



**CITY COUNCIL
MEETING MINUTES
MAY 22, 2023 AT 5:30 PM
HJEMKOMST CENTER AUDITORIUM**

1. Call to Order and Roll Call

Roll call of the members was made as follows:

Present: Council Member: Ryan Nelson
Council Member: Matthew Gilbertson
Council Member: Heather Nesemeier
Council Member: Deb White
Council Member: Steve Lindaas
Council Member: Larry Seljevold
Council Member: Chuck Hendrickson
Mayor: Shelly Carlson

Absent: Council Member: Laura Caroon

2. Pledge of Allegiance

3. Agenda Amendments

4. Recognitions - Presentations

A. Proclamation - Dr. Anne Blackhurst Day

Mayor Carlson presented a proclamation recognizing MSUM President Dr. Anne Blackhurst.

5. Consent Agenda

*All items listed with an asterisk (*) are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in accordance with the "Council Rules of Procedure". In such event, the item will be removed from the General Order of Business and considered in its normal sequence on the agenda.*

Motion to Approve made by Chuck Hendrickson and seconded by Heather Nesemeier

Motion Passed

For: 6; Nelson, Gilbertson, Nesemeier, Lindaas, Seljevold, Hendrickson

Against: 0;

Abstain/Recuse: 0;

Absent: 1; Caroon

6. Approve Minutes

A. May 8, 2023 Meeting Minutes

Motion to Approve May 8, 2023 Meeting Minutes made by Larry Seljevold and seconded by Steve Lindaas

Motion Passed

For: 6; Nelson, Gilbertson, Nesemeier, Lindaas, Seljevold, Hendrickson

Against: 0;

Abstain/Recuse: 0; Absent: 1; Caroon

MOORHEAD CITY COUNCIL MEETING MINUTES

May 22, 2023

7. Citizens Addressing the Council (Time Reserved: 15 Minutes)
During "Citizens Addressing the Council", the Mayor will invite residents to share issues, concerns and opportunities. Individuals must limit their comments to three minutes. The Mayor may limit the number of speakers on the same issue in the interest of time and topic. Individuals should not expect the Mayor or Council to respond to their comments tonight.

8. *Mayor and Council Appointments

9. Public Hearings (5:45 pm)
During "Public Hearings", the Mayor will ask for public testimony after staff and/or applicants make their presentations. The following guidelines are in place to ensure an efficient, fair, and respectful hearing; limit your testimony to three minutes and to the matter under consideration; the Mayor may modify times, as deemed necessary; avoid repeating remarks or points of view made by previous speakers. The use of signs, clapping, cheering or booing or any other form of verbal or nonverbal communication is not allowed.

A. Public Hearing for Special Assessments - 2022 Unpaid Administrative Penalties and Abatements

Motion to Open Public Hearing Public Hearing for Special Assessments - 2022 Unpaid Administrative Penalties and Abatements made by Deb White and seconded by Heather Nesemeier

Motion Passed

For: 7; Nelson, Gilbertson, Nesemeier, White, Lindaas, Seljevoll, Hendrickson

Against: 0;

Abstain/Recuse: 0;

Absent: 1; Caroon

Community Development Director Kristie Leshovsky shared special assessments due to unpaid administrative penalties related to property maintenance issues, rental registration, tree removal and sanitation billing from 2022. The city has operated an administrative citation and penalty system approved by the Clay County District Court since 2005. Ms. Leshovsky noted that four requests were adjusted related to considerations.

Motion to Close Public Hearing Public Hearing for Special Assessments - 2022 Unpaid Administrative Penalties and Abatements made by Deb White and seconded by Heather Nesemeier

Motion Passed

For: 7; Nelson, Gilbertson, Nesemeier, White, Lindaas, Seljevoll, Hendrickson

Against: 0;

Abstain/Recuse: 0;

Absent: 1; Caroon

B. Resolution to Consider Adoption for Special Assessments - 2022 Unpaid Administrative Penalties and Abatements

Motion to Approve Resolution to Consider Adoption for Special Assessments - 2022 Unpaid Administrative Penalties and Abatements made by Matthew Gilbertson and seconded by Steve Lindaas

Motion Passed

For: 7; Nelson, Gilbertson, Nesemeier, White, Lindaas, Seljevoll, Hendrickson

Against: 0;

Abstain/Recuse: 0;

Absent: 1; Caroon

Motion to direct the City Manager to make property maintenance and compliance of rental housing standards a priority in the 2024 budget planning process as well as explore new and/or enhanced penalties that include but are not limited to revocation of rental licenses. made by Deb White and seconded by Heather Nesemeier

