

**City of Moorhead
City Council Meeting
Meeting Minutes
February 08, 2010 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 February 08, 2010, 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

City Council Meeting

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

A. Citizen Recognition Award for Josie Green

Minutes: Mayor Voxland presented representatives of the Northern Lights Council a proclamation recognizing the 100th Birthday of the Boy Scouts of America.

2. [Approve Minutes](#)

Motion by Otto, seconded by Hunt to **Approve the Minutes of October 12, 2009; October 26, 2009; November 5, 2009; November 9, 2009; and December 14, 2009**
Motion Passed: **Resolution #2010-0250 (1-5)**

For: 8 - Stueland, Otto, Wray Williams, Altenburg, Hunt, Elmer, Hintermeyer, Lemke

- A. [October 12, 2009](#)
Resolution #2010-0250-1
- B. [October 26, 2009](#)
Resolution #2010-0250-2
- C. [November 5, 2009](#)
Resolution #2010-0250-3
- D. [November 9, 2009](#)
Resolution #2010-0250-4
- E. [December 14, 2009](#)
Resolution #2010-0250-5

3. [Citizens Addressing the Council \(Time Reserved: 15 Minutes\)](#)

4. [Agenda Amendments](#)

Minutes: No amendments suggested.

5. [Consent Agenda](#)

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

Minutes: Council Member Altenburg asked that items #9 and #11 be removed from the Consent Agenda. Council Member Wray Williams asked that item #10-J be removed.

Motion by Otto, seconded by Wray Williams to **Approve Consent Agenda as amended**

Motion Passed: **Resolution #2010-0251 (A-Q)**

For: 8 - Stueland, Otto, Wray Williams, Altenburg, Hunt, Elmer, Hintermeyer, Lemke

6. [Approve Licenses - Permits](#)

A. [*License Renewals](#)

Resolution #2010-0251-A

B. [*Permits](#)

Resolution #2010-0251-B

C. [*Resolution to Approve Issuance of an On-Sale Intoxicating / Sunday Liquor / 2 A.M. License - The Garage Bar and Grill, Inc. \(3108 9th Street S\)](#)

Resolution #2010-0251-C

D. [*Resolution to Approve Issuance of an On-Sale Intoxicating / Sunday Liquor](#)

[License - Moorhead Lodging Associates, LLC \(DBA Courtyard by Marriott - 1080 28th Avenue S\)](#)

Resolution #2010-0251-D

7. [Mayor and Council Reports - Appointments](#)

Minutes: No reports presented.

8. [Permanent Flood Protection Discussion - Update](#)

Minutes: Michael Redlinger, City Manager, gave a PowerPoint presentation to provide timely updates regarding a potential 2010 Flood Event. He clarified the following for the Mayor and Council:

- The City is monitoring National Weather Service forecast information related to a potential 2010 flood event. The next update will be released on February 19th.
- Expenditures at this time would be the City's responsibility due to the fact that there is not currently a Federal Disaster Declaration.

- The City of Moorhead has a clear Emergency Flood Plan driven by Public Works needs during a flood event.
- A Technical Team will emphasize eight defined Neighborhood Zones/Areas to encourage clear, direct contact with residents and provide public safety resources alongside neighborhood leaders.
- An External Public Information Team will assist in clear messaging and communication to the public and the Mayor and Council.
- Communication and education efforts are already underway with the media.
- Public information meetings will be held to overview activities since Spring 2009 and discuss a potential 2010 event.
- Preparation meetings have been held with a variety of stakeholders and leaders for pre-planning.
- The City plans to relocate 25 selected flood acquisition properties. This effort is intended to preserve home values, reduce temporary protection costs in flood events, and eliminate demolition costs. Redlinger gave credit to Brian Neugebauer (City Attorney), Scott Hutchins (Community Services Director), and Peter Doll (Development Services Manager) for their efforts in bringing this plan to fruition.
- Preparations are underway to secure an adequate indoor location to fill and store sandbags.
- Plans will be made to utilize the Minnesota National Guard at a centralized sandbag site to assist with filling sandbags in addition to patrolling dikes for leakage.
- The City will be providing clear communication to the public in the event that contingency dikes need to be constructed.
- The emergency response plan, as presented, will be invoked at a 38-40 foot projected flood level.
- MCAT will continue to be a part of communication efforts as well as the City's website, blog site, social media sites, and other communication venues. Public access is now live on the Midcontinent cable system.

