

**City of Moorhead
City Council Meeting
Meeting Minutes
October 22, 2012 at 5:30 PM
City Hall Council Chambers**

Pursuant to due call and notice thereof, a regular meeting of the City Council Meeting was held in the City Hall Council Chambers, on October 22, 2012, at 5:30 PM.

Roll call of the members was made as follows:

1st Ward Council Member:	Luther Stueland	Present until 8:02 p.m.
1st Ward Council Member:	Nancy Otto	Present
2nd Ward Council Member:	Heidi Durand	Present
2nd Ward Council Member:	Mark Altenburg	Present
Mayor:	Mark Voxland	Present
3rd Ward Council Member:	Mike Hulett	Present
3rd Ward Council Member:	Brenda Elmer	Present
4th Ward Council Member:	Mark Hintermeyer	Present
4th Ward Council Member:	Steve Gehrtz	Present

City Council Meeting

1. [Call to Order and Roll Call](#)

2. [Recognitions - Presentations](#)

A. [Recognition: Lori Van Beek, Minnesota Transit Professional of the Year](#)

Minutes: Mayor Voxland recognized Lori Van Beek's Minnesota Transit Professional of the Year Award.

3. [Approve Minutes](#)

A. [August 13, 2012 City Council Minutes](#)

B. [August 20, 2012 Committee of the Whole Minutes](#)

C. [October 8, 2012 City Council Minutes](#)

D. [October 15, 2012 Adjourned Council Meeting Minutes](#)

E. [October 15, 2012 Committee of the Whole Minutes](#)

Motion to Approve made by Nancy Otto and seconded by Heidi Durand
Motion to Approve All Minutes

Motion Passed
For: 8

4. Citizens Addressing the Council (Time Reserved: 15 Minutes)

Minutes: No citizens addressed the Mayor and Council.

5. [Agenda Amendments](#)

Minutes: City staff requested that the Council add/amend/remove the following:

- Add the property of 30 - 36th Avenue Circle S to the Executive Session.
- Add under the Consent Agenda the Resolution to Approve the Minor Subdivision for 30 – 36th Avenue Circle S.
- Add under the Consent Agenda the Resolution to Approve the Minor Subdivision for 3619 Rivershore Drive.
- Amended 7a Red River Corridor Advisory Resolution
- Amended 17 Approve the slate of Election Judges
- Remove 16a Administrative Hearing/Waiver Related to Imposition of Penalties for Tobacco Sales Violation

Motion to Approve made by Mark Altenburg and seconded by Luther Stueland
Motion to Approve the Suggested Agenda Amendments

Motion Passed
For: 8

6. [Consent Agenda](#)

All items listed with an asterisk (*) are enacted by one motion.

Minutes: Council Member Stueland removed item #18.

Motion to Approve made by Luther Stueland and seconded by Nancy Otto
Motion to Approve Consent Agenda as Amended

Motion Passed
For: 8

7. [Mayor and Council Appointments](#)

A. [Resolution to Approve Appointments to the Red River Corridor Advisory Committee](#)

Minutes: Bob Zimmerman, City Engineer, stated that MetroCOG will sponsor a number of activities to get citizens involved, but this group will be the liaison between the City Council, Planning Commission, and Park Advisory Board.

Motion to Approve made by Nancy Otto and seconded by Mark Altenburg
Motion to Approve the Mayor and Council Appointments

Motion Passed: **Resolution 2012-1022-1**
For: 8

8. [Executive Session - Proposed Flood Buyout Purchase Agreement](#)

Motion to Approve made by Mike Hulett and seconded by Nancy Otto
Enter into Executive Session to receive information related to the Proposed Flood Buyout Purchase Agreement

Motion Passed
For: 8

A. [Resolution to Consider Sale of 3619 Rivershore Drive S](#)

Motion to Approve made by Mike Hulett and seconded by Brenda Elmer
Motion to Approve Resolution to Consider Sale of 3619 Rivershore Drive S

Motion Passed: Resolution 2012-1022-2
For: 8

B. Resolution to Consider Sale of 30 – 36th Avenue Circle S

Motion to Approve made by Mike Hulett and seconded by Brenda Elmer
Motion to Approve Resolution to Consider Sale of 30 – 36th Avenue Circle S

Motion Passed: Resolution 2012-1022-3
For: 8

[Public Hearings \(5:45 p.m.\)](#)

9. [Public Hearing on Proposed Amendment to Moorhead City Charter: Ordinances and Resolutions](#)

Minutes: Public Hearing Opened at 6:00 p.m.

