

**City of Moorhead
City Council Meeting
Meeting Minutes
March 22, 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 March 22, 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

Minutes: Mayor Voxland called the meeting to order.

2. [Recognitions - Presentations](#)

A. [Al 'Pebbles' Gravalin Appreciation Day](#)

Minutes: Mayor Voxlan presented Al Gravalin with a proclamation recognizing "Al 'Pebbles' Gravalin Appreciation Day"

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

Minutes: No citizens addressed the Council.

4. [Agenda Amendments](#)

Minutes: The following items were added to the agenda:

- #8B – Resolution to Approve Budget Adjustment for USACE Fargo-Moorhead Metropolitan Feasibility Study
- #8C – Resolution to Authorize Removal of Clay Contingency Measures
- #8-D – Resolution to Authorize Engineering Services Agreement with Ulteig Engineers for Preliminary Design of a Dual Purpose Storage/Sandbag Facility

Motion to Approve made by Brenda Elmer and seconded by Diane Wray Williams

Approve Agenda Amendments

Motion Passed by unanimous vote

5. [Consent Agenda](#)

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

Minutes: The following items were removed from the consent agenda:

- #11 – Authorize Agreement with Zerr Berg Architects for Design Work on the New Large Shelter at Gooseberry Park
- #12 – Resolution to Award Bids to Reroof Portion of the Hjemkomst Center

Motion to Approve made by Dan Hunt and seconded by Diane Wray Williams
Approve Consent Agenda as amended
Motion Passed by unanimous vote

6. [*Approve Licenses - Permits](#)

A. [*License Renewals](#)
Resolution 2010-350-A

B. [*New License Applications](#)
Resolution 2010-350-B

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

A. [Reappointment to Park Advisory Board - Ward 1](#)

Motion to Approve made by Nancy Otto and seconded by Luther Stueland
Motion to Approve Reappointment to Park Advisory Board - Ward 1
Motion passed by unanimous vote: **Resolution 2010-351**

B. Mayor and Council Reports

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

A. [Resolution to Approve Metro Flood Study Work Group Locally Preferred Plan](#)

Minutes: Michael Redlinger, City Manager, stated that this resolution was unanimously adopted by the Metro Flood Study Work group on March 18, 2010 and will be separately considered for formal approval by Cass and Clay Counties as well as the Cities of Moorhead and Fargo. The resolution identifies the North Dakota 35,000 cfs option as the “Locally Preferred Plan.”

Motion to Approve made by Mark Altenburg and seconded by Nancy Otto
Resolution to Approve Metro Flood Study Work Group Locally Preferred Plan
Motion passed by unanimous vote: **Resolution 2010-352**

B. [Resolution to Approve Budget Adjustment for USACE Fargo-Moorhead Metropolitan Feasibility Study](#)

Minutes: Redlinger stated the following:

- This resolution will commit the City of Moorhead to fully study the North Dakota 35,000 cfs option.
- Study costs for the entities on the Minnesota side of the river will be

approximately \$400,000, or 26% of the total study cost.

- Through this resolution the City of Moorhead will commit up to \$250,000 from its General Fund Reserves.
- Moorhead will act as fiscal agent and Clay County will remit payment to the City of Moorhead for their portion of this cost.
- The City and County plan to approach the watershed district for possible additional contributions to further defray costs.
- The US Army Corps of Engineers (USACE) has assured the community that approximately 50% of the study will be matched with Federal dollars.

Motion to Approve made by Greg Lemke and seconded by Brenda Elmer
Resolution to Approve Budget Adjustment for USACE Fargo-Moorhead Metropolitan Feasibility Study

Motion passed by unanimous vote: **Resolution 2010-353**

C. [Resolution to Authorize Removal of Clay Contingency Measures](#)

Minutes: Redlinger stated that this resolution will preserve options for City staff to solicit and award quotes from excavation firms to remove clay contingency levees within Moorhead. It is anticipated that this process will be more expedient and cost effective and prevent safety hazards. The City will seek reimbursement from FEMA afterward if possible. None of the clay levees in Moorhead will be retained.

Motion to Approve made by Diane Wray Williams and seconded by Nancy Otto

Resolution to Authorize Removal of Clay Contingency Measures

Motion passed by unanimous vote: **Resolution 2010-354**

D. [Resolution to Authorize Engineering Services Agreement with Ulteig Engineers for Preliminary Design of a Dual Purpose Storage/Sandbag Facility](#)

Minutes: Redlinger stated that this resolution will allow the City of Moorhead to study the feasibility of a dual purpose facility to house City equipment within a single building and provide space for sandbag production and storage in a future flood event. An improved facility would allow the City to maintain its focus on encouraging pre-event sandbag production for quick deployment in the community. Consolidating City equipment in one building will provide more efficient access and extend the life of the equipment. Various options are being considered to eventually fund construction of the building.

Motion to Approve made by Diane Wray Williams and seconded by Nancy Otto
Resolution to Authorize Engineering Services Agreement with Ulteig Engineers for Preliminary Design of a Dual Purpose Storage/Sandbag Facility

Motion passed by unanimous vote: **Resolution 2010-355**

Minutes: Redlinger reported the following:

- Preliminary damage estimates for the Flood 2010 Event are being assessed by the Minnesota Homeland Security and Emergency

Management Agency. Flooding in the City of Moorhead combined with other flooded communities in the State of Minnesota will likely meet the threshold to receive FEMA public assistance.