Stueland asked for clarification regarding the selection of the contractor who will be hired to move the flood acquisition properties. Scott Hutchins, Community Services Director, stated that Milbank was identified as the contractor because of their capacity to complete the full project in a timely manner. Milbank also offered to pay the City \$150,000 to conduct the move. The transition area will be east of 8th Street and west of 20th Avenue. Removing these homes prior to a flood event will get them out of harms way, preserve them for reuse in the community, and mitigate flood efforts for

neighboring homes. Notification letters will be sent to neighboring property owners indicating when they are scheduled to be moved. Council Member Elmer asked how residents can be more intimately involved in flood pre-planning. Redlinger encouraged residents to attend the public informational meetings. He anticipates that these meetings will result in conversations between residents and City staff that will further guide direction and planning. The City would like to identify neighborhood leaders to work alongside public safety and technical teams in a flood event.

Engineering - Wastewater Treatment

9. [Resolution to Approve/Deny Changes in Traffic Control](#)

Minutes: Council Member Altenburg asked for clarification regarding parking policies surrounding the campus area.

Scott Hutchins, Community Services Director, stated that this issue has been a point of discussion for the City, local campuses, and residents for decades.

Council Member Altenburg urged the City to include campus representatives and neighbors as parking policies are developed. He also noted some inconsistency in signage surrounding campus areas.

Council Member Wray Williams noted her concern about the timing of this resolution. She would like to see a full-scale plan developed as opposed to a piecemeal application. She suggested tabling item #09-17.

Council Member Hintermeyer cautioned the Council about diverging from the technical guidance of City staff.

Council Member Otto suggested tabling any particular items until Summer or Fall to allow City staff to focus their time and energy on planning for interim and permanent flood protection.

Mayor Voxland suggested a comprehensive discussion at a future Committee of the Whole meeting to undertake a greater campus area parking plan.

Motion by Wray Williams, seconded by Altenburg to **Amend the Resolution to exclude item #09-17**

Motion Passed

For: 5 - Stueland, Wray Williams, Altenburg, Hunt, Elmer

Against: 3 - Otto, Hintermeyer, Lemke

Motion by Stueland, seconded by Hunt to **Approve Resolution to Approve/Deny Changes in Traffic Control as amended**

Motion Passed: **Resolution #2010-0252**

For: 8 - Stueland, Otto, Wray Williams, Altenburg, Hunt, Elmer, Hintermeyer, Lemke

10. [*Adopt the 2010-2014 Pavement Management and Transportation Improvement Plan & Related Actions](#) **Resolution #2010-0251 (E-O)**

- A. [*Resolution Adopting the 2010-2014 Pavement Management and Transportation Improvement Plan](#)
Resolution #2010-0251-E
- B. [*Resolution adopting special assessment rates for 2010 street overlay, rehabilitation, and reconstruction projects](#)
Resolution #2010-0251-F
- C. [*Resolution to order and receive report, order and approve plans and specifications, call for a Public Hearing and authorize advertisement for bids, and authorize advertisement for bids for the Final Bituminous Overlays & MPS Trench Repairs Project \(Eng. No. 10-A2-1\)](#)
Resolution #2010-0251-G
- D. [*Resolution to order and receive report, order and approve plans and specifications, call for a Public Hearing, and authorize advertisement for bids for the City-Wide Sidewalk Project \(Eng. No. 10-A7-1\)](#)
Resolution #2010-0251-H
- E. [*Resolution to order and receive report, order and approve plans and specifications, call for a Public Hearing, and authorize advertisement for bids for the 1st Avenue North Improvements \(Eng. No. 08-A2-2 & 10-A2-6\)](#)
Resolution #2010-0251-I
- F. [*Resolution to order and receive report, order and approve plans and specifications, call for a Public Hearing, and authorize advertisement for bids for Mill & Overlay of 37th Avenue South, Phase 2 \(Eng. No. 10-A2-2\)](#)
Resolution #2010-0251-J
- G. [*Resolution to order and receive report, order and approve plans and specifications, call for a Public Hearing, and authorize advertisement for bids for Brookdale Area, Phase 3 Rehabilitation \(Eng. No. 10-A2-3\)](#)
Resolution #2010-0251-K
- H. [*Resolution to order and receive report, order and approve plans and specifications, call for a Public Hearing, and authorize advertisement for bids for the Street Rehabilitation of 13th Avenue and 20th Street North \(Eng. No. 10-A2-4\)](#)
Resolution #2010-0251-L
- I. [*Resolution to order and receive report, order and approve plans and specifications, call for a Public Hearing, and authorize advertisement for bids for the Mill and Overlay of 4th & 5th Streets South from 2nd to 12th Avenue \(Eng. No. 10-A2-5\)](#)
Resolution #2010-0251-M

- J. [Resolution to order and receive report, order and approve plans and specifications, call for a Public Hearing, and authorize advertisement for bids for Street Rehabilitation and Mill & Overlay of 4th Avenue South from 21st to 34th Street \(Eng. No. 10-A2-7\)](#)

Minutes: Council Member Wray Williams asked for clarification about the timeline for the 2010-2014 Pavement Management & Transportation Improvement Plan.

