



**City of Moorhead
City Council Meeting
Meeting Minutes
May 26, 2020 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 May 26, 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 - video
2nd Ward Council Member:	Shelly Carlson	Present - video
2nd Ward Council Member:	Heidi Durand	Absent
Mayor:	Johnathan Judd	Present – in chambers
3rd Ward Council Member:	Deb White	Present - video
3rd Ward Council Member:	Larry Seljevoid	Present - video
4th Ward Council Member:	Chuck Hendrickson	Present - video
4th Ward Council Member:	Steve Lindaas	Present - video

Also in Attendance:

City Manager	Chris Volkers	Present – in chambers
City Attorney	John Shockley	Present – in chambers
City Clerk	Christina Rust	Present – in chambers

City Council Meeting

1. [Call to Order and Roll Call](#)
2. [Pledge of Allegiance](#)
3. [Agenda Amendments](#)

Minutes: Added item #16 under Administration – Delegating Authority to the City Manager to enter into Temporary Use Agreement(s) for Use of Public Property by Moorhead Restaurants and Bars Manager. Agenda updated online earlier and documents emailed separately to Mayor and Council.

4. [Consent Agenda](#)

Motion to Approve Consent Agenda made by Shelly Carlson and seconded by Steve Lindaas

Motion Passed

For: 7 - Shelly Dahlquist, Sara Watson Curry, Shelly Carlson, Deb White, Larry Seljevoid, Chuck Hendrickson, Steve Lindaas Absent: 1 - Heidi Durand

5. Approve Minutes

- A. [May 11, 2020 Meeting Minutes](#)

Motion to Approve May 11, 2020 Meeting Minutes made by Larry Seljevoid and seconded by Shelly Dahlquist

Motion Passed

For: 7 - Shelly Dahlquist, Sara Watson Curry, Shelly Carlson, Deb White, Larry Seljevoid, Chuck Hendrickson, Steve Lindaas Absent: 1 - Heidi Durand

6. [Citizens Addressing the Council \(Time Reserved: 15 Minutes\)](#)
7. *Mayor and Council Appointments
 - A. [*Resolution for Appointments to Boards and Committees](#)

Public Hearings (5:45 p.m.)

8. [Public Hearing Regarding the Request of Justin Berg on behalf of 12th & Main LLC for a Renaissance Zone Property Tax Exemption for a Project Located at 1205-1213 Main Ave](#)

Motion to Open Public Hearing made by Steve Lindaas and seconded by Larry Seljevoid.

Motion Passed

For: 7 - Shelly Dahlquist, Sara Watson Curry, Shelly Carlson, Deb White, Larry Seljevoid, Chuck Hendrickson, Steve Lindaas Absent: 1 - Heidi Durand

Minutes: Derrick LaPoint presented the 12th & Main LLC project. This project is in the Renaissance Zone, and will be a four-story, Multi-Family building with 33 residential units with enclosed resident parking along with green space and off street parking. Estimated cost is \$4.1 million and multi-family housing project. EDA has unanimously recommended this project.

Projected rates for rent from \$850 - \$1,150 depending on size of apartments.

Justin Berg & Rhet Fiskness were available for questions.

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

Motion Passed

For: 7 - Shelly Dahlquist, Sara Watson Curry, Shelly Carlson, Deb White, Larry Seljevoid, Chuck Hendrickson, Steve Lindaas Absent: 1 - Heidi Durand

- A. [Resolution to Approve a Renaissance Zone Property Tax Exemption for 12th & Main LLC for Multi-Family Redevelopment located at 1205-1213 Main Ave](#)

Motion to Approve Resolution to Approve a Renaissance Zone Property Tax Exemption for 12th & Main LLC for Multi-Family Redevelopment located at 1205-1213 Main Ave made by Deb White and seconded by Steve Lindaas

Motion Passed

For: 7 - Shelly Dahlquist, Sara Watson Curry, Shelly Carlson, Deb White, Larry Seljevoid, Chuck Hendrickson, Steve Lindaas Absent: 1 - Heidi Durand

9. [Resolution concerning the issuance of refunding revenue bonds under the Industrial Development Act for the purpose of refunding the Recovery Zone Facility Revenue Bonds \(American Crystal Sugar Company Project\), Series 2010.](#)

Motion to Open Public Hearing made by Shelly Carlson and seconded by Deb White.

Motion Passed

For: 7 - Shelly Dahlquist, Sara Watson Curry, Shelly Carlson, Deb White, Larry Seljevoid, Chuck Hendrickson, Steve Lindaas Absent: 1 - Heidi Durand

Minutes: City Attorney John Shockley discussed the refunding of conduit bonds for American Crystal. The city is not directly liable for the repayment of the conduit bonds. Due to low interest rates there is now an Opportunity to refund the bonds and save costs and interest. No public comments have been received. American Crystal Sugar Treasury Operation Manager Lisa Maloy, and Steve Rosenau, Treasurer and Jim Stewart, American Crystal Sugar Bond Counsel were available via phone to answer any questions.

Motion to Close Public Hearing made by Steve Lindaas and seconded by Shelly Dahlquist.
Motion Passed
For: 7 - Shelly Dahlquist, Sara Watson Curry, Shelly Carlson, Deb White, Larry Seljevold, Chuck Hendrickson, Steve Lindaas Absent: 1 - Heidi Durand

Motion to Approve Resolution concerning the issuance of refunding revenue bonds under the Industrial Development Act for the purpose of refunding the Recovery Zone Facility Revenue Bonds (American Crystal Sugar Company Project), Series 2010 made by Larry Seljevold and seconded by Shelly Carlson
Motion Passed
For: 7 - Shelly Dahlquist, Sara Watson Curry, Shelly Carlson, Deb White, Larry Seljevold, Chuck Hendrickson, Steve Lindaas Absent: 1 - Heidi Durand

Economic Development

10. [Economic Development Report](#)
Minutes: Derrick LaPoint, President and CEO of Downtown Moorhead, Inc. addressed how the city is working to help out businesses during this time. The State of Minnesota has listened to our concerns and has been working with the city as much as possible. Projects are continuing to move forward and some are taking advantage of low interest rate loans, which is great for some new businesses. We are working hard to help businesses continue to be successful and we hope that the upcoming guidance for outdoor services. State of Minnesota is asking to have business preparedness plans ready prior to any potential opening and samples are available online for reference. Paycheck Protection Plan along with the MN Emergency Loan Program have been utilized by Moorhead businesses.

Engineering Department

11. [*Resolution to Approve Various Actions for 2020 Petitioned Sewer and Water Services \(Eng. No. 20-A6-01\) and Petitioned Concrete Repairs \(Eng. No. 20-A7-01\)](#)
12. [*Resolution to Award Bid for Sanitary Lift Station No. 31 Improvements \(Eng. No. 20-06-01\)](#)
13. [*Resolution to Award Bid for Sanitary Sewer Lining Improvements \(Eng. No. 20-06-02\)](#)

Community Development Department

14. [*Consider Actions Relating to Ordinance 2020-06: An Ordinance to Rezone 1015 30th Avenue South from RC: Regional Commercial to CC: Community Commercial](#)
 - A. [*Second Reading](#)
 - B. [Title and Summary](#)
15. [*Resolution to Approve Grant Agreement - CARES Act Grant Funding for Moorhead Municipal Airport](#)

Administration

16. [Resolution Delegating Authority to the City Manager to Enter into Temporary Use Agreement\(s\) for Use of Public Property by Moorhead Restaurants and Bars in Response to Governor Walz Executive Order 20-56](#)

Minutes: Chris Volkers, City Manager, presented the request to consider the delegation of authority to the City Manager to enter into Temporary Use Agreements for use of Public Property by Moorhead restaurants and bars in response to Governor Walz's

Executive Order 20-56. In an effort to help businesses prepare for the partial June 1st re-opening, it is in the interest of businesses to keep moving towards opening and the City would like to assist as much as possible. By delegating authority to the City Manager to authorize use of public spaces for their outdoor dining, we keep the administrative approvals to a minimum. We proposed doing this by entering into a temporary use agreement to allow for approval. Liability insurance would be required along with the permit request and documentation of where consumption would take place on any city owned property. This temporary use will expire December 31, 2020. There will be no fee required for these permits.

Motion to Approve Resolution Delegating Authority to the City Manager to Enter into Temporary Use Agreement(s) for Use of Public Property by Moorhead Restaurants and Bars in Response to Governor Walz Executive Order 20-56 made by Deb White and seconded by Shelly Carlson

Motion Passed

For: 7 - Shelly Dahlquist, Sara Watson Curry, Shelly Carlson, Deb White, Larry Seljevold, Chuck Hendrickson, Steve Lindaas Absent: 1 - Heidi Durand

Other

17. [Mayor and Council Reports](#)

Minutes: Council member White – Tour of the Simon Warehouse project takes place this week. Resilient Moorhead on Facebook has launched. Thanks to the Moorhead Fire Fighters and the front line workers for their hard work and dedication during this time.

Council member Carlson - Moorhead Library and LARL board made the decision that all in person events have been cancelled through the end of August. Hours are now 10:00am-6:00pm and they have offered 40 hours of curbside pick-up. Library Bean Stalk, an online reading program and a Mystery program were launched with weekly clues released and answers revealed in August. The book Truck will be put on hold until approximately July. Congrats to Moorhead PD for taking care of their co-workers mental health during this time. Thank you to Moorhead Public Schools for the incredible job for the 2020 Graduates.

Council member Watson Curry - Resilient Moorhead Taskforce has had the opportunity to engage in some great conversation. Red River Task Force currently does not have new Americans participating in the discussions and would like to invite them to join if possible.

Council member Lindaas - The need for food resiliency programs is happening all over and programs continue to be worked on.

Mayor - MetroCOG Hwy10/75 study was passed by the board. Red River Valley Covid-19 task force and congregate care facilities sub-committees plan to engage in outreach to all groups along with funds for education processes and resources available to them. Thank you to Resilient Moorhead and the grants that have been given. Update and presentation by the RRV Covid-19 task force will be forthcoming. Thank you to Eventide CEO Jon Riewer for his advocacy for the testing facilities within the City of Moorhead and Clay County. Thank you to MN National Guard and their help during the Memorial Day weekend. Brady Oberg Legacy Foundation helped raise awareness for our veterans suffering from PTSD and suicide awareness of Veterans.

18. [City Manager Report](#)

Minutes: The Minnesota Legislature adjourned the 2020 regular session as scheduled on May 18. Traditional legislative activities were disrupted by COVID-19. Moorhead's legislative

workgroup attended the Coalition of Greater Minnesota Cities Legislative Conference March 12, and the following week, the League of Minnesota Cities Legislative Action Day was cancelled. Soon after the Capitol was closed to the public. Hearings were cancelled and members began meeting remotely/virtually. Some meetings were held via web-based conferencing and audio/video was available for the public in "listen-mode," but in-person advocacy/lobbying was discontinued. Our staff and legislative consultants continued to provide updates to our legislators, chairs and administrators of key committees, and monitored committees discussing Moorhead's legislative priorities.

While the Legislature made progress on some issues including prescription drug, tobacco restrictions many other issues important to cities and critical to Moorhead's legislative agenda namely the Capital Investment/Bonding Bill and the Tax Bill were not passed.

Status of Moorhead's Legislative Priorities:

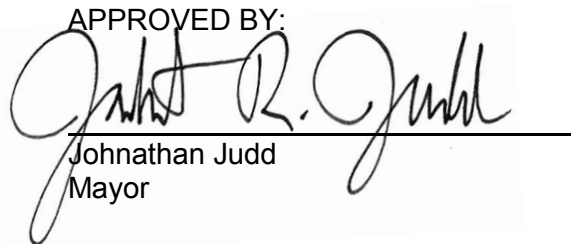
1. Capital Investments/Bonding: Clay County Transfer Station/Waste Management Campus, 11 St Underpass, and flood mitigation were included in bills introduced in the final days of the regular session that did not pass. The Community & Aquatics Center, while included in the Governor's recommendations, was included in a House bill that got voted down. The amounts included in the bills for 11 St and flood mitigation were not as much as we hoped. We continue to advocate for funding levels that are needed to complete our projects.
2. Local Option Sales Tax Authority: Moorhead had a hearing in the House and a meeting with Senate Staff on our proposals before the Capitol was closed to the public. While Moorhead followed the new process established by the Legislature in 2019 to identify qualifying projects for Legislative authority to bring a sales tax question to the voters, the Tax Committee determined that no Local Option Sales Tax authority is being granted to municipalities in 2020, and they want to adjust their process yet again. The City of Moorhead continues to work with Coalition of Greater Minnesota Cities and League of Minnesota Cities to achieve the local flexibility to bring a sales tax question to our voters for their consideration. We followed the legislative rules and laws on requesting the local options sales tax, yet we are being penalized because the legislature wants to change the rules again. We will continue to fight for the right thing.
3. Border City Enterprise Zone and Disparity Reduction Credit programs: There was no legislative activity on this topic during the 2020 regular session.
4. Building Code local discretion and flexibility: There was no substantive legislative action on this topic during the 2020 session, but interest has been expressed by our District 4 delegation to convene discussions with the building community this summer. Finally, Governor Walz indicates a plan to hold a special session by mid-June. The overarching point of contention is the degree to which the legislature will support the extension of the Governor's emergency powers. The Governor alone can call a special session once in session only the Legislature can adjourn. Therefore past practice has been for the Governor and legislative leadership to strike a deal before the Governor calls the special session. We will update the Council as more is known.

The Moorhead Wastewater Treatment Facility received a commendation in recognition of Exceptional Compliance with the MN Pollution Control Agency. Thank you to all the WWTF leadership and staff.

John Shockley, City Attorney, gave council members an assignment due June 11th due to an extreme shortage of election judges, each council member and Mayor need to bring five names from their constituency; two republicans, two democrats and one independent to serve as election judges. Please contact John Shockley with any questions. This is absolutely necessary for the upcoming election.

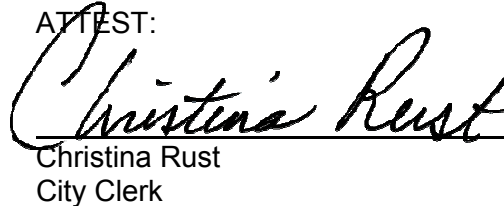
- 19. Executive Session (If needed)
 - 20. [New Business](#)
 - 21. [Citizens Addressing the Council \(continued, if necessary\)](#)
- Motion to Adjourn at 7:24 p.m. made by Deb White and seconded by Steve Lindaas**

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