

**MINUTES OF THE MEETING OF THE CITY COUNCIL
OF THE CITY OF MOORHEAD, MINNESOTA
June 22, 2009**

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Moorhead, Clay County, Minnesota, was duly held in the Council Chambers, City Hall, June 22, 2009, at 5:30 PM.

The following were present for roll call:

1st Ward Council Member:	Nancy Otto	Present
1st Ward Council Member:	Dan Bohmer	Absent
2nd Ward Council Member:	Diane Wray Williams	Present
2nd Ward Council Member:	John Rowell	Present
3rd Ward Council Member:	Dan Hunt	Present
3rd Ward Council Member:	Lauri Winterfeldt	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](#)
2. [Recognitions/Presentations/Introductions](#)
 - A. [A. Proclamation: "Home Ownership Month" - June 2009](#)

Minutes: Mayor Voxland issued a proclamation proclaiming the month of June 2009 as "Home Ownership Month" and presented such to Lisa Vatnsdal, Neighborhood Services Manager. **5:31 PM**

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

Minutes: No one wished to speak. **5:33 PM**

5. [Agenda Amendments](#)

Minutes: City Manager Redlinger recommended the following: **5:35 PM**

- Remove item #22, which item will be placed on the July 13th agenda.
- Add item #33 (Resolution granting consent to Midcontinent Communications conveyance); and
- Clarification on #16 - he noted the draft resolution reflected consent; however the communication did not. Per Council, the item will remain on the consent agenda.

Motion made to Approve made by John Rowell and seconded by Nancy Otto **5:35 PM**
Motion to amend the agenda by adding item #33

Passed For: 7; Against: 0; Abstain: 0; Absent: 1

6. [Consent Agenda](#)

All items listed with an asterisk (*) are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in accordance with the "Council Rules of Procedure". In such event, the item will be removed from the General Order of Business and considered in its normal sequence on the agenda.

Motion made to Approve made by Lauri Winterfeldt and seconded by Diane Wray Williams 5:37 PM

Motion to Approve Consent Agenda

Passed For: 7; Against: 0; Abstain: 0; Absent: 1

Minutes: The consent agenda was amended as follows: 5:37 PM
- Add item numbers 12, 16, and 33;
- Remove #22 from the agenda

7. [*Approve Licenses - Bonds](#)

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

Minutes: Council Member Otto provided a report on the recent Moorhead Public Service Commission meeting. 5:39 PM

A. [Resolution to Approve Moorhead Human Rights Commission Appointment \(2nd Ward\)](#)

Motion made to Approve made by Diane Wray Williams and seconded by John Rowell 5:39 PM

Resolution to Approve Moorhead Human Rights Commission Appointment (2nd Ward)

Passed For: 7; Against: 0; Abstain: 0; Absent: 1

Minutes: Resolution No. 2009-651 5:29 PM

Community Services Department

9. [*Resolution to Consider 2009 CDBG Consolidated Annual Action Plan Amendment #1](#)

Minutes: Resolution No. 2009-650-A 5:29 PM

10. [*Resolution to Award Bid for Asbestos, Lead-Based Paint and Hazardous Materials Abatement at 1026 1st Avenue North](#)

Minutes: Resolution No. 2009-650-B 5:29 PM

11. [*Consider Actions Relative to the Request of Arista Development, on behalf of Proffutt Limited Partnership, regarding Horizon Shores 7th Addition, a 53-lot subdivision, located northeast of the intersection of 40th Street So and 24th](#)

[Avenue So \(Unanimous Planning Commission recommendation\)](#)

- A. [*Ordinance No. 2009-6 - An Ordinance to Rezone Horizon Shores 7th Addition from TZ, Transitional to RLD-2, Residential Low Density-2 - 1st Consideration \(Unanimous Planning Commission recommendation\)](#)

Minutes: Ordinance No. 2009-6 passed 1st consideration 5:29 PM

- B. [*Resolution to Approve Preliminary Plat Approval \(Unanimous Planning Commission recommendation\)](#)

