

COUNCIL PROCEEDINGS

Tuesday, October 4, 2022

CALL TO ORDER

This meeting is officially called to order at 5:30 p.m. on October 4, 2022. This meeting is being presided over by Mayor Brian Holmer.

PLEDGE OF ALLEGIANCE

ROLL CALL

The following Councilmembers were present: Holmer, Howe, McCraw, Narverud, Aarestad, Prudhomme, Bolduc and Lorenson. Mayor Holmer chaired the meeting.

PUBLIC HEARING

Gracewin Senior Housing Cooperative – Housing District Tax Increment Financing

- Rebecca from Ehlers and Mark Borseth presented. Steve Keogh and Donna expressed concerns.
- Nate Anderson, a graduate of TRF and Lisa clarified information regarding Gracewin Senior Housing Cooperative.

State Avenue North Street Vacation

- Mark Borseth and Travis Giffen presented issues with drainage, sanitation and snow removal. Travis recommends a cul-de-sac.
- Cainan Langlie and Shayla are asking for a vacation with no changes to current.
- Mike Olson - 919 N State Ave, concern with fence, doesn't want vacate or put in a cul-de-sac.
- John also doesn't want anything done.
- Ana Tongen - 10thSt W, wants vacation, concerns with privacy, why after 100 years.
- Corey Moren - 924 State Ave, doesn't want cul-de-sac.

PUBLIC FORUM

PRESENTATIONS/PROCLAMATIONS/PUBLIC INFORMATION ANNOUNCEMENTS

APPROVE AGENDA

Councilmember Jason Aarestad motioned, being seconded by Councilmember Mike Lorenson, to remove 15.1 from agenda.

On vote being taken, McCraw, Aarestad, Bolduc, Howe, and Lorenson voted aye; Narverud and Prudhomme, Holmer, voted nay, the resolution passed.

Councilmember Mike Lorenson motioned, being seconded by Councilmember Jason Aarestad, to approve the agenda with addition of 9.6 and 9.7.

On vote being taken, the resolution was unanimously passed.

CONSENT AGENDA

RESOLUTION NO. 10.207.22: Approval of September 20, 2022 Council Proceedings

Presented as part of the Consent Agenda, Councilmember Anthony Bolduc introduced Resolution 10.207.22, being seconded by Councilmember Curt Howe, that:

THEREFORE, BE IT RESOLVED By the City Council, to approve the September 20, 2022 Council Proceedings.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 10.208.22: City of Thief River Falls Bills and Disbursements

Presented as part of the Consent Agenda, Councilmember Anthony Bolduc introduced Resolution 10.208.22, being seconded by Councilmember Curt Howe, that:

THEREFORE, BE IT RESOLVED By the City Council, to authorize payment of bills and disbursements in the total amount of \$1,982,437.11. A printout of the approved payments, disbursements are attached hereto and made a part hereof.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 10.209.22: Oxbow Restoration and Stormwater Treatment Project close out with the Red Lake Watershed

Presented as part of the Consent Agenda, Councilmember Anthony Bolduc introduced Resolution 10.209.22, being seconded by Councilmember Curt Howe, that:

WHEREAS, The Oxbow cleaning and restoration project was identified in 2018. The Red Lake Watershed has been the lead agency and funding was sought from the Red River Watershed Management Board and the Board of Water and Soil Resources. The project consisted of cleaning the debris and silt from the channel to create a pool for stormwater treatment. There were two cyclone separator manholes installed for debris removal with a sand filter and drain tile system under the snow dump area.

WHEREAS, The City of Thief River Falls has fulfilled our obligation towards this project.

THEREFORE, BE IT RESOLVED To authorize Wayne Johnson, Water Superintendent, to sign the Oxbow Restoration and Stormwater Treatment Project close out with the Red Lake Watershed and approve their final payment to Spruce Valley.

On vote being taken, the resolution was unanimously passed.

NEW BUSINESS

RESOLUTION NO. 10.210.22: Gracewin Senior Housing Cooperative – Housing District Tax Increment Financing

Following discussion Councilmember Rachel Prudhomme moved to table Resolution 10.210.22 to send back to Public Works Committee, being seconded by Councilmember

Anthony Bolduc.

