

CITY COUNCIL PROCEEDINGS

BEMIDJI, MINNESOTA

Regular Meeting – May 6, 2013

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, May 6, 2013 at 7:00 p.m. in the Council Chambers of City Hall, Mayor Albrecht presiding.

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

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

AMENDMENTS TO AGENDA

Mayor Albrecht called for any amendments to the agenda. The following items were requested to be added to the agenda:

- Resolution Approving Temporary Off-Premises Liquor Permit and Street Closure for a Bemidji Jaycees Street Dance
- Consider Purchase of Playground & Outdoor Exercise Equipment for North Country Park

Motion by Meehlhause, seconded by Johnson, to approve the agenda as amended. Motion carried by unanimous vote.

MINUTES

The following minutes were presented for approval:

Regular Council:	April 15, 2013
Work Session:	April 15, 2013
Special BEDA:	April 15, 2013
Work Session:	April 22, 2013

Motion by Erickson, seconded by Thompson, to approve the minutes as prepared. Motion carried by unanimous vote.

CONSENT AGENDA

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

1. Claims submitted by the Finance Officer in the total amount of \$425,911.24
2. Claims submitted by Venuworks for the Sanford Center in the total amount of \$73,163.67
3. Miscellaneous Business License Renewals for 2013
4. 1 day Temporary Consumption & Display Permit – Art Center – June 21, 2013
5. 1-4 day Temporary Liquor License – Bemidji Jaycees – July 3-July 6
6. **RESOLUTION NO. 5832A:** Approving the Site for the 2013 Jaycees July 4th Celebration – July 3-July 7
7. Gambling Premises Permit for the North Country Snowmobile Club located at the Keg 'n Cork Pub, 310 Beltrami Avenue NW
8. Approval of Amendment No. 3 to Verizon Wireless Tower Site Lease Agreement
9. Award of Quote for 2013 Crack Sealing Project to Barga Incorporated in the amount of \$35,566.10
10. Appointment to the Charter Commission – Charles Stombaugh
11. **RESOLUTION NO. 5833:** Approving County Project Within Municipal Corporate Limits
12. **RESOLUTION NO. 5834:** Authorizing Execution of Grant Agreement between the City of Bemidji and Minnesota Department of Employment and Economic Development for \$2,985,000 Grant to Construction regional Public Television Project
13. Travel Authorization: LMC Annual Conference in St. Paul; June 19-21 – Meehlhause, Olson
14. **RESOLUTION NO. 5835:** Approving Temporary Off-Premises Liquor Permit and Street Closure for a Bemidji Jaycees Street Dance (June 1, 2013)

Motion carried by unanimous vote.

CITIZENS NOT ON AGENDA

No one appeared.

COMMITTEE REPORTS

Bemidji Youth Advisory Commission – Hope Hickman, BYA representative, reported that at their June 7 event they will have water bottles, wristbands and lanyards. BYA will begin taking applications for next year’s members.

Librarian’s Report - Paul Ericsson, Branch Manager, reviewed upcoming events including the June book festival. He reviewed their budget noting that their line item for the building maintenance is over budget at this time. He stated that there are safety issues with the building walkway entrance. He has received a quote from Lundmark Construction in the amount of \$5,100 for repairs to the entrance steps and pavers.

PUBLIC HEARING

NPDES Permit - Storm Water Pollution Prevention Program (SWPPP)

Pursuant to published notice a public hearing was held regarding input regarding the NPDES Permit - Storm Water Pollution Prevention Program (SWPPP). Mayor Albrecht opened the Public Hearing at 7:25 p.m.

City Engineer Gray noted that one of the requirements of the City’s National Pollutant Discharge Elimination System (NPDES) permit is that an annual meeting must be held to update the council and allow the public to make oral and/or written comments. He noted that the permit requires that over the 5-year life of the permit, the city address the following control measures: 1) public education and outreach; 2) public involvement and participation; 3) illicit discharge detection and elimination; 4) construction site storm water controls; 5) post construction storm water management for new development and redevelopment; and 6) pollution prevention/good housekeeping for municipal operations. He stated that the city has accomplished a number of items over the past year; in particular, 1,328 miles of street sweeping was completed which collected 586 cubic yards of street sweepings; 40 manholes and catch basins had minor repairs completed and 160 cubic yards of material was removed from drainage ditches and debris due to beavers.

Hearing no further comments Mayor Albrecht closed the hearing at 7:31 p.m.

NEW BUSINESS

Upstream TV Request

Councilor Olson reviewed the request from Upstream TV for the purchase of equipment. Upstream’s equipment request is for the following:

• Sony NEX Fs700 camera	\$8,599
• Technica U851R Cardioid Condenser Boundary Mic	289
• Sony Boom Microphone	479
• 2x Samsung Lapel Microphones	497
• 3 Headphones	290
• 4 TB hard drive backup	452
• 3x high end HDV editing computers	5,992
• 20x DVD duplicator	598
• Sachtler tripod	2,488
• Misc. software, cables, connectors, etc.	<u>300</u>
TOTAL	\$19,984

Johnson noted that there is a lot of good community information on Upstream and envisions a crossover between community access and government access. He further commented that the equipment request is primarily for the studio.

