to July 11, 2011

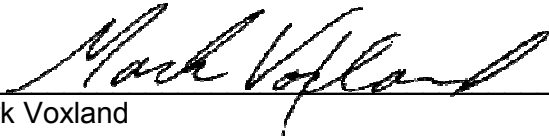
**Motion to Table Passed**

For: 5 – Nancy Otto, Diane Wray Williams, Mark Altenburg, Dan Hunt, Mark Voxland

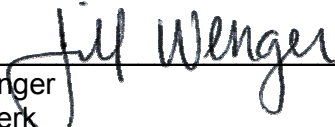
Against: 4 – Luther Stueland, Brenda Elmer, Mark Hintermeyer, Greg Lemke

Meeting adjourned at 6:43 p.m.

APPROVED BY:

  
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Mark Voxland  
Mayor

ATTEST:

  
\_\_\_\_\_  
Jill Wenger  
City Clerk

The proceedings of this meeting are digitally recorded and are available for public review.

*Respectfully submitted by:*  
*Jill Wenger, City Clerk*