

# BEMIDJI CITY COUNCIL AGENDA

Monday, November 7, 2016

Council Chambers  
City Hall – 317 4<sup>th</sup> Street NW  
6:00 P.M.



- ROLL CALL
- PLEDGE OF ALLEGIANCE TO THE FLAG
- AMENDMENTS TO AGENDA

## I. MINUTES

- 1) Regular Council: October 17, 2016

## II. CONSENT AGENDA

Items in the Consent Agenda are approved with one motion without discussion/debate. The Mayor will ask if any Council member wishes to remove an item. If no items are to be removed, the Mayor will then ask for a motion to approve the Consent Agenda.

- 2) Claims Submitted by Finance Officer in the amount of \$897,034.33
- 3) Claims Submitted by VenuWorks for the Sanford Center in the amount of \$41,690.10
- 4) Miscellaneous Business License Renewals for 2016
- 5) Reapportionment of Special Assessment (Assembly of God)
- 6) Declare 2010 Chevy Impala as Surplus Equipment (Police Dept.)
- 7) Purchase of Rover X Sewer Camera from MacQueen Equipment (\$76,815.99 tax included)
- 8) Resolution Modifying the Fire Department's Paid On Call Staff Member's Compensation Pay Rate (effective January 1, 2017)

## III. CITIZENS WITH BUSINESS BEFORE THIS COUNCIL – NOT ON AGENDA

**Public Comment** – Please give your name, address and state your concern/comment. Visitors may share their concerns with City Council on any issue, which is not already on the agenda. Each person will have 4 minutes to speak. The Mayor reserves the right to limit an individual's presentation if it becomes redundant, repetitive, irrelevant, or overly argumentative. The Mayor may also limit the number of individual presentations on any issue to accommodate the scheduled agenda items. All comments will be taken under advisement by the Council. **PLEASE BE ADVISED THAT THE COUNCIL WILL TAKE NO ACTION AT THIS TIME.**

## IV. REPORT(S)

- Bemidji Youth Advisory Commission
- Bemidji State Student Senate

*Bemidji—Regional Center Amenities with Small Town Character*

**V. ORDINANCE(S)**

- 9) Public Hearing & Second Reading of an Ordinance Amending Article II, Section 2.09, of the Bemidji City Code Pertaining to Mayor and Council Salaries
- 10) Public Hearing & Second Reading of an Ordinance Amending the Fee Schedule for 2017
- 11) Final Reading of an Ordinance Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property-Marci Maple)
  - Authorization to Publish Summary of Said Ordinance
- 12) Final Reading of an Ordinance Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property-Pamela May)
  - Authorization to Publish Summary of Said Ordinance
- 13) Final Reading of an Ordinance Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property-Brady & Anita Jones)
  - Authorization to Publish Summary of Said Ordinance
- 14) Final Reading of an Ordinance Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property-Kevin & Michelle Storey)
  - Authorization to Publish Summary of Said Ordinance
- 15) Final Reading of an Ordinance Amending Chapter 4 of the Bemidji City Code Entitled, "Alcoholic Beverages" By Amending the Provisions Relating to Section 4-95 Sunday Sales
  - Authorization to Publish Summary of Said Ordinance

**VI. UPCOMING MEETINGS**

- Monday, Nov. 14
 

5:15 p.m.	Canvassing Board – General Election Results
5:30 p.m.	Work Session – 2017 Street Projects & Closed re: Birchmont Dr. Reassessment
- Monday, Nov. 21
 

6:00 p.m.	Council Meeting
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**VII. MAYOR AND COUNCIL REPORTS**

➤ Please limit your committee reports to 4-5 minutes

**VIII. ADJOURN**

**RECONVENE AS THE  
BEMIDJI ECONOMIC DEVELOPMENT AUTHORITY  
FOLLOWED BY WORK SESSION**

**CITY COUNCIL PROCEEDINGS**  
**BEMIDJI, MINNESOTA**  
**Regular Meeting – Monday, October 17, 2016**

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, October 17, 2016 at 6:00 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, Larson

Staff Present: City Manager Nate Mathews, 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. **Motion by Olson, seconded by Meehlhause, to approve the agenda as prepared. Motion carried by unanimous vote.**

**MINUTES**

The following minutes were presented for approval:

Council Meeting	October 3, 2016
BEDA Meeting	October 3, 2016
Work Session	September 26, 2016

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

**CONSENT AGENDA**

The following Consent Agenda items were presented for approval. Councilor Erickson requested that the matter regarding the Volunteer Firefighter Pension be removed for discussion. **Motion by Larson, seconded by Olson, to approve the Consent Agenda items as follows:**