Motion Passed

For: 7; Nelson, Gilbertson, Nesemeier, White, Lindaas, Seljevold, Hendrickson

Against: 0;

Abstain/Recuse: 0;

Absent: 1; Caroon

- C. Public Hearing to Consider Adoption of Special Assessments for Public Improvements for Various Construction Projects

Motion to Open Public Hearing Public Hearing to Consider Adoption of Special Assessments for Public Improvements for Various Construction Projects made by Chuck Hendrickson and seconded by Heather Nesemeier

Motion Passed

For: 7; Nelson, Gilbertson, Nesemeier, White, Lindaas, Seljevold, Hendrickson

Against: 0;

Abstain/Recuse: 0;

Absent: 1; Caroon

Assistant City Engineer Tom Trowbridge shared the adoption of special assessments for public improvements for various construction projects. A correction was noted that MCCARA assessment, Lot 3 Block 1 is the city pond which is not normally assessed. Instead, it is recommended that reallocation of those assessments be moved to the other 17 lots owned by the city.

Motion to Close Public Hearing Public Hearing to Consider Adoption of Special Assessments for Public Improvements for Various Construction Projects made by Deb White and seconded by Steve Lindaas

Motion Passed

For: 7; Nelson, Gilbertson, Nesemeier, White, Lindaas, Seljevold, Hendrickson

Against: 0;

Abstain/Recuse: 0;

Absent: 1; Caroon

- D. Resolution to Consider Adoption for Special Assessments for Public Improvements for Various Construction Projects

Motion to Approve Resolution to Consider Adoption for Special Assessments for Public Improvements for Various Construction Projects with the re-allocation of assessments for Lot 3 Block 1 to be placed on the remaining city owned lots made by Steve Lindaas and seconded by Ryan Nelson

Motion Passed

For: 7; Nelson, Gilbertson, Nesemeier, White, Lindaas, Seljevold, Hendrickson

Against: 0;

Abstain/Recuse: 0;

Absent: 1; Caroon

10. Engineering Department

- A. *Resolution to Approve a Utility Relocation Agreement with MnDOT for 2nd Ave N Area Underground Utility & Street Improvements (Eng. No. 23-A2-04A and 14-02-03F)
- B. *Resolution to Approve MnDOT Contract No. 1052209 for Federal Participation in Force Account for the 2023 Carbon Reduction Grant Program (SP 144-030-006)

11. Community Development Department

- A. *Resolution to Award Bid - Electrical Vault and Equipment Replacement Moorhead Municipal Airport Florence Klingensmith Field
- B. *Resolution to Approve Agreement with Mead and Hunt for Electrical Vault and Equipment Replacements Construction Services Moorhead Municipal Airport Florence Klingensmith Field
- C. *Resolution to Approve Grant Agreements with State of MN and US Federal Aviation Administration for Electrical Vault and Equipment Replacement Moorhead Municipal Airport Florence Klingensmith Field
- D. Resolution to Approve Agreements Relating to Community Garden Grants

Assistant City Planner Brittany Cameron presented agreements for Community Garden Grants that are recommended for gardens at Brookdale Baptist Church, Grateful Community Gardens and Salem Evangelical Free Church. The community gardening initiative is supported by the Onward Moorhead Comprehensive Plan.

Motion to Approve Resolution to Approve Agreements Relating to Community Garden Grants made by Heather Nesemeier and seconded by Steve Lindaas

Motion Passed

For: 6; Nelson, Gilbertson, Nesemeier, Lindaas, Seljevoll, Hendrickson

Against: 0

Abstain/Recuse: 0

Absent: 1; Caroon

- E. Resolution to Approve Agreements Relating to the 2023 Call for Placemaking Services

Assistant City Planner Brittany Cameron shared the agreements for the 2023 Call for Placemaking Services with two projects recommended for funding. Anna Kann, Fargo-Moorhead Community Theatre Technical Director, shared details of the proposed Community Building Build-A-Thon. Simone Wai, Co-Founder and Creative Director of Folkways, shared details of its proposed community event for A Night Festival – Moorhead Riverfront Magic.