WHEREAS, Nathan Anderson of Nile, Inc. has purchased property and is developing plans for the Gracewin Senior Housing Cooperative. This project is a 36-unit multi-family age restricted housing for purchase project. It is located along Vanrooy Drive south of Altra Care Chiropractic Clinic. Mr. Anderson has been working on this project for approximately 18 months to presell units. He is under construction with a similar project in Baxter, Minnesota.

WHEREAS, The developer has requested Housing Tax Increment Financing to assist with development costs. His request is based on rising interest rates and construction costs. This project is unique in the fact that it will put 36 single family homes on the market as the units are sold. Mr. Anderson has also agreed to reconstruct Vanrooy Drive as a paved urban section street to city standards in place of the existing aggregate rural section roadway near and adjacent to his property as a TIF eligible cost and turn it over to the city when completed.

WHEREAS, Nile will be responsible for all costs associated with the development of the TIF. If approved this TIF is allowable up to 26 years.

WHEREAS, A Public Hearing needs to be held prior to approval as well as notification to Pennington County and ISD #564, which has been completed. This plan also requires Planning Commission review and support, which has also been completed.

THEREFORE, BE IT RESOLVED Consider Modification to the Development Program for Development District No. 1 and the proposed Establishment of Tax Increment Financing District No. 15 therein and the adoption of the Tax Increment Financing Plan therefor.

On vote being to table, Prudhomme, Bolduc, Lorenson, Aarestad and McCraw, Narverud, Howe and Holmer voted aye. The motion carried and the item tabled.

RESOLUTION NO. 10.211.22: State Avenue North Street Vacation

Following discussion Councilmember Steve Narverud moved to table Resolution 10.211.22 till October 18, 2022 City Council to allow Councilmember Jason Aarestad time to visit property, being seconded by Councilmember Curt Howe.

WHEREAS, This street right-of-way was dedicated to the city when Wonderland Addition was platted in 1919. The portion north of Tenth Street was vacated in 1927. The remaining segment to be vacated has all public utilities and the street has never been improved.

WHEREAS, All three adjacent property owners have requested the street vacation. This includes Corey Morin, Cainan and Shayla Langlie, and Ana and Adam Tongen. Travis Giffen, Public Works Director, has requested a cul-de-sac be considered on the south portion of the section proposed for vacation or other options to facilitate snow removal equipment, sanitation trucks, and adequate drainage. An additional 10' x 50' easement

for roadway purposes may be required from the Langlie and Morin properties to construct the cul-de-sac.

WHEREAS, The city council may approve a street vacation if they determine the right-of-way is no longer needed, and in the city's best interest to vacate. This is a petitioned street vacation.

THEREFORE, BE IT RESOLVED Consider the vacation of State Avenue North adjacent to Lots 5 – 10, Block 1, Wonderland Addition to Thief River Falls. A utility easement would be retained over the entire vacated portion and a roadway easement retained, if a cul-de-sac is required, over the south 50 feet of the vacated portion.

On vote being to table, Prudhomme, Aarestad and McCraw, Narverud, Howe and Holmer voted aye; Bolduc and Lorenson voted nay. The motion carried and the item tabled.

Call for Second Reading Camping Ordinance

Councilmember Jason Aarestad motioned, being seconded by Councilmember Curt Howe to call for the second reading of an ordinance of the City Of Thief River Falls, Minnesota, Amending City Code Chapter 130 Entitled "General Offenses" By Adding Provisions Prohibiting Camping And Temporary Lodging To Park Regulations, And By Adopting By Reference City Code Chapter 10 And Section 152.998, Which, Among Other Things, Contain Penalty Provisions.

RESOLUTION NO. 10.212.22: Approval to Amend Camping Ordinance - City Code Chapter 130

Following discussion, Councilmember Mike Lorenson introduced Resolution 10.212.22 , being seconded by Councilmember Steve Narverud, that:

THEREFORE, BE IT RESOLVED An ordinance of the City of Thief River Falls, Minnesota, amending city code chapter 130 entitled "General Offenses" by adding provisions prohibiting camping and temporary lodging to park regulations, and by adopting by reference City Code Chapter 10 and Section 152.998, which, among other things, contain penalty provisions.