Minutes: Resolution No. 2009-650-C 5:29 PM

12. [Ordinance No. 2009- 7 - An Ordinance to Amend Section 9-8-3-B and Section 10-19-8-A of the Moorhead Municipal Code Relating to Recreational Vehicles and Trailers - 1st Consideration \(Unanimous Planning Commission recommendation\)](#)

Minutes: Ordinance No. 2009-7 passed 1st consideration 5:29 PM

13. [Receive and Support the Recommendation of the Moorhead EDA to Establish a Primary Sector Economic Development Incentive](#)

**Motion made to Approve made by John Rowell and seconded 5:46 PM
by Lauri Winterfeldt**

Motion to Approve Receive and Support the Recommendation of the Moorhead EDA to Establish a Primary Sector Economic Development Incentive

Passed For: 7; Against: 0; Abstain: 0; Absent: 1

Minutes: Resolution No. 2009-652 5:29 PM

14. [*Resolution to Approve a Budget Adjustment for a Chiller Coil Replacment at the Hjerkomst Center](#)

Minutes: Resolution No. 2009-650-D 5:29 PM

15. [*Resolution Accepting Donation from Thrivent Financial for Lutherans](#)

Minutes: Resolution No. 2009-650-E 5:29 PM

16. [*Resolution to Approve an Addendum to the Management Agreement with the State Historical Society for the Comstock House](#)

Minutes: Resolution No. 2009-650-F 5:29 PM

17. [*Resolution to Adopt Metro COG Safe Routes to School Study](#)

Minutes: Resolution No. 2009-650-G 5:29 PM

18. [*Resolution to Authorize Trollwood Change Orders](#)

Minutes: Resolution No. 2009-650-H 5:29 PM

Engineering - Wastewater Treatment

19. [*Resolution to Approve Temporary Closure of a Parking Lane and Sidewalk along the South Side of 6th Ave S between 12th and 13th St.](#)

Minutes: Resolution No. 2009-650-I 5:29 PM

20. [*Resolution to Approve a Temporary Easement Agreement with PROffut LP for the 34th St/I-94 Interchange Project. Eng. No. 04-2-1](#)

Minutes: Resolution No. 2009-650-J 5:29 PM

21. [*Resolution to Approve Plans & Specifications and Authorize Advertisement for Bids for the Reconstruction of 20th St from 12th to 24th Ave S. Eng. No. 09-A2-3](#)

Minutes: Resolution No. 2009-650-K 5:29 PM

22. [*Resolution to Approve Plans & Specifications and Authorize Advertisement for Bids for the TH 75 \(8th St\)/40th Ave S Pedestrian Underpass Project. Eng. No. 09-2-1](#)

Minutes: Item removed from the agenda (rescheduled for July 13th). 5:29 PM

Fire Department

23. No Items Scheduled

Operations Department

24. No Items Scheduled

Police Department

25. [*Resolution Regarding Issuance of Liquor License \(Jerry's Trail Tavern\)](#)

Minutes: Resolution No. 2009-650-L 5:29 PM

Moorhead Public Service

26. No Items Scheduled

City Attorney Reports

27. [*Ordinance No. 2009-5 - An Ordinance to Amend and Reenact Section 10-23-5 of the Moorhead City Code Relating to Hours of Operation of Adult Establishments - 2nd Consideration](#)

Minutes: Ordinance No. 2009-5 passed 2nd consideration 5:29 PM

- A. [*Resolution to Approve Title and Summary](#)

Minutes: Resolution No. 2009-650-M 5:29 PM

City Manager Reports

28. [*Resolution to Receive City of Moorhead's 2008 Comprehensive Annual Financial Report \(CAFR\)](#)

Minutes: Resolution No. 2009-650-N 5:29 PM

29. [Good News - Good People](#)

30. [Reports - Updates](#)

Minutes: Michael Redlinger, City Manager, provided the following updates: 5:49 PM

- Encouraged response to the invitation regarding the four jurisdictional flood meeting to be held Thursday, June 25, at the Clay County Courthouse.
- Publicly addressed the correspondence received from the Gooseberry Park Players in that staff did confirm there is no budget cut to this group. He noted the organization acknowledged this confirmation.
- Announced the Red River of the North appears to have crested today. He pointed out it was necessary for the City to take some minor action regarding this most recent flood.
- Reported the City of Moorhead continues with its mosquito larvacide program and has not undertaken spraying efforts as trap counts remain fairly low.
- Noted staff continues to review the rules and regulations regarding flood mitigation projects and is confident the City will have a list compiled and ready to submit to the Minnesota Legislature next year for initial consideration.