1. Claims submitted by the Finance Officer in the total amount of \$520,614.57
2. Claims Submitted by VenuWorks for the Sanford Center in the amount of \$105,108.20
3. Miscellaneous Business Licenses
4. 1 Day Temporary Consumption & Display Permit – Chamber Event (11/15/16)
5. Award Quote for Fire Station No. 1 Fire Sprinkler Project to Breth-Zenzen Fire Protection in the amount of \$19,659
6. Award Quote for Fire Station No. 1 Fire Alarm Project to Northland Fire Protection in the amount of \$6,852
7. **RESOLUTION NO. 6036:** Providing for the Prepayment and Redemption of Certain General Obligation Bonds (Series 2008)
8. **RESOLUTION NO. 6037:** Awarding Sale of \$2,910,000 Lease Revenue Refunding Bond (State of Minnesota Bureau of Criminal Apprehension Project), Series 2016; Fixing the Form and Specifications thereof, Providing for its Execution and Delivery, and Providing for its Payment

- 9. Approval of Second Amendment to Lease and Purchase Option Agreement with the State of Minnesota (Bureau of Criminal Apprehension)

**Motion carried by unanimous vote.**

**CITIZENS NOT ON AGENDA**

No one appeared.

**COMMITTEE REPORTS**

Bemidji Youth Advisory Commission – Sophie Warrick, BYAC President, introduced the current Commission. It was noted that there were several new members which makes this Commission one of the larger ones in years. Ms. Warrick stated they recently held their retreat and will be revising their by-laws.

BSU Student Senate – Mattie Pelland and Galen Hlausa, Student Senate reps, reported on current activities at BSU. Mr. Hlausa noted that the Student Senate is getting students pre-registered for the November election.

**NEW BUSINESS**

**2016 Street Renewal Project**

Gray stated that the City completed the eighth year of its annual street reconstruction program on various streets within the city. The 2016 project consisted of the reconstruction and paving of the following three street segments: 1) Park Avenue NW from 8<sup>th</sup> Street to 15<sup>th</sup> Street; 2) 26<sup>th</sup> Street NE from Bemidji Avenue to Birchmont Drive; and 3) Kay Avenue SE from 3<sup>rd</sup> Street to 2<sup>nd</sup> Street.

Gray stated that assessments to benefitting properties are proposed for the work that was completed and therefore the project was undertaken as a Chapter 429 Special Assessment project. The proposed assessments for the 2016 project are according to the City's assessment policy and are as follows:

Street Assessment	\$38/lineal foot
Sanitary Sewer Service Line	\$1,070/each
Water Service Line	\$1,070/each

Gray concluded that, in staff's opinion, each parcel on the assessment roll has benefitted from the project in an amount greater than or equal to the proposed assessment.

Pursuant to published notice a public hearing was held regarding input on proposed assessments for the 2016 Street Renewal Project (City Project #16-01). Mayor Albrecht opened the Public Hearing at 6:16 p.m.

- Don Knudson, 108 26<sup>th</sup> Street, asked for clarification on how the assessment process worked.

Hearing no further comments, the Mayor closed the Public Hearing at 6:17 p.m.

**RESOLUTION NO. 6038: Adopting Assessment Rolls for City Project #16-01 - 2016 Street Renewal Project was offered by Councilmember Johnson, and upon due second by Councilmember Meehlhause was passed by unanimous vote.**

**Re-Assessments – Birchmont Drive Project**

Gray stated that on June 29, 2016 Judge Cahill ordered that the Birchmont Drive project should be re-assessed according to the City's Policy for Public Improvements (PPI), dated May 21, 2007. He reviewed the process used to prepare the re-assessment roll. He stated that the analysis determined that the assessable cost of the project was \$4,008,619 out of the total project cost of \$5,408,619. The assessable cost was determined by deducting the city's share of the project costs (\$1,149,693) from the total project cost. The City costs were for road expansion, storm sewer and utility upsizing. A summation of the assessment numbers are as follows:

Sewer Only:	Unit Cost	=	\$10,448/lot
	Front Foot	=	\$69.56/foot
Sewer & Water:	Unit Cost	=	\$9,649/lot
	Front Foot	=	\$78.74/foot

He noted that the assessment roll includes 42 parcels that are currently within the city limits, 18 of those received city sanitary sewer and 24 of them received both sewer and water. The assessment will be spread over a 15-year period with an interest rate of 4.60% which was the interest rate on the initial assessment roll.