Jill Wenger, Assistant City Manager, informed the City Council that the Charter Commission met on May 9, 2012 and Aug 29, 2012.

Mayor Voxland suggested that the Mayor vote on budget items and contractual agreements.

John Shockley, City Attorney, stated that the amendment is to change to the majority vote; the Mayor voting is still being discussed by the Charter Commission.

Public Hearing Closed

A. [Resolution to Approve First Reading of Ordinance 2012-16, An Ordinance to Amend and Reenact Section 3.04 of the Charter of the City of Moorhead Relating to Ordinances and Resolutions](#)

Motion to Approve made by Mark Altenburg and seconded by Nancy Otto
Motion to Approve Resolution to Approve First Reading of Ordinance 2012-16, An Ordinance to Amend and Reenact Section 3.04 of the Charter of the City of Moorhead Relating to Ordinances and Resolutions

Minutes: Council Member Elmer stated that she has not seen any approved minutes from the previous Charter Commission Meeting. She stated that the majority of the members of the Charter Commission were not present.

John Shockley informed City Council that 3/4 vote requirement is set by City Charter not state law.

Council Member Hulett stated that he is cautious about changing the Charter since this is not a compelling issue; therefore, he is not in favor.

Council Member Otto stated that this forces compromise on issues, therefore, she will also oppose.

Motion Failed

For: 2 - Heidi Durand, Mark Altenburg

Against: 7 - Luther Stueland, Nancy Otto, Mike Hulett, Brenda Elmer, Mark Hintermeyer, Mark Hintermeyer, Steve Gehrtz, Mark Voxland

10. [Public Hearing Regarding the Request of PACES Lodging Corporation for Property Tax Exemptions](#)

Minutes: Public Hearing Opened at 6:10 p.m.

Amy Thorpe, Community Services Planner, gave an overview of the property tax exemption for an apartment complex to be located at 1601 Johnson Drive S.

Steve Iverson, PACES Lodging Corporation, stated that the property tax exemption is to construct two multi-family apartment complexes; one with 33 units and one with 39 units. Rents will be market-based.

Kristie Leshovsky, City Planner, stated that there is one additional lot north of these apartments that could have multiple buildings.

Bus service will be discussed with the Transit Manager.

Public Hearing Closed at 6:19 p.m.

A. [Resolution to Approve Property Tax Exemptions for PACES Lodging Corporation](#)

Motion to Approve made by Luther Stueland and seconded by Nancy Otto

Motion to Approve Resolution to Approve Property Tax Exemptions for PACES Lodging Corporation

Motion Passed: Resolution 2012-1022-4

For: 8

11. [Public Hearing Regarding City of Moorhead Community Development Block Grant 2013 Action Plan \(No Action Required\)](#)

Minutes: Public Hearing Opened at 6:24 p.m.

Lisa Vatnsdal, Neighborhood Services Manager, provided a brief overview of the Community Development Block Grant and proposed 2013 Action Plan.

- The City funds four public service activities:
 - A) Homebuyer Education (\$15,600)
 - B) Tenant Education (\$15,600) Programs through the Village Consumer Credit Counseling Center
 - C) Free afterschool and summer recreation programming (\$15,600) to children in the Bennett Park neighborhood operated by the City Parks and Recreation Department.
 - D) Opportunities Under Transit half-priced bus passes for very low income persons (\$2,400)

Council Member Altenburg inquired about CDBG funds being used for staffing. Council Member Hintermeyer also expressed concerns on staffing.

Barbara Sipson, Moorhead resident, discussed the upcoming Wilder Count of Homeless People survey and the need for affordable housing.

Colleen Murray and Joe Pederson, Lakes & Prairies Community Action, thanked the City for previous General Fund contributions.

Joe Pederson, Lakes & Prairies Community Action, talked about the homeless program and work being done that benefits the neighborhood as well as the homeowner.

The City Council thanked those who attended the Public Hearing and agreed to discuss an extension of the 3-minute speaker time limit at a future City Council Retreat.