Bob Zimmerman, City Engineer, stated that the Engineering Department would like to know as quickly as possible if the Council has a desire to exclude any particular project so as to avoid further investment of staff time.

Redlinger stated that Capital Projects which provide preventative maintenance are prioritized. Street maintenance projects are a wise investment to avoid more costly projects in the future.

Motion by Otto, seconded by Wray Williams to **Approve Resolution to order and receive report, order and approve plans and specifications, call for a Public Hearing, and authorize advertisement for bids for Street Rehabilitation and Mill & Overlay of 4th Avenue South from 21st to 34th Street (Eng. No. 10-A2-7)**

Motion Passed: **Resolution #2010-0253**

For: 8 - Stueland, Otto, Wray Williams, Altenburg, Hunt, Elmer, Hintermeyer, Lemke

- K. [*Resolution to order and receive report, order and approve plans and specifications, call for a Public Hearing, and authorize advertisement for bids for Mill & Overlay of Village Green Area, Phase 1 \(Eng. No. 10-A2-8\)](#)
Resolution #2010-0251-N

- L. [*Resolution to Approve the City-Wide Truck Route Map for Over-weight and Over-dimensional vehicles](#)
Resolution #2010-0251-O

Operations Department

11. [Approve Professional Services Agreement and Authorize Bids - The IMAGE Group, Inc.](#)

Minutes: Richard Moorhead, The IMAGE Group, Inc. clarified the following for Council:

- A copper roof could be considered for this project; it would have a life span of 50-75 years.
- Recycling of the current stainless steel roof will be considered.
- Moorhead will research possible grant sources for the project.
- The nature of the current leak is due to poor workmanship. If not addressed, there could be serious structural damage to the roof.
- There have been frequent repairs to the gutters due to the leaking problem.

Redlinger and Brian Neugebauer, City Attorney, clarified the following for Council:

- Rourke will be asked to make a good faith effort at repayment. At minimum, they will be asked to repay \$52,000 over the remaining portion of the current lease.

- It is anticipated that Rourke will need to conduct a Capital Campaign to meet the expense of repayment. The City plans to make the repair as soon as possible, but could work with Rourke on a reasonable repayment plan.
- Rourke will be asked to pay a share of the study cost (\$9,250).
- The resolution before the Mayor and Council will allow the collection of bids to bring back for further consideration.
- Per the lease agreement, any permanent changes to the building need to be approved by City Council. General maintenance work or rehabilitation does not require this level of approval.

Motion by Hunt, seconded by Otto to **Approve Professional Services Agreement and Authorize Bids - The IMAGE Group, Inc.**

Motion Passed: **Resolution #2010-0254**

For: 8 - Stueland, Otto, Wray Williams, Altenburg, Hunt, Elmer, Hintermeyer, Lemke

Moorhead Public Service

12. [*Award Bid for 2010 Electrical Materials](#)
Resolution #2010-0251-P

City Manager Reports

13. [*Resolution to Waive Bonding Requirements and Authorize Issuance of Replacement Checks](#)
Resolution #2010-0251-Q

14. Reports - Updates

Minutes: Redlinger stated that the City's website has been updated to include the U.S. Army Corps of Engineers presentation.

All three public flood meetings organized by the City of Moorhead will take place at the MSUM campus. Les Bakke, IT Director, has been working with MSUM staff to videotape these meetings. They will be published on the website as well.

St. Paul Mayor Chris Coleman will be in Moorhead on February 11th with the Coalition of Greater Minnesota Cities (CGMC) to discuss the significance of Local Government Aid (LGA) funding for cities across Minnesota.

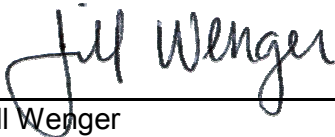
15. Executive Session (if needed)
16. New Business
17. Citizens Addressing the Council (continued, if necessary)

APPROVED BY:

ATTEST:



Mark Voxland
Mayor



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