Mayor Albrecht asked about programming. Mike Bredon, Upstream TV, responded that they are working on scheduling programs and a program guide.

Erickson commented that some of the programming she has seen on Upstream is “violent”.

Bredon responded that he reviews content and programs submitted meet the FCC guidelines under which Upstream operates. He further commented that he will try to schedule those types of programs later in the evening.

Motion by Meehlhause, seconded by Olson, approving the Upstream’s equipment request in the amount of \$19,984 utilizing PEG fees. Motion carried unanimously.

Finance Director Eischens stated that invoices for equipment must be submitted to the City for payment.

SCDP Income Fund Request

Aaron Chirpich, HRDC Development Director, stated that the Commission has been developing a program over the past year that they call “Acquisition Demolition”. He stated that the HRDC will acquire dilapidated and unsafe single family homes that are not suitable for rehabilitation with the City and then tear them down to create a buildable lot for a new home. At this time they have identified six homes as viable to initiate this program. Chirpich stated they are requesting the City authorize the HRDC use the existing Program Income funds that have been returned to the City from previous Small Cities Development Grants. The funds would be used to pay for the demolition of the deficient structures and administrative costs for HRDC staff at \$1,500/per unit. The total request is \$45,000.

Motion by Johnson, seconded by Thompson, to commit \$45,000 of the Small Cities Development Grant funds for the purpose of “Acquisition Demolition” of properties by the HRDC. Motion carried unanimously.

Update – Nymore Small Cities Development Program

Chirpich stated that DEED did not invite the HRDC to submit a full application in 2012. Since that time, staff has met with DEED staff to determine what needs to be improved on the application to be more competitive in the next funding round. HRDC will be making minor changes and resubmitting in the fall of 2013.

City Project No. 13-03

Gray reviewed the State Aid Paving Project for 2013. He stated that the CIP includes \$970,000 for a municipal aid milling and paving project. The streets included within the proposed project are:

- 15th Street NW (Irvine Avenue to West end)
- Roosevelt Road (Washington Avenue to Paul Bunyan Drive)
- Pioneer Street SE (Washington Avenue to Industrial Park Drive)
- Industrial Park Drive (Pioneer Street to Mahnomen Drive)

The following three bids were received on April 2:

Knife River	\$632,441.68
Bemidji Bituminous Inc.	\$718,303.68
Mark Sand & Gravel	\$1,029,754.89

Gray stated that the project completion date is September 1, however, the start date has not yet been determined. He recommended that the City Council award the bid to Knife River Construction in the amount of \$632,441.68.

RESOLUTION NO. 5836: Awarding Bid for City Project No. 13-03 (2013 State Aid Paving Project) to Knife River Materials of Bemidji in the amount of \$632,441.68 was offered by Councilmember Erickson, and upon due second by Council Hellquist, was passed by unanimous vote.

North Country Park Playground Equipment

Councilmembers reviewed a request from the Parks & Recreation Director for the purchase of playground and exercise equipment to be placed in North Country Park. The construction budget for North Country Park has a balance of approximately \$50,000. The purchase of the play and exercise equipment total \$36,938.33.

Motion by Olson, seconded by Meehlhause, approving the purchase of Play Area Equipment in the amount of \$25,209.33 from Midwest PlayScapes and Exercise Equipment in the amount of \$11,729 from Exersky. Motion carried unanimously.

ORDINANCE

ORDINANCE NO. 89, 3RD SERIES, AN ORDINANCE Amending an Uncoded Section of Bemidji City Code Pertaining to Vacation of a Paper Street (Portion of Lake Blvd.) was given a final reading and passed by unanimous vote.

Motion by Meehlhause, seconded by Thompson, approving publication of a summary of Ordinance No. 89, 3rd Series. Motion carried unanimously.

UPCOMING COUNCIL MEETINGS

- Tuesday, May 7 5:00 p.m. Board of Review
- Monday, May 13 5:30 p.m. Work Session – StrengthsFinder Part 2
- Monday, May 20 5:15 p.m. Public Works Committee
- Monday, May 20 7:00 p.m. Council Meeting

COUNCIL/STAFF REPORT

- Council members provided updates on current events and meetings.
- Councilor Thompson raised his concerns about the 2 a.m. closing and his desire to return to a 1 a.m. “bar closing” time. Felix stated that if the Council desired to do that they would need to amend the City Code.
- City Attorney Felix reported on the Closed Special Meeting that was held just prior to tonight’s Council meeting. The City Council received an update by their legal counsel, Jim Thomson and gave him feedback and direction regarding the pending litigation with Bemidji Township.

ADJOURN

There being no further business, motion by Thompson, seconded by Meehlhause, to adjourn the meeting. Motion carried. Meeting adjourned at 8:40 p.m.

Respectfully submitted,



Kay M. Murphy
City Clerk