Public Hearing Closed

Community Services Department

12. [*Consider Actions Related to Rezoning Prairie Meadows 4th Addition from TZ: Transitional to RLD-3: Residential Low Density-3](#)

- A. *Approve Second Reading of Ordinance No. 2012-17
Resolution 2012-1022-A
- B. *Approve Title and Summary of Ord. No. 2012-17

13. [*Resolution to Approve Minor Subdivisions \(3500, 3502, 3506, 3510 Riverview Cir. S.\)](#)
Resolution 2012-1022-B
14. [*Resolution to Approve Minor Subdivision \(3619 Rivershore Dr.\)](#)
Resolution 2012-1022-C
15. [*Resolution to Approve Minor Subdivision \(30 - 36th Avenue Circle S\)](#)
Resolution 2012-1022-D

Engineering - Wastewater Treatment

16. [Presentation: FM Diversion Southern Alignment Alternatives](#)

Minutes: Bob Zimmerman, City Engineer, provided a brief presentation of the FM Diversion Southern Alignment Alternatives.

- Ring levee study will be discussed at the next meeting. Reduction on environmental impacts will also be discussed.
- City Council supports option VE13A.

Police Department

17. [*Resolution to Approve Budget Adjustment of Asset Forfeiture Funds for Police Executive Research Forum \(PERF\) Senior Management Institute for Police \(SMIP\) training.](#)
Resolution 2012-1022-E

Administration

18. Licenses - Permits
 - A. [Administrative Hearing/Waiver Related to Imposition of Penalties for Tobacco Sales Violation](#)

Minutes: This item was removed from the agenda.

19. [*Resolution to Approve Slate of Election Judges for the 2012 General Election](#)
Resolution 2012-1022-F
20. [*Resolution to Approve Vendor Selection and Budget Adjustment for City Website Redesign](#)

Motion to Approve made by Mark Altenburg and seconded by Heidi Durand
Motion to Approve Resolution to Approve Vendor Selection and Budget Adjustment for City Website Redesign

Motion Passed: **Resolution 2012-1022-5**
For: 7; Absent: 1 – Luther Stueland

Minutes: The Mayor and City Council appreciated the Request For Proposal process.

City staff noted that the future website will provide enhanced public information on the www.cityofmoorhead.com website, and the calendar function will be upgraded to include social media, and email/text notifications.

21. [*Resolution to Approve Agreement for the City's Annual Financial Audit](#)
Resolution 2012-1022-G

22. [Mayor and Council Reports](#)

Minutes: Council Member Altenburg provided a report on the Human Rights Commission.

Council Member Otto gave an update on the FM Diversion Authority.

23. [City Manager Reports - Updates](#)

A. [Receive Report on Tax Forfeited Property](#)

Minutes: John Shockley, City Engineer, provided a legal analysis on the tax forfeited properties.

- Stonemill Estates does not have a letter of credit, and Johnson Farms was drawn down.
- There is the possibility for additional tax forfeited properties to come back to the City in future years.
- Once the City retains ownership of Stonemill Estates, the City can modify the covenants, replat the lots, clear up title issues, then move to sales of the properties.

B. [Discuss Volunteer Recognition Event](#)

Minutes: Jill Wenger, Assistant City Manager, presented to the City Council on volunteer recognition concepts. She stated that the City of Moorhead has over 500 volunteers. To provide a formal recognition event could cost approximately \$3,000-\$4,000.

Council Member Otto suggested having the Mayor present a certificate of thanks at a Council Meeting for those who serve on the boards and commissions. She also suggested that each department take care of their own recognitions.

Council Member Hintermeyer suggested having a picnic in June where Council Members served the volunteers over lunch at Gooseberry Park.

Council Member Altenburg suggested reaching out to businesses for door prizes.

Council Member Durand suggested holding this event in September to get students involved during Greater Moorhead Days.

C. [Economic Development Outreach Options](#)

Minutes: This item has been postponed to the Adjourned Council Meeting on October 29, 2012 beginning at 4:30.

24. [Executive Session - Labor Negotiations](#)

APPROVED BY:

ATTEST:

Mark Voxland
Mayor

Michelle French
City Clerk

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

*Respectfully submitted by:
Michelle French, City Clerk*