THE CITY COUNCIL OF THIEF RIVER FALLS ORDAINS:

Section 1. City Code is hereby amended by adding §130.03 (C), to read as follows:

(C) No person shall establish or maintain any camp or other temporary lodging or sleeping place in any public park unless authorized by permit or with the express consent of the Public Works Director.

Section 2. City Code Chapter 10 entitled "General Provisions" and Section 152.998 entitled "Violation" are hereby adopted in their entirety, by reference, as though repeated verbatim herein.

Section 3. This ordinance shall be in force and effect from and after its passage,

approval, and publication.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 10.213.22: Towards Zero Death (TZD) Proposal for 2022/2023

Following discussion, Councilmember Jason Aarestad introduced Resolution 10.213.22, being seconded by Councilmember Anthony Bolduc, that:

WHEREAS, Thief River Falls Police Officer Ben Tureson oversees our TZD program. Officer Tureson and Pennington County Deputy Alex Henningson drafted a grant for TZD funds. The state awarded \$20,600.00 to the Thief River Falls Police Department and the Pennington County Sheriff's office. These funds will be split equally between both departments and will go towards TZD enforcement, which includes distracted driving, seatbelt and move over enforcement. The funds will go towards overtime related to this enforcement and any other assistance with this special enforcement. This grant will start on October 1st, 2022 and will end September 30th, 2023. Officer Tureson will handle scheduling and other tasks related to this program.

During the annual radar inspection this year, one squad radar is annually having to be repaired and another squad radar is having issues on reading miles per hours. Part of this grant did include a match from TZD of \$1,500.00 and the Police Department would match it to purchase a new radar for \$3,000.00. Research on the cost was done for a new radar and it was approximately \$3,100.00.

WHEREAS, Council approval is required before the funds can be used towards this enforcement and for the 50% equipment match from the Police Department for a new radar.

WHEREAS, \$20,600.00 is granted by the state for this enforcement. \$1,500.00 will be a 50% match by the Police Department for a new radar that we had requested through the grant process.

THEREFORE, BE IT RESOLVED To approve 2022/2023 TZD Grant to the Thief River Falls Police Department to share with the Pennington County Sheriff's office. This will include a 50% equipment match of \$1,500.00 for a new radar.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 10.214.22: ADA compliant ramp to access fishing landing at Power Plant Dam

Following discussion, Councilmember Steve Narverud introduced Resolution 10.214.22, being seconded by Councilmember Mike Lorenson, that:

WHEREAS, After high water event occurrence(s) during spring 2022, bank erosion and migration caused the ramp to slide out of ADA compliance. The work proposed would consist of positioning the existing ramp back in place and securing the foundation via mud jacking. The desired result conforming with ADA standards and restoring the ramp's original condition.

WHEREAS, This is an unbudgeted expense and Emergency Management Fund Balance reserve dollars will be used to be receipted back into fund balance reserve.. This work performed will be submitted to FEMA for reimbursement consideration.

THEREFORE, BE IT RESOLVED Approve the Estimate from Dakota Mud Jack LLC. For work to be completed on handicap access ramp that connects to the fishing landing located below the Power Plant Dam.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 10.215.22: Permission to hold the Fire Fighter applications already received

Following discussion, Councilmember Jason Aarestad introduced Resolution 10.215.22, being seconded by Councilmember Rachel Prudhomme, that:

WHEREAS, A position opened due to the retirement of Marty Semanko, effective Sept. 2, 2022. The department needs to fill the Fire Fighter position to run efficiently.

WHEREAS, The position of Fire Fighter is a budgeted position.

THEREFORE, BE IT RESOLVED Authorize the City of Thief River Falls to hold the Fire Fighter applications already received for a time frame of 6 months to be filled if needed at a later time. It was approved to fill the vacant Fire Fighter position on Resolution Number 8-181-22.

