

CITY COUNCIL PROCEEDINGS

BEMIDJI, MINNESOTA

Regular Meeting – October 5, 2009

Pursuant to due call and notice, a regular meeting of the City Council of the City of Bemidji, Beltrami County, Minnesota, was held on Monday, October 5, 2009 at 7:00 p.m. in the Council Chambers of City Hall, Mayor Lehmann presiding.

Upon roll call, the following Councilmembers were declared present: Lehmann, Waldhausen, Johnson, Hellquist, Downs, Meuers Absent: Negard

Staff Present: City Manager John Chatten, City Attorney Alan Felix, City Engineer Craig Gray, Finance Director Ron Eischens, City Clerk Kay Murphy

AMENDMENTS TO AGENDA

Mayor Lehmann called for any amendments to the agenda. **Motion by Meuers, seconded by Johnson, to approve the agenda as presented. Motion carried by unanimous vote.**

MINUTES

Minutes of the September 21, 2009 regular meeting and September 28, 2009 work session were presented for approval. **Motion by Downs, seconded by Waldhausen, to approve the minutes as prepared. Motion carried by unanimous vote.**

CONSENT AGENDA

The following Consent Agenda items were presented for approval. **Motion by Downs, seconded by Johnson, to approve the Consent Agenda items as follows:**

1. Claims submitted by the Finance Officer in the total amount of \$932,966.65
2. Miscellaneous 2009 Business License Renewals
3. **RESOLUTION NO. 5580:** Adopting Assessment Roll for Delinquent Utility Accounts Reflecting Costs for Services Provided During the Year 2009
4. **RESOLUTION NO. 5581:** Declaring Cost to be Assessed and, Ordering Preparation of Proposed Assessment Rolls for City Project 09-02 (2009 Street Renewal Project)
5. **RESOLUTION NO. 5582:** Entering into an Agreement with the Minnesota Department of Transportation for the City's Share of Improvements on a Portion of TH197 Located in the City of Bemidji under State Project 0416-38
6. Declared Surplus Vehicle – 2004 Dodge Intrepid (Police Department)
7. Approved the Following Properties for Placement on the Bemidji Historic Register (Statues of Paul & Babe the Blue Ox, Great Northern Depot, Nymore Bridge over the Mississippi, Lake Bemidji South Shore Bathhouse)

Motion carried by unanimous vote.

COMMITTEE REPORTS

Bemidji Youth Advisory Commission – Joe Czapiewski, Adult Advisor, reported on recent events. He stated that Commission members are participating with other community committees, i.e., Parks & Trails Commission. In addition, the Commission has established three crews: 1) movie night crew – starting a movie night with the temporary closing of the theater; 2) blogging crew – creating a forum to advertize Commission and youth activities in Bemidji; and 3) mentoring crew – focus on efforts of connecting high school student with younger people.

Mayor Lehmann asked if any Commission member was on the Sustainability Committee.

Waldhausen stated that the Sustainability Committee will hold its second meeting on October 8 and discuss what members from the community should serve on the Committee and will include the Youth Commission.

BSU Student Senate - Leo Clark, Senate Co-Chair, reported on homecoming activities and upcoming events at BSU.

PUBLIC HEARING

Pursuant to published notice, a Public Hearing was held to receive input regarding Costs Associated with Lot Maintenance, Fire Service Charges, and Other Miscellaneous Work Done by the City on Private Property in 2009. Mayor Lehmann opened the Public Hearing at 7:11 p.m., hearing no comments the public hearing was closed.

RESOLUTION NO. 5583: Approving Assessment Roll for Costs Associated with Lot Maintenance, Fire Service Charges, and Other Miscellaneous Work Done by the City on Private Property in 2009 was offered by Councilmember Hellquist, who moved its adoption, and upon due second by Councilmember Johnson was passed by unanimous vote.

NEW BUSINESS

City Engineer Craig Gray stated that the city's goal each year is to select the upcoming street segments in the fall so that the preliminary survey information can be acquired prior to snowfall. This will allow the winter months for engineering design, neighborhood informational meetings and public hearings. The street segments that are proposed for study are: Park Avenue NW – TH197 to 30th Street; 23rd Street NW – Calihan Avenue to Birchmont Drive; Grant Avenue SE – 1st Street SE to 4th Street SE; Central Avenue SE – 1st Street SE to 2nd Street SE; Scott Avenue SE – 1st Street SE to 4th Street SE. These streets were selected due to the poor condition of the bituminous surfacing, lack of bituminous surface, poor stormwater surface drainage and/or the age and deterioration of some of the existing underground utility mains.

RESOLUTION NO. 5584: Authorizing Feasibility Report on 2010 Street Renewal Project was offered by Councilmember Downs, who moved its adoption, and upon due second by Councilmember Waldhausen was passed by unanimous vote.

ORDINANCES

ORDINANCE NO. 43, 3RD SERIES, AN ORDINANCE Amending Chapter 1 of the Code of Ordinances (Part II), by Adding a Section Pertaining to the Establishment of Administrative Citations and Civil Penalties was given a final reading and passed by unanimous vote.

ORDINANCE NO. 44, 3RD SERIES, AN ORDINANCE Amending the City Fee Schedule adding Administrative Fines was given a final reading and passed by unanimous vote.

ORDINANCE NO. 45, 3RD SERIES, AN ORDINANCE Amending an Uncoded Section of the Bemidji City Code Authorizing the Transfer of Real Property (Paul Bunyan Transit) was given a final reading and passed by unanimous vote.

ORDINANCE NO. 46, 3RD SERIES, AN ORDINANCE Amending an Uncoded Section of the Bemidji City Code Pertaining to Street Vacation (Portion of 2nd Street SE - Keith Andersen) was given a final reading and passed by unanimous vote.

ORDINANCE NO. 47, 3RD SERIES, AN ORDINANCE Amending an Uncoded Section of the Bemidji City Code Pertaining to Easement and Street Vacations (Vista North) was given a final reading and passed by unanimous vote.

AN ORDINANCE Amending Chapter 26, Article VII of the Bemidji City Code Relating to Stormwater Drainage Utility was given a first reading.

CITIZEN NOT ON AGENDA

No one appeared.

UPCOMING MEETINGS

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| • Monday, Oct. 12 | 5:30 p.m. | Work Session – CIP/Utility Cashflow/Water Comp Plan |
| • Monday, Oct. 19 | 7:00 p.m. | Council Meeting |
| • Monday, Oct. 26 | 5:30 p.m. | Work Session – TBD |

COUNCIL/STAFF REPORT

- Lehmann noted that the Fire Hall Open House is on October 10.
- Downs reported that he participated in the Alumni 5k at BSU.
- Johnson stated that he was on Chat-A-Bout with Parks & Recreation Director Larson.
- Chattin stated that the interviews for the event center general manager will be held on October 22. Hellquist stated he has a conflict and asked for a replacement on the

interview team. Consensus of the Council was to replace Hellquist with Johnson on the interview team.

- Chatten stated that Leo A Daly and VenuWorks will be in Bemidji on Tuesday and Wednesday regarding FFE and kitchen layout.
- Gray gave an update on the City projects. He noted that Parking Lot #3 was complete. The target date for Irvine Avenue is October 23.

ADJOURN

There being no further business, motion by Hellquist, seconded by Waldhausen, to adjourn the meeting. Motion carried. Meeting adjourned at 7:32 p.m.

Respectfully submitted,



Kay M. Murphy
City Clerk