- A. [Budget Discussion/Update](#)

Minutes: Michael Redlinger, City Manager, provided a brief review regarding the 2010 budget preparation process. During this presentation, he highlighted the City's objectives, process philosophy, major budget themes as recommended by members of the Council, and Local Government Aid unallotment (2009 - \$488,720 and 2010 - \$1,127,662). The following information was distributed and reviewed: Comparison of Tax Levy and LGA Payable Years 2007-2010; Property Tax Comparison (Actual 2009 and Proposed 2010); and a document titled 'Major Budget Reductions -

Budget Years 2009-2008-2007'. This last document illustrates the major operating budget impacts and reductions. City Manager Redlinger summarized the City will be facing revenue challenges, and operational budgets have been under 'stress' for some time and will continue to be stressed into the future. He noted it will not be possible to find significant savings by reducing the operating budgets (office supplies/professional services, etc.), as such has already experienced considerable cuts. He emphasized it will be necessary to explore off-setting revenues (i.e. fees) and workforce reductions.

Discussion ensued regarding the 2010 budget. Council Member Hintermeyer feels the City needs "to make every effort to hold the budget level" (reserve balances and budgetary restraints within the departments). He feels the reserve balances are 'healthy' but believes now is not the time to utilize such recognizing the current economic downturn. Staff was urged to do whatever is necessary to minimize increases.

City Manager Redlinger outlined the next steps concerning the budget process. He noted they will visit with the bargaining group leaders, will examine a variety of options, and will commence work on a "flat operational budget". However, he cautioned Council that labor agreements/settlements could limit their options, as the City is currently negotiating for 2009.

It was announced the next budget discussion is scheduled for July 13th.

B. Other

31. [Executive Session \(if needed\)](#)
32. Other Reports
33. [New Business](#)

Minutes: Council Member Rowell moved, seconded by Council Member Wray Williams, to remove from the table the reconsideration of Resolution #2009-353 (resolution authorizing a professional service agreement between the City of Moorhead and the Historical & Cultural Society of Clay County, as tabled on March 23, 2009), which motion passed

6:22 PM

with the following voting aye: Council Members Wray Williams, Rowell, Hunt, Winterfeldt, Hintermeyer, Lemke; and the following voting no: Council Member Otto.

Minutes: The motion, as removed from the table, was to reconsider Resolution #2009-353, which motion to reconsider passed with the following voting aye: Council Members Wray Williams, Rowell, Hunt, Winterfeldt, Hintermeyer, Lemke; and the following voting no: Council Member Otto. **6:50 PM**

Community Services Director Hutchins commented on Resolution #2009-353. He pointed out the existing lease with the HHIC Board expires at the end of calendar year 2009. It was noted HCSCC is adhering to the terms of the current lease. Discussion took place regarding specific terms of the existing lease(s) and the proposed lease with HCSCC. Council Member Otto expressed her desire to review this matter later in the summer, following discussion on the budget.

Resolution #2009-353 was declared duly adopted with the following voting aye: Council Members Wray Williams, Rowell, Hunt, Winterfeldt, Hintermeyer, Lemke; and the following voting no: Council Member Otto.

Minutes: Resolution No. 2009-650-O (granting consent to Midcontinent Communications Conveyance) **5:29 PM**

34. [Citizens Addressing the Council \(continued, if necessary\)](#)

Minutes: Meeting adjourned at 6:50 p.m. **6:50 PM**

The proceedings of this meeting are digitally recorded and said electronic file is available for public review.

APPROVED:

MARK VOXLAND, Mayor

ATTEST:

KAYE BUCHHOLZ, City Clerk