On vote being taken, the resolution was unanimously passed.

COUNCIL BOARDS AND COMMISSIONS REPORTS

UPCOMING MEETINGS

- Committee of Whole - Immediately following City Council October 4th - Re: Water Intake Discussion
- Utilities Committee - October 10th at 7:00 A.M.
- Public Safety/Liquor Committee - October 10th at 4:30 P.M.
- Administrative Services Committee - October 11th at 4:30 P.M. Room 201 City Hall
- Public Works Committee - October 12th at 4:30 P.M.
- City Council Meeting - October 18th at 5:30 P.M.
- Public Hearing - Proposed assessments on the 2022 Street & Utilities Improvements Project - October 18th at 7:00 P.M.

2022 Thief River Falls Chamber/TRF Radio Candidate Debate - October 19th at the Eagles Club starting at 6:00 P.M at the Pioneer Village.

INFORMATIONAL ITEMS

- Councilmember Rachel Prudhomme announced the Scare Event on Friday, October 14th and 15th from 8 pm to 11 pm.

- Councilmember Steve Narverud mentioned leaf pickup will begin next week, each ward will have their pickup day in sequential order. It will run for four weeks up to deer season.
- Mayor Holmer updated council on coalition and council was good with him attending a panel of mayors on October 17th.
- Holiday train will be in town on December 15th approximate arrival 7 – 7:30 pm.

CLOSE MEETING PURSUANT TO MN STATUTE §13D.05

Councilmember Jason Aarestad moved, being seconded by councilmember Mike Lorenson, to close the Council Meeting as permitted by section Pursuant to MN Statute §13D.05 to discuss allegations or charges against a City employee, Scott Beito, and whether the allegations or charges may lead to discipline against said employee.

To discuss allegations or charges against a City employee, Scott Beito, and whether the allegations or charges may lead to discipline against said employee.

On vote being taken, the motion was unanimously passed. The meeting closed at 7:25 p.m.

RECOVENE MEETING

The meeting reconvened at 7:35 p.m.

CLOSE MEETING PURSUANT TO MN STATUTE §13D.03

Councilmember Jason Aarestad motioned, being seconded by Councilmember Mike Lorenson, to remove 15.1 from agenda.

To discuss the City's labor negotiation strategy related to the City's compensation structure, funding and consideration of new General Manager of utilities MAPS position as it relates to future negotiations with employees and applicable employee unions.

On vote being taken, McCraw, Aarestad, Bolduc, Howe, and Lorenson voted aye; Narverud and Prudhomme, Holmer, voted nay, the resolution passed.

NEW BUSINESS

RESOLUTION NO. 10.216.22: Approve to dismiss Scott Beito.

Following discussion, Councilmember Mike Lorenson introduced Resolution 10.216.22, being seconded by Councilmember Anthony Bolduc, that:

THEREFORE, BE IT RESOLVED Approve to dismissal of Scott Beito.

On vote being taken, the resolution was unanimously passed.

RESOLUTION NO. 10.217.22: Approve to Open Public Works Maintenance for 10 day posting with public posting if not filled.

Following discussion, Councilmember Anthony Bolduc introduced Resolution 10.216.22, being seconded by Councilmember Rachel Prudhomme, that:

THEREFORE, BE IT RESOLVED Approve to Open Public Works Maintenance for 10 day posting with public posting if not filled.

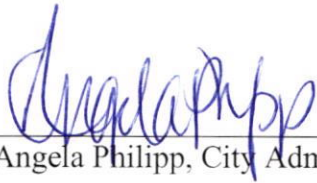
On vote being taken, the resolution was unanimously passed.

ADJOURNMENT

There being no further discussion, Councilmember Jason Aarestad, being seconded by Councilmember Mike Lorensen to adjourn at 7:37 p.m. On vote being taken, the Chair declared the motion unanimously carried. Recess for 5 minutes before Committee of Whole.

Committee of Whole Meeting - Immediately following tonight's City Council Meeting

Attest:



Angela Philipp, City Administrator



Brian D. Holmer, Mayor