Jason Kuboushek, Iverson Reuvers, stated that the attorney representing the property owners argued that the PPI should determine the assessment amount. In their motion papers they asked for summary judgement pursuant to the Policies for Public Improvement. The property owners argued to the court and the court agreed in both its January 15, 2015 order to follow the PPI and once again in June 2016 order. The Court found that certain provisions applied and the City is obligated to follow that Order. He noted that Judge Cahill still has jurisdiction over this matter and if it goes back for another appeal and the City will be following his orders.

**Pursuant to published notice a public hearing was held regarding input on Re-Assessments for the Birchmont Drive Project (City Project #06-02). Mayor Albrecht opened the Public Hearing at 6:27 p.m.**

Zenas Baer, Zenas Baer & Associates, stated he is an attorney representing of a group of property owners, who object to the assessments. He stated that a written objection to the proposed fourth assessment on the 2008 Birchmont Drive City Project #06-02 was filed and the City Clerk confirmed that it was received on Friday, October 14, 2016. He provided background on the project stating that the petition was considered and adopted in 2004 for the extension of water and sewer which was referred to the City Engineer. The preliminary plan and spec came back with a \$3.27 million project. He stated that time went on and no new petition was filed. In 2008 the project resurrected itself as a \$5.4 million project. He stated that it was a "bait and switch" with an increase in cost or 40% higher than the original amount. He argued that Mr. Gray did not do an "objective" application of the PPI. He stated that it seems as though that public entities are intent in getting back into its coffers the \$1.4 million that was left on the table as a result of the initial assessment appeals. Mr. Baer stated that the PPI is not being followed as the Court ordered. The resolution adopting the PPI states that it is a guide as to how the benefits are measured and how the costs are to be apportioned. The PPI stated that if the project is designed for service beyond Birchmont Drive, then those costs must be considered system costs that the City has to bear. He stated that if you install oversize piping and believes that Mr. Gray is intentionally misleading the Council on what the policy says. The policy says that if the installation of oversized pipe or a heavier road built, those costs are not considered but only consider what

is necessary to serve the individuals that are using that system. He contended that \$5.4 million should be reduced by the \$1.4 million from County for road costs and then remove other system costs, oversizing of pipe and project costs. Mr. Baer continued to note other areas he felt where the PIP was misapplied by the City Engineer. In particular, the size of the water pipe. Mr. Baer stated that the objections filed by the property owners are largely the same today and basically the amount of the assessment exceeds the increase in value of the properties. He asked the Council to decline to adopt the assessment roll and order us into mediation because it is obviously not working through the courts.

Dennis Brovold, 4524 Birchmont Drive NE, stated that he contacted the Attorney General who conveyed via letter how the special assessment works. The AG stated that the special assessment must be supported by and proportional to special benefits in terms of increased value. He quoted the League of Mn Cities definition of special benefit test. He had his home appraised prior to the project and asked the appraiser if the special assessment would be \$20,000 more. His appraiser told him that the benefit would not increase or lower the market value.

Hearing no further comments, Mayor Albrecht closed the Public Hearing at 7:00 p.m.

Gray stated that he objected to Mr. Baer's comments that he misled the Council. He stated that the bid tab for the project had 116 bid items and he spent over a week going through them sorting out what they were related to. He stated he reduced the cost of the watermain from a 14" to 10". Gray stated that if a 6" water main was installed to the end of Birchmont Drive, there would not be enough water to put out a fire. The size of the pipe was based on the distance that the water flows and installing a 6" water main would have jeopardized most of the properties along Birchmont.

Mr. Kuboushek stated that throughout this matter the City and Township have been consistent in that as we have been looking at the benefits to the properties. In fact, the first time we went through this we weren't going to apply the PPI because we wanted to look at benefits from a different angle. Furthermore, it isn't because the PPI doesn't take into consideration but we wanted to look at it broadly. What was presented to the court by Attorney Baer was that "the contract in this case is clear and unambiguous. The Joint Resolution for Orderly Annexation specifically refers to sewer and water extensions being subject to the written manual of Policies for Public Improvements adopted by the Bemidji City Council on April 6, 1998 and as revised March 2001. There is no ambiguity in the Joint Resolution. The Court should as a matter of law order Northern Township and the City of Bemidji to calculate assessments according to the PPI." He stated that Judge Cahill took that directive and remanded it back to the City and Northern Township for the purpose of reassessing the project outlined in the Joint Resolution of Orderly Annexation, Section 8, which is the provision that indicates that the PPI shall be applied. He stated we are now following the Court Order. He stated that we have looked at assessments with and without the PPI. He stated that Mr. Gray has looked at it objectively and explained how he took out oversizing and residential streets. Staff is recommended adoption of the reassessment roll.

Mayor Albrecht noted that there is a written objection from the property owners.

