



**City of Moorhead
Special City Council Meeting
Meeting Minutes
December 14, 2020 at 5:30 PM
City Hall Council Chambers**

Pursuant to due call and notice thereof, a special meeting of the City Council Meeting was held in the City Hall Council Chambers on December 14, 2020 at 5:30 PM.

Roll call of the members was made as follows:

1st Ward Council Member:	Shelly Dahlquist	Present – Video
1st Ward Council Member:	Sara Watson Curry	Present – Chambers
2nd Ward Council Member:	Shelly Carlson	Present – Video
2nd Ward Council Member:	Heidi Durand	Present – Chambers
Mayor:	Johnathan Judd	Present – Chambers
3rd Ward Council Member:	Deb White	Present – Video
3rd Ward Council Member:	Larry Seljevold	Present – Video
4th Ward Council Member:	Chuck Hendrickson	Present – Video
4th Ward Council Member:	Steve Lindaas	Present – Video

Also in Attendance:

Acting City Manager, Dan Mahli – Chambers
City Attorney, John Shockley – Chambers
City Clerk, Christina Rust – Chambers

City Council Meeting

1. Call to Order and Roll Call
2. Pledge of Allegiance
3. Agenda Amendments
4. Consent Agenda

Motion to Approve Consent Agenda made by Heidi Durand and seconded by Sara Watson Curry

Motion Passed
For: 8

5. Recognitions - Presentations

A. 2020 Human Rights Awards

Minutes: Moorhead Human Rights Commission Chair Cani Adan presented the 2020 Human Rights Awards recipients. They are Jamaal Abegaz, Ahmed Shiil, Kari Yates, and the Moorhead Police Athletics and Activities League (PALS).

B. Recognition: 2,000 Books Before Kindergarten

Minutes: Council member Shelly Carlson shared the Moorhead Public Library's recognition of Aubrey Leach who is 4 years old, lives in Moorhead, and has read more than 2,000 books prior to Kindergarten.

C. 6:00 p.m. – Truth-In-Taxation Public Comment Opportunity after Presentation of 2021 Budget and Tax Levy

Minutes: Finance Director Karla McCall presented the 2021 Budget and Tax Levy. There were no written communications or calls from the public related to this item during the hearing.

D. Recognition: Outgoing Council Members Heidi Durand and Sara Watson Curry

Minutes: Mayor Judd highlighted achievements of Council members Heidi Durand and Sara Watson Curry. Council members Durand and Watson Curry shared their appreciation to the Mayor and City Council, staff, and the public for their support and partnership during their time on the City Council.

6. Approve Minutes

A. November 23, 2020 Meeting Minutes

Motion to Approve November 23, 2020 Meeting Minutes made by Heidi Durand and seconded by Sara Watson Curry

Motion Passed

For: 8

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

Minutes: Marissa West, co-owner of Legends Bar & Grill, spoke on behalf of a number of Moorhead restaurants and bars that are closed due to the Governor's COVID-19 executive order. Acting City Manager Dan Mahli announced the State of Minnesota has issued a \$216 million COVID-19 business relief package. He added City staff are researching a partial refund of liquor license fees and possibly a waiver on utilities for businesses that are currently closed. Cody Parr, co-owner of Legends Bar & Grill, also commented.

8. *Mayor and Council Appointments

Public Hearings (5:45 p.m.)

9. Public Hearing Regarding the 2021 Community Development Block Grant Annual Action Plan Draft

Motion to Open Public Hearing made by Heidi Durand and seconded by Sara Watson Curry

Motion Passed

For: 8

Minutes: Community Development Program Administrator Joshua Huffman presented the 2021 Community Development Annual Action Plan, which is expected to be in front of the City Council for final approval on January 11, 2021. Ms. Barbara Sipson submitted a written comment recognizing the importance of the Community Development Block Grant program in Moorhead and Mr. Huffman for his good work.

Motion to Close Public Hearing made by Heidi Durand and seconded by Shelly Carlson

Motion Passed

For: 8

10. Public Hearing Regarding the Request of North Moorhead Village LLC for a Multi-Family Residential Property Tax Exemption for a Project Located at 2751 8 Ave N (58.900.0220)

Motion to Open Public Hearing made by Chuck Hendrickson and seconded by Larry Seljevoid

Motion Passed

For: 8

Minutes: Derrick LaPoint presented a 2-year property tax exemption application for an affordable housing project estimated at \$4.2 million. Council member Dahlquist asked about offering a 4 year property tax exemption due to the project being affordable housing. Developer Ted Goltzman with the Commonwealth group was on the line to answer questions.

