

# CITY COUNCIL PROCEEDINGS

## BEMIDJI, MINNESOTA

### Regular Meeting – May 7, 2012

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 7, 2012 at 7:00 p.m. in the Council Chambers of City Hall, Mayor Larson presiding.

Upon roll call, the following Councilmembers were declared present: Larson, Waldhausen, Johnson, Hellquist, Albrecht, Thompson Absent: Negard

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

#### **AMENDMENTS TO AGENDA**

Mayor Larson called for any amendments to the agenda. City Clerk Murphy requested the following two items be added to the agenda:

- 1-4 Day Temporary On-Sale Liquor License – Elk's Club – June 29-30, 2012 (Waterfront/Jaycees event)
- Consider Assignment of Consent for Refuse Collection from Brad's Sanitation to Waste Management

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

#### **MINUTES**

Minutes of the April 2, 2012 and April 16, 2012 regular meeting were presented for approval.

**Motion by Johnson, seconded by Thompson, to approve the minutes as presented. Motion carried by unanimous vote.**

#### **CONSENT AGENDA**

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

1. Claims submitted by the Finance Officer in the total amount of \$1,101,731.60
2. Claims submitted by VenuWorks for the Sanford Center in the total amount of \$235,357.96
3. Miscellaneous Business License Renewals for 2012
4. 1-4 Day Temporary On-Sale Liquor License – Bemidji Jaycees – July 1-4, 2012
5. Budget Modification #1
6. **RESOLUTION NO. 5763:** Accepting Donation from Walmart Foundation for Recreation Day Camps (\$1,000)
7. **RESOLUTION NO. 5764:** Accepting Donation from Midcontinent Media Foundation (\$1,500)
8. **RESOLUTION NO. 5765:** to Not Waive the Monetary Limits on Tort Liability Established by M.S. 466.04 and Appointing Insurance Agent of Record
9. Accepted Grant from the George W. Neilson Foundation in the amount of \$29,090 to purchase technical rescue equipment
10. Awarded Contract to Michael Burns Architectural for Carnegie Library Condition Assessment (\$10,000)
11. Awarded Concession Operator Contract at City Park to Breakers Inc.
12. Awarded Bid for Demolition of Structure at 1620 Park Ave NW to G&T Excavating in the amount of \$3,635
13. Change Order No. 3 for Industrial Park Lighting Repair
14. Waived Permit Fees in the amount of \$1,353 for Habitat for Humanity (726 18th Street NW)
15. Declared Surplus Equipment – 1994 Radar Trailer
16. Letter of Support – USDA Rural Development Community Facilities Application for the Bemidji Community Food Shelf
17. 1-4 Day Temporary On-Sale Liquor License – Elk's Club – June 29-30, 2012 (Waterfront/Jaycees event)

**Motion carried by unanimous vote.**

**CITIZENS NOT ON AGENDA**

- Muriel Gilman stated that she is the owner of the bike rack that was located on the street in front of the Cabin Coffeehouse which was a memorial for her brother.
- The following individuals spoke in favor of keeping the bike rack on the street: Julie Cante, Noemi Aylesworth, Diane Pittman, Juanita Brown, and Kerry Kosomo.

Council discussed the bike rack briefly noting that it is on the DDA's agenda for Wednesday, May 9.

**COMMITTEE REPORTS**

Bemidji Youth Advisory Commission – Leah Larson, BYA representative, stated that the BYAC has begun a partnership with the Headwaters Science Center to help promote the Center. This year's June 7 event is in its final planning stages.

Librarian's Report - Paul Ericsson, Branch Manager, reviewed upcoming library events. He noted that the annual book sale will be on June 27 and 28 at the Armory.

**PUBLIC HEARING****NPDES Permit - Storm Water Pollution Prevention Program (SWPPP)**

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, 409 miles (250 hours) of street sweeping, 1500 cubic yards of material was removed from city stormceptors and vault sumps; and 60 cubic yards of material was removed from the Diamond Point Park sediment pond.

Pursuant to published notice a public hearing was held regarding input regarding the NPDES Permit - Storm Water Pollution Prevention Program (SWPPP). Mayor Larson opened the Public Hearing at 7:48 p.m. and hearing no comments it was closed.

**OLD BUSINESS****Consent – Refuse Collection**

Felix stated that the City has received a request for Consent and Authorization for the transfer of Brad's Sanitation rights to collect refuse within City limits to Waste Management.

**Motion by Thompson, seconded by Hellquist, to authorize the City Manager to sign the Consent to transfer Brad's Sanitation rights to collect refuse to Waste Management. Motion carried unanimously with Albrecht abstaining.**

**NEW BUSINESS****Parking Lot Reconstruction**

Gray stated that the City received quotes for reconstruction of the parking lot located at 5<sup>th</sup> Street and Beltrami Avenue NW. The quotes were as follows:

Christiansen Industrial Development	\$33,470
Knife River Materials	\$34,930
Reierson Construction	\$39,433

He stated that the project will be paid for from the Parking Development and Maintenance Fund.

**Motion by Hellquist, seconded by Thompson, to award the quote for reconstruction of the 5<sup>th</sup> and Beltrami Parking Lot to Christiansen Industrial Development in the amount of \$33,470. Motion carried unanimously.**

**Termination of Agreement with North Central Commercial Real Estate**

Chattin recommended that the City Council consider terminating the agreement for professional real estate brokerage services with North Central Commercial Real Estate as he believed it was in the City's best interest.

**Motion by Albrecht, seconded by Thompson, directing the City Manager to give a 60-day notice of termination of the Agreement of Professional Real Estate Brokerage Services with North Central Commercial Real Estate. Motion carried unanimously.**

**ORDINANCE**

AN ORDINANCE Amending an Uncoded Section of Bemidji City Code Pertaining to Drainage Easement Vacation (Bemidji Development Corporation) was given a first reading.

**UPCOMING COUNCIL MEETINGS**

- Tuesday, May 8                      5:00 p.m.                      Board of Review
- Monday, May 14                      5:30 p.m.                      Work Session – Legislative Update/Standing Committee Discussion
- Monday, May 21                      7:00 p.m.                      Council Meeting

**COUNCIL/STAFF REPORT**

- Council members provided updates on current events and meetings.

**ADJOURN**

There being no further business, motion by Hellquist, seconded by Thompson, to adjourn the meeting. Motion carried. Meeting adjourned at 8:10 p.m.

Respectfully submitted,



Kay M. Murphy  
City Clerk