Motion to Approve Resolution to Approve Agreements Relating to the 2023 Call for Placemaking Services made by Steve Lindaas and seconded by Chuck Hendrickson

Motion Passed

For: 7; Nelson, Gilbertson, Nesemeier, White, Lindaas, Seljevoll, Hendrickson

Against: 0

Abstain/Recuse: 0

Absent: 1; Caroon

12. Moorhead Public Service

- A. *Resolution to Approve Amended S-1 Power Sale Agreement - Schedule A with Missouri River Energy Services

13. Public Works

- A. *Resolution to Approve Submission of Grant for USDA Inflation Reduction Act funds for Support of EAB Efforts

14. Administration

- A. *Resolution to Approve a Minnesota Lawful Gambling Premise Permit for VFW Post 1223

15. Mayor and Council Reports

Council Member Deb White shared information on upcoming Juneteeth activities, volunteers are needed for events. Council Member White spoke of the Red River Recovery Initiative and how it is working on mobile mental health and substance use crisis response teams to alleviate pressure on law enforcement. Ms. White invited Ward 3 citizens to join a Coffee with Ward 3 Council Members event July 11 at 6:00 pm at Gooseberry Park.

Council Member Steve Lindaas shared his attendance along with Council Member Deb White's in the Inclusive Moorhead event.

Council Member Heather Nesemeier reported the City of Moorhead Clean-Up event was successful and encouraged the public to sign up for city e-notifications to be updated on upcoming activities. Council Member Nesemeier mentioned her meetings with the Clay County Collaborative and encouraged the public to take the partnership4health survey at www.partnership4health.org. Ms. Nesemeier talked about the Class Clay Food Commission and the impact of gleaning on food security.

Council Member Ryan Nelson shared an update of the Red River Regional Dispatch Center's new proposed location in North Fargo. Council member Nelson also stated the relocation of Moorhead Community Access Media is anticipated to happen in July 2023.

Council Member Gilbertson discussed volunteer watering rules from Moorhead Public Service, with even numbered homes watering on even days and odd numbered homes watering on odd days. Council Member Gilbertson shared a reminder from the MN Department of Commerce that the low-income home energy assistance program is free and provides benefits to community members for renters and homeowners.

Mayor Shelly Carlson shared her participation on a Mayoral panel discussion with the Army Corp of Engineers at Concordia College. Mayor Carlson discussed her attendance at the Missouri River Energy Services' Annual Meeting in Sioux Falls, SD. The Mayor spoke about the groundbreaking for a new First Community Credit Union on 34th Street South and also participated on a panel for Protecting Houses of Worship that was hosted by the US Department of Justice and coordinated with ND's US Attorney's Office.

16. City Manager Reports

City Manager Dan Mahli highlighted Moorhead's new online permit guide which the city's development team launched recently to provide information on how to complete certain residential

projects such as fences, sheds, pools and decks. The guide can be found on the city website and is an excellent resource for managing projects and expectations. Mr. Mahli also shared an update on the 2023 legislative session in Minnesota. He stated this year's session ends at midnight that evening May 22. Mr. Mahli's status update on Moorhead's legislative priorities include the Tax Bill that has been approved by the Legislature. Specific items to Moorhead are a sales tax exemption for the Community Center Regional Library project which is expected to save approximately \$1 million to construction of the project, an increase in Local Government Aid estimated to be \$900,000 per year, and one-time aid for public safety needs which is estimated to be \$1.9M in Moorhead. There is also an approved \$10M in the Transportation Bill to help cover the inflation gap on the 11 Street Underpass project. In addition, the city is awaiting Bonding Bill details to be announced related to flood mitigation. Moorhead's request is \$24M. Previous bills included \$11M specific to Moorhead's final five flood projects. Beyond the City's specific legislative agenda, there are other state policy changes that impact Moorhead, its residents and businesses. Staff is analyzing information and looks forward to sharing a full legislative update at the City Council meeting on June 12.

17. Executive Session

- A. Closed Executive Session pursuant to Minn. Stat. § 13D.05, subdivision 3 C(3) for an update and direction regarding the property 58.520.4100 owned by the City

Council member Gilbertson did not attend executive session due to a conflict.
Exited Executive Session at 7:21pm

Motion to Enter Closed Session Closed Executive Session pursuant to Minn. Stat. § 13D.05, subdivision 3 C(3) for an update and direction regarding the property 58.520.4100 owned by the City made by Ryan Nelson and seconded by Heather Nesemeier

Motion Passed

For: 7; Nelson, Gilbertson, Nesemeier, White, Lindaas, Seljevold, Hendrickson

Against: 0

Abstain/Recuse: 0

Absent: 1; Caroon

18. New Business

19. Adjourn

Meeting adjourned at 7:23pm

APPROVED BY:



Michelle (Shelly) A. Carlson
Mayor

ATTEST:



Christina Rust
City Clerk

The proceedings of this meeting are digitally recorded and are available for public review.