Motion to Close Public Hearing made by Steve Lindaas and seconded by Shelly Carlson

Motion Passed

For: 8

- A. Resolution to Approve a Multi-Family Residential Property Tax Exemption for North Moorhead Village LLC for Project Located at 2751 8 Ave N

Motion to Table Resolution made by Deb White and seconded by Shelly Dahlquist

Motion Failed

For: White, Dahlquist, Lindaas

Against: Watson Curry, Carlson, Durand, Seljevold, Hendrickson

Motion to Approve Resolution for a Multi-Family Residential Property Tax Exemption for North Moorhead Village LLC for Project Located at 2751 8 Ave N made by Heidi Durand and seconded by Sara Watson Curry

Motion Passed

For: 8

- 11. Public Hearing Regarding the Request of Custom Express Car Wash for Commercial-Industrial Property Tax Exemption for a Project Located at 3102 Hwy 10 East

Motion to Open Public Hearing made by Steve Lindaas and seconded by Heidi Durand

Motion Passed

For: 8

Minutes: Derrick LaPoint presented a request for a property tax exemption of a new construction of a car wash to include office space and a mezzanine at 3102 Hwy 10 East. The project is expected to be complete by July 2021.

Motion to Close Public Hearing made by Steve Lindaas and seconded by Chuck Hendrickson

Motion Passed

For: 7

Abstain: 1 – Seljevold (technology issues)

- A. Resolution to Approve Commercial-Industrial Property Tax Exemption for Custom Express Car Wash for a Project Located at 3102 Hwy 10 East

Motion to Approve Resolution to Approve Commercial-Industrial Property Tax Exemption for Custom Express Car Wash for a Project Located at 3102 Hwy 10 East made by Heidi Durand and seconded by Sara Watson Curry

Motion Passed

For: 7

Abstain: 1 - Larry Seljevold (technology issues)

Economic Development

- 12. *Economic Development Report

13. Resolution to Receive and Approve the Downtown Moorhead Master Plan

Minutes: Downtown Moorhead Inc. President/CEP Derrick LaPoint presented the Downtown Moorhead Master Plan and thanked residents, business owners, and staff. Beth Elliott, Senior Urban Planner and Planning Group Leader at Stantec, commented on the strong public engagement and teamwork that went into creating the Downtown Moorhead Master Plan.

Motion to Approve Resolution to Receive and Approve the Downtown Moorhead Master Plan made by Steve Lindaas and seconded by Sara Watson Curry

Motion Passed

For: 8

14. *Resolution Regarding the Support of a Job Creation Fund Application in Connection with Johnson Power Services LLC

Engineering Department

15. *Resolution to Approve Amendment #5 to Task Order #3 with KLJ for the Downtown Railroad Grade Separation Project (Eng. No. 14-02-03B)

16. *Resolution to Authorize Amendment #3 to Flood Damage Reduction Grant #149304/3000142690

17. *Resolution to Approve Software Purchase Agreement

Fire Department

18. * Resolution to Enter Into a Cooperative Fire Protection Agreement with the Minnesota Department of Natural Resources, Division of Forestry

Parks and Recreation Department

19. *Resolution to Enter into an Amendment to the Existing Professional Services Agreement with the Historical and Cultural Society of Clay County

20. *Resolution to Approve an Agreement with Nature of the North Inc. for Professional Services providing Winter Programming

Community Development Department

21. Resolution to Approve a Conditional Use Permit to Allow a Wireless Telecommunications Tower at 1700 1st Ave S

Minutes: City Planner Robin Huston presented a Conditional Use Permit application for a wireless tower that was approved in 2017. However, the company did not build the tower in the time allotted. The new applicant is Verizon Wireless. Robert Viera, Buell Consulting representing Verizon along with Garrett Lysiack with OWL Engineering, and a consultant were available to answer questions.

Motion to Approve Resolution to Approve a Conditional Use Permit to Allow a Wireless Telecommunications Tower at 1700 1st Ave S made by Sara Watson Curry and seconded by Deb White

Motion Passed

For: 8

22. *Resolution to Approve a Conditional Use Permit for a Religious Institution at 925 30th Ave S

Police Department

23. *Resolution to Adopt City Wild Turkey Management Plan
24. First Reading of Ordinance 2020-15: An Ordinance to Amend and Reenact Section 3-7-1 and 3-7-9 of the Moorhead City Code Relating to Animal Control Definitions and Prohibited Acts and Conditions

Minutes: Chief of Police Shannon Monroe and Deputy Police Chief Tory Jacobson presented a wildlife management plan for Moorhead.

Motion to Approve First Reading of Ordinance 2020-15: An Ordinance to Amend and Reenact Section 3-7-1 and 3-7-9 of the Moorhead City Code Relating to Animal Control Definitions and Prohibited Acts and Conditions made by Shelly Carlson and seconded by Sara Watson Curry

Motion Passed

For: 8

Public Works Department

25. *Resolution to Amend Agreement with MinnKota Recycling for Processing and Marketing Recyclable Materials Collected by the City of Moorhead
26. *Resolution to Approve 2 Ave S Maintenance Agreement with ISD #152

Administration

27. *Resolution to Approve Real Estate Services Agreement with Property Resources Group for MCCARA Industrial Park
28. *Resolution to Approve Agriculture Leases
29. *Resolution to Award a Contract to Roer's Construction for Engineering Project 20-13-3 for Transit Shelter Improvements
30. *Resolution to Authorize a Two-year Contract with First Transit Inc. for Operation of Transit Service
31. *Resolution to Approve the Public Transportation Agency Safety Plan and Submit to the Federal Transit Administration
32. *Resolution to Extend Fare Free MATBUS Fixed Route and Paratransit Service through March 31, 2021
33. *Resolution to Approve the Trollwood 2020 Operating Budget & Execute an Affidavit to Determine that the Use & Operation of Real Property and Facility Meet State Requirements
34. *Consider Actions Relating to Ordinance 2020-12: An Ordinance to repeal Title 2 Chapter 2a - Pool, Billiards and Other Amusement Devices from the Moorhead City Code
- A. *Second Reading of Ordinance 2020-12
- B. *Resolution to Approve Title and Summary
35. *Consider Actions Relating to Ordinance No. 2020-13: An Ordinance Adopting the 2021 Fee Schedule
- A. *Second Reading of Ordinance 2020-13

B. *Resolution to Approve Title and Summary

36. Approve 2021 Tax Levy and Budget for the Economic Development Authority and the 2021 Tax Levy, Budget and Capital Improvement Plan for the City of Moorhead

Minutes: Acting City Manager Dan Mahli outlined final actions for approving the 2021 budget, tax levy, and capital improvement plan. He thanked the Mayor, City Council, residents, and staff for their partnership and support help during a challenging budget year.

Motion to Approve 2021 Tax Levy and Budget for the Economic Development Authority and the 2021 Tax Levy, Budget and Capital Improvement Plan for the City of Moorhead and Approve 2021 Tax Levy and Budget for Moorhead Economic Development Authority made by Steve Lindaas and seconded by Chuck Hendrickson

Motion Passed

For: 8

37. *Resolution to Approve 2021 Legislative Priorities

38. *Resolution to Approve 2020 - 4th Quarter Donations

Other

39. Mayor and Council Reports

Minutes: Council member Dahlquist shared Lilly Ann Hoaglund's artwork was awarded one of 13 spots in the 2021 National Association of Housing and Redevelopment yearly calendar. Ms. Dahlquist also congratulated City Engineering Director Dr. Bob Zimmerman for being named Minnesota's 2020 Engineer of the Year.

Mayor Judd and City Council members thanked Council members Durand and Watson Curry for their service and leadership on the Moorhead City Council. Mayor Judd also recognized the public for its engagement, along with City leadership, business community, and the City Council for input and encouragement in 2020.

40. City Manager Reports - Updates

Minutes: Acting City Manager Dan Mahli stated Steve Moore's last day as Director of Public Works is Thursday, December 17. Mr. Mahli said Steve Moore will be missed and expressed the City's gratitude for his commitment to service and the common good.

41. Executive Session (If needed)

Motion to Enter Closed Session at 8:07pm made by Heidi Durand and seconded by Steve Lindaas

Motion Passed

For: 8

Motion to Exit Closed Session made by Sara Watson Curry and seconded by Heidi Durand

Motion Passed

For: 8

- A. Executive session pursuant to Minn. Stat. 13D.05 Subd. 3 (b), with the City Attorney to discuss potential litigation relating to construction contracts for the Apron Project at the Moorhead Airport

- B. Closed Executive Session pursuant to Minn. Stat. 13D.05, Subd. 3 (b) to provide negotiation direction to the City Attorney regarding a potential settlement in the matter of James Nosal v. City of Moorhead (INSU 712150).
- C. Closed Executive Session pursuant to Minn. Stat. 13D.05, Subd. 3 (b) to provide negotiation direction to the City Attorney regarding the terms and conditions of an Employment Agreement with the preferred candidate for the City Manager position.

Motion to Approve Employment Agreement with preferred City Manager candidate Dan Mahli made by Deb White and seconded by Chuck Hendrickson

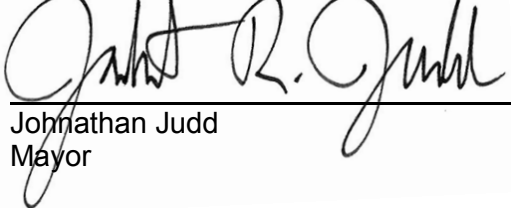
Motion Passed

For: 8

- 42. New Business
- 43. Citizens Addressing the Council (continued, if necessary)

Meeting Adjourned at 9:07pm

APPROVED BY:



Johnathan Judd
Mayor

ATTEST:



Christina Rust
City Clerk

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

Respectfully submitted by:

Christina Rust, City Clerk