- Flood 2009 Event reimbursement requests are still open and are expected to remain open with FEMA for some time.
- FEMA has not yet made any type of declaration for individual public assistance, however, if residents experience damage or incur flood fighting expenses it is recommended that they keep original receipts for potential reimbursement.
- The Minnesota Department of Natural Resources was awarded funds for flood mitigation projects across the state. The City of Moorhead will request up to \$22 million for further infrastructure improvements and the next level of property acquisitions.
- Previous property acquisitions helped to facilitate a successful 2010 Flood Fight.

The Mayor and Council noted the following regarding the future direction of the Metro Flood Study Work Group:

- City staff should look into the enabling resolution to determine what the Work Group was originally authorized to accomplish.
- It is preferred that a formal, structured work group continues in some form to receive future communication from the USACE, determine an eventual cost share for the diversion project, and establish an outline for a joint powers agreement.
- Meetings of the Work Group allows for public transparency.
- Current City Council representatives to the Work Group are willing to continue their participation.

Community Services Department

9. [Exclusive Beverage Contract for Moorhead Park System](#)

Minutes: Redlinger stated that the City of Moorhead is concluding a three year exclusive beverage contract with Pepsi. This resolution follows recommendation by the Park Advisory Board and City staff to enter into a professional services agreement with Coca-Cola to provide exclusive beverage services in Moorhead Parks.

Holly Heitkamp, Recreation Division Manager, stated that bids for this contract were focused primarily on growth, placing the onerous on the City of Moorhead to sell larger product volume in order to realize revenues. The City anticipates a \$29,000 hit to revenues this year.

The following individuals addressed the Mayor and Council regarding their

support for sales of healthier beverages in park facilities:

- Deb Haugen, Moorhead resident
- Jerry Rogers, representing Clay County Public Health
- Gina Nolte, representing Clay County Public Health
- Joel Haugen, Moorhead resident

Doug Lau, representing Coca-Cola, stated that their lineup of products has been reformulated to meet school wellness policy standards.

The Mayor and Council noted:

- It is recommended that the Parks Department, members of the Moorhead School Wellness Committee, students, school staff, and parents come together to discuss healthier food and beverage options at park facilities in the future.
- The City is facing serious budget concerns and the current beverage contract will assist in generating revenue to offset Parks & Recreation Division costs.

Motion to Approve made by Mark Altenburg and seconded by Nancy Otto

Resolution to Approve Exclusive Beverage Contract for Moorhead Park System

Motion passed by unanimous vote: **Resolution 2010-356**

Engineering - Wastewater Treatment

10. [*Resolution to Receive Petitions, Order and Receive Report, Order and Approve Plans & Specifications, Order Improvements, and Authorize Advertisement for Bids for Street and Underground Utility Improvements in Prairie Meadows 3rd Addition. Eng. No. 10-A6-2](#)
Resolution 2010-350-C

Operations Department

11. [Authorize Agreement with Zerr Berg Architects for Design Work on the New Large Shelter at Gooseberry Park](#)

Minutes: Redlinger stated that this resolution authorizes the design work for the main structure in Gooseberry Park. Construction of this project will be funded by FEMA funds that were advanced to the City of Moorhead under public assistance in 2009 and DNR Flood Damage Reduction Grant funds. Actual construction of the project would be considered by the Council following completion of the design work.

City staff provided the following information:

- The current wood structure is 40 years old and has been flooded on seven different occasions.
- The City plans to build an elevated more sustainable structure, comprised of steel and concrete, to better handle future flood events.
- The new shelter will accommodate larger groups of people and events.

- This design work will assist the City to determine a more detailed estimate on construction costs.
- The building will accommodate catering.
- FEMA funds were originally designated to repair the building, however City staff determined that replacement was a better option.
- City staff designated DNR funding for this purpose as a priority project.
- Potential construction of the shelter is to occur in Summer 2010.

The Mayor and Council noted:

- Current rental fees should be reconsidered following construction of the new shelter.
- There is no other structure or space of this type currently in Moorhead.
- The structure will allow new opportunities for local businesses to be contracted for event catering.
- Use of DNR funds should be carefully considered for the greatest community benefit.
- Whenever possible allow the public to make use of the facility.

Motion to Approve made by Mark Altenburg and seconded by Nancy Otto

Motion to Approve *Authorize Agreement with Zerr Berg Architects for Design Work on the New Large Shelter at Gooseberry Park

Motion passed by unanimous vote: **Resolution 2010-357**

12. [Resolution to Award Bids to Reroof Portion of the Hjemkomst Center](#)

Minutes: Redlinger stated that per Moorhead City Charter capital improvement projects are funded through a utility transfer.

City staff provided the following information:

- The flat roof at the Hjemkomst Center has aged considerably and it is recommended that the roof be replaced with a Thermoplastic Fleece backed Polyolefin (TPO) material.
- TPO material is twice as thick and fully glued which makes it easier for repairs.

The Mayor and Council noted:

- There are concerns regarding the number of City-owned facilities and the cost of maintenance.

Motion to Approve made by Diane Wray Williams and seconded by Greg Lemke

Resolution to Award Bids to Reroof Portion of the Hjemkomst Center

Motion passed by unanimous vote: **Resolution 2010-358**

13. [*Award Bid for 2010 Water Treatment and Wastewater Treatment Chemicals](#)
Resolution 2010-350-D
14. [*Award Bid for 2010 Underground Cable Replacement Projects and Annual Boring](#)
Resolution 2010-350-E

City Attorney Reports

15. [*Assignment and Agreement for Legal Services between City of Moorhead and Fargo Public School District](#)
Resolution 2010-350-F

City Manager Reports


Minutes: Redlinger provided the following report:

- City staff is tracking legislation as it relates to indoor ice arena quality.
- The Committee of the Whole meeting originally scheduled for March 29, 2010 has been cancelled.


Meeting adjourned at 7:22 PM.

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