

CITY COUNCIL PROCEEDINGS

BEMIDJI, MINNESOTA

Regular Meeting – June 20, 2011

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, June 20, 2011 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 Chattin, 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. **Motion by Johnson, seconded by Thompson, to approve the agenda as presented. Motion carried by unanimous vote.**

MINUTES

Minutes of the June 6, 2011 regular meeting and June 6, 2011 special work session were presented for approval. **Motion by Waldhausen, seconded by Johnson, to approve the minutes as prepared. Motion carried by unanimous vote.**

CONSENT AGENDA

The following Consent Agenda items were presented for approval. Councilor Hellquist requested the following item be removed for further discussion: Claims Submitted by the Finance Officer. **Motion by Albrecht, seconded by Thompson, to approve the Consent Agenda items as follows:**

1. Claims submitted by the Sanford Center in the total amount of \$123,844.97
2. Miscellaneous Business License Renewals for 2011
3. 1 day Temporary Consumption & Display Permit – Chamber Event on 7/12/2011

Motion carried by unanimous vote.

CITIZENS NOT ON AGENDA

No one appeared.

COMMITTEE REPORTS

Bemidji Youth Advisory Commission – Kaija Roy, BYA representative, reported that the June 7 Youth Day had a great turnout. On behalf of the BYA Commission, Ms. Roy thanked the Bemidji Police, Parks Department and Evergreen House. She stated that there are t-shirts still available for sale at the Evergreen Drop In Center.

NEW BUSINESS

Claims Submitted by Finance Officer

Hellquist stated that he pulled this item for further discussion regarding the four event center related bills. He asked if they were covered under construction costs or contingency funds. Eischens responded that these bills are related to the Sanford Center construction costs and were included in the Sanford Center budget.

Motion by Hellquist, seconded by Johnson, to approve the claims submitted by the Finance Officer in the amount of \$1,505,260.64.

Chief Bemidji Statue

Carolyn Jacobs, Committee Co-Chair, stated that the Chief Bemidji Statue Committee is requesting that the Council include the cost of Chief Bemidji Statue platform design and installation in the Library/Paul Bunyan Park redevelopment plan. She stated that the Parks & Trails Commission has reviewed their request and has recommended the Council approve it.

Motion by Waldhausen, seconded by Johnson, to accept the recommendation of the Parks & Trails Commission to include the cost of Chief Bemidji Statue platform design and installation in the Library/Paul Bunyan Park redevelopment plan. Motion carried unanimously.

Cleanup Proposal – Nymore Park

Chattin stated that the City received two proposals for designing plans and specifications for the south shore beach cleanup. However, looking at \$30,000 to just find out our costs, when we likely do not currently have adequate funding to do the project, seems like a bad choice at this time. He recommended that the Council take a step back and develop a comprehensive plan to include the beach cleanup, access and bathhouse. The City has another four years to use the current Nymore Beach.

Council discussed the following:

- Affect on future land sales along the lake. Chattin responded that developers are aware of the conditions of the lake and should have no expectations. However, the Council is committed to make those improvements at some point.
- Grants available – Chattin stated that there may be Legacy money available for part of it. However, the beach cleanup does not include any hazardous material and nothing is available from the DNR or MPCA.

Motion by Waldhausen, seconded by Hellquist, to postpone south shore beach clean up. Motion carried with the following vote: Ayes: Waldhausen, Albrecht, Larson, Hellquist, Johnson. Nays: Thompson.

Event Center Equitable Adjustment Requests

Chattin stated that the City has received two requests for “equitable adjustment”. First one is from Leo A Daly in the amount of \$52,000. Second request is from Kraus-Anderson in the amount of \$68,945 for additional services. Chattin stated that he did not believe that the City has any legal responsibility to honor these requests.

Felix stated that the City does not have any legal obligation. He noted that there was additional work involved for the artist coordination and FF&E by Leo A Daly. He further commented that Kraus-Anderson had a massive amount of work for each change order.

Council discussed the following:

- Johnson commented that Leo A Daly wasted time/resources early in the project.
- Possibility of BSU sharing in some of the additional costs.

Motion by Hellquist, seconded by Waldhausen, directing staff to make equitable adjustment payments of \$22,000 to Leo A Daly and \$34,472.50 to Kraus-Anderson. All voted aye. Motion carried.

ORDINANCE

An Ordinance Amending Chapter 14 of the Bemidji City Code Adding Article VIII Relating to Illicit Stormwater Discharge was given a first reading.

UPCOMING COUNCIL MEETINGS

- Monday, June 27 5:30 p.m. Work Session – Strengths Strategy – Discovery Overview
- Tuesday, July 5 7:00 p.m. Council Meeting
- Monday, July 11 5:30 p.m. Work Session – Audit Presentation

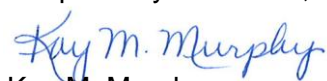
COUNCIL/STAFF REPORT

- Council members provided updates on current events and meetings.
- Johnson and Albrecht provided an overview of the recent LMC Conference in Rochester.

ADJOURN

There being no further business, motion by Waldhausen, seconded by Thompson, to adjourn the meeting. Motion carried. Meeting adjourned at 8:14 p.m.

Respectfully submitted,


 Kay M. Murphy
 City Clerk