**RESOLUTION NO. 6039: Adopting Re-Assessment Roll for City Project #06-02 – Birchmont Drive Project was offered by Councilmember Erickson, who moved its**

**adoption, and upon due second by Councilmember Meehlhause was passed by unanimous vote.**

2017-2019 Fire Protection Agreement

City Manager Mathews stated that the current Agreement for Fire Protection between the City and Bemidji Rural Fire Association is scheduled to expire December 31, 2016. This agreement has been in effect since 2006 and has served both entities well. He noted that minor updates were made to the agreement with no significant changes.

Fire Chief Hoefler noted that the Rural Fire Association has already approved and signed the agreement.

**Motion by Erickson, seconded by Johnson, to approve the 2017 – 2019 Fire Protection Agreement with the Bemidji Rural Fire Association. Motion carried unanimously.**

Bemidji Volunteer Firefighters' Relief Association (FRA) Pension Benefit

Mathews stated that staff along with Councilmember Hellquist have been working toward a resolution of the FRA pension benefit. He recalled that in December 2015, City staff presented a proposal to the Council to increase the benefit 6.7% over a three-year period, equal to the increases provided to union contracts. At that time, the FRA President requested that the Council not approve the proposal and it was not adopted. Council directed staff to develop a package proposal to resolve the matter which included multi-year agreement, pension benefit increase, hourly rates and reducing vesting schedule. After several meetings with members of the Relief Association, the following proposal was presented:

- Pension Benefit Increase:
  - 2016 and 2017 – 4.2% increase, or \$252, for an annual benefit of \$6,252
  - 2018 – 2.5%, or \$156, for an annual benefit of \$6,408
- Paid On Call hourly rate increase of \$2 per hour effective for hours in 2017
- Reduce vesting schedule from 10 years to 7 years

Erickson said she would be voting no to the pension increase that would obligate the taxpayer to the additional pension amount. She commented that the taxpayer doesn't have anyone to make their investments whole. Erickson further stated that she will be supporting a \$2 an hour increase to the volunteer firefighters' hourly wage.

**Motion by Meehlhause, seconded by Olson, to approve the Pioneer Volunteer Fire Department Relief pension benefit increase of 4.2%, or \$252, for an annual benefit of \$6,252 effective January 1, 2017 and reduce the vesting schedule from 10 years to 7 years as well as amendments to their by-laws in this regard. It is the Council's understanding that \$2 increase to hourly wages and a pension benefit increase for 2018 of 2.5%, or 156, for an annual benefit of \$6,408. Motion carried with the following vote: Ayes: Meehlhause, Hellquist, Albrecht, Larson, Olson, Johnson. Nays: Erickson.**

ORDINANCES

**AN ORDINANCE** Amending Article II, Section 2.09, of the Bemidji City Code Pertaining to Mayor and Council Salaries was given a first reading.

**AN ORDINANCE** Amending the Fee Schedule for 2017 was given a first reading.

Pursuant to published notice, a Public Hearing was held to receive input regarding an Ordinance Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property-Marci Maple). Mayor Albrecht opened the Public Hearing at 7:29 p.m.

- Nathan Preuss, 1018 Donald Avenue SE, noted that there potentially are underground utilities in the 20 feet of land to be sold to neighboring property owners. Staff responded that they are checking to see if any utilities easements exist or are in the 20 feet.

Hearing no further comments, the Mayor closed the public hearing at 7:33 p.m.

**AN ORDINANCE** Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property-Marci Maple) was given a second reading.

Pursuant to published notice, a Public Hearing was held to receive input regarding an Ordinance Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property-Pamela May). Mayor Albrecht opened the Public Hearing at 7:34 p.m., hearing no comments the public hearing was closed.

**AN ORDINANCE** Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property-Pamela May) was given a second reading.

Pursuant to published notice, a Public Hearing was held to receive input regarding an Ordinance Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property-Brady & Anita Jones). Mayor Albrecht opened the Public Hearing at 7:35 p.m., hearing no comments the public hearing was closed.

**AN ORDINANCE** an Ordinance Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property-Brady & Anita Jones) was given a second reading.

Pursuant to published notice, a Public Hearing was held to receive input regarding an Ordinance Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property-Kevin & Michelle Storey). Mayor Albrecht opened the Public Hearing at 7:35 p.m., hearing no comments the public hearing was closed.

**AN ORDINANCE** an Ordinance Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property-Kevin & Michelle Storey) was given a second reading.

Pursuant to published notice, a Public Hearing was held to receive input regarding an Ordinance Amending Chapter 4 of the Bemidji City Code Entitled, "Alcoholic Beverages" By Amