

CITY COUNCIL PROCEEDINGS

BEMIDJI, MINNESOTA

Regular Meeting – April 2, 2018

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, April 2, 2018 at 6:00 p.m. in the Council Chambers of City Hall, Mayor Albrecht presiding.

Upon roll call, the following Councilmembers were declared present: Albrecht, Meehlhause, Hellquist, Johnson, Lehmann, Erickson, Larson

Staff Present: City Manager Nate Mathews, City Attorney Alan Felix, Finance Director Ron Eischens, Public Works Director/City Engineer Craig Gray, Deputy City Clerk Michelle Miller

AMENDMENTS TO AGENDA

Mayor Albrecht called for any amendments to the agenda. **Motion by Larson, seconded by Meehlhause, to approve the agenda as prepared. Motion carried by unanimous vote.**

MINUTES

The following minutes were presented for approval:

Council Meeting	March 19, 2018
Work Session	March 26, 2018

Lehmann noted that the date in his motion in the March 19 minutes regarding the Carnegie project should be June 1, not June 4.

Motion by Johnson, seconded by Hellquist, to approve the minutes as amended. Motion carried by unanimous vote.

CONSENT AGENDA

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

1. Claims Submitted by Finance Officer in the amount of \$570,657.65
2. Claims Submitted by VenuWorks for the Sanford Center in the amount of \$55,929.42
3. Miscellaneous Business Licenses for 2018
4. 1-Day Temporary Consumption & Display Permit – Bemidji Sculpture Walk on 5/19/18
5. **RESOLUTION NO. 6148:** Bemidji City Council to Not Waive the Monetary Limits on Tort Liability Established by M.S. 466.04 and Appointing Insurance Agent of Record
6. **RESOLUTION NO. 6149:** Entering into a Traffic Control Signal Agreement with the MN Department of Transportation – Agreement No. 1030746
7. Authorize the Mayor and City Manager to Execute a State of Minnesota Joint Powers Agreement regarding Anti-Heroin Task Force Program
8. Travel Authorization – Minnesota Mayors Conference, April 27-28 – Albrecht

Motion carried by unanimous vote.

CITIZENS NOT ON AGENDA

No one appeared.

COMMITTEE REPORTS

Bemidji Youth Advisory Commission – Lauren Petrich reported that a member from the Citizen's Climate Lobby spoke at their meeting and is considering making a donation to the BYAC. Petrich also reported that they are considering changing the name of the J7 event. Meehlhause also commented that the BYAC is working on a survey for students.

BSU Student Senate – No appearance.

NEW BUSINESS

VenuWorks Agreement Renewal

Mathews stated that on September 18, 2017, Council approved implementing four Sanford Center Work Group recommendations, three of which have been implemented. The fourth recommendation, the proposed renewal of the contract with VenuWorks is ready for consideration. This contract would commence January 1, 2019. Highlights of the changes include, but are not limited to:

- Investment by VenuWorks of \$130,000
- Variable management fee on food and beverage
- Base management fee adjusted by a regional CPI
- Initial five year term with two five year extensions
- Revised contract termination clause

Mathews stated that it is important to establish a new contract now in order to begin negotiating the suite renewals with BSU as well as naming rights discussions over the summer with Sanford Health. Felix stated that if Council approves this agreement, additional review will be needed from bond counsel and with the state for the grant agreement.

Council discussed the following with City Staff, Jeff Kossow and Joe Romano of VenuWorks:

- Five year contract term is an industry standard and eliminates the need for extensive negotiations every two or three years; contract does allow for an annual review and opportunity to amend any term of the agreement
- Johnson expressed concerns with renewing the contract with VenuWorks
- Use of credit card internal controls and pre-approval of travel plans have been implemented by VenuWorks
- Contract attempts to simplify and incentivize the variable management fee
- 180 day termination period protects the city while it seeks another management firm
- The event risk fund would be replenished pursuant to policies yet to be created
- Community is counting on the Sanford Center to be successful

Motion by Johnson, seconded by Lehmann, to table the consideration of the VenuWorks contract until the State of Minnesota Auditor report comes in. Motion failed by the following vote: Ayes: Johnson, Lehmann. Nays: Meehlhause, Hellquist, Erickson, Larson, Albrecht.

Motion by Larson, seconded by Meehlhause to accept the renewed facility Management Agreement with VenuWorks as presented. Motion carried by the following vote: Ayes: Larson, Erickson, Albrecht, Lehmann, Meehlhause, Hellquist. Nays: Johnson

Carnegie Library Renovation Project – City Project 18-07 (Asbestos Abatement)

Gray reviewed the quotes on the Carnegie Library Renovation Project regarding asbestos abatement. He stated they received five quotes from qualified contractors. All quotes included a base price and an alternate. The alternate is for the removal of the attic insulation. The quotes received are as follows:

	<u>Base Bid</u>	<u>Alternate #1</u>	<u>Total Bid</u>
EPS, Inc.	\$18,790	\$11,700	\$30,490
VCI Environmental	\$17,900	\$13,950	\$31,850
MAVO Systems	\$28,500	\$ 9,000	\$37,500
ACCT, Inc.	\$20,900	\$23,600	\$44,500
Safe Air Systems	\$27,840	\$19,500	\$47,340

WSN recommends that both the base quote and the alternate be awarded to EPS, Inc. Gray stated that asbestos abatement needs to be completed if building is moved, renovated or demolished. The only scenario that would not require abatement is if the building is left in place and untouched. If approved, this work would be completed sometime in May.

Motion by Erickson, seconded by Johnson, to award the quote for the Carnegie Library Renovation Project – City Project 18-07 pertaining to Asbestos Abatement to EPS, Inc., in the amount of \$30,490 to be paid out of the funds in the Carnegie account held at the Northwest Minnesota Foundation. Motion carried with the following vote: Ayes: Albrecht, Meehlhause, Johnson, Lehmann, Erickson, Larson. Nays: Hellquist.

ORDINANCE

Pursuant to published notice, a Public Hearing was held to receive input regarding Amending an Ordinance Granting a Franchise to Paul Bunyan Communications in the City of Bemidji; Setting Forth Conditions Accompanying the Grant of the Franchise, Providing for Certain Service Regulations; and Prescribing Penalties for the Violation of the Provisions

Herein. Mayor Albrecht opened the Public Hearing at 8:08 p.m., hearing no comments the public hearing was closed at 8:09 p.m.

AN ORDINANCE Granting a Franchise to Paul Bunyan Communications in the City of Bemidji; Setting Forth Conditions Accompanying the Grant of the Franchise, Providing for Certain Service Regulations; and Prescribing Penalties for the Violation of the Provisions Herein was given a second reading.

UPCOMING COUNCIL MEETINGS

- Monday, April 9 5:30 p.m. Work Session – 2017 Financial Review
- **Thursday, April 12 Due Date Manager’s Evaluation to City Clerk**
- Monday, April 16 6:00 p.m. Council Meeting

COUNCIL/STAFF REPORT

- Council members provided updates on current events and meetings.
- Erickson stated that the Deer Committee approved Ward 4 hunting sites for the 2018 City archery hunt.

ADJOURN

There being no further business, motion by Hellquist, seconded by Meehlhause, to adjourn the meeting. Motion carried. Meeting adjourned at 8:30 p.m.

Respectfully submitted,



Michelle R. Miller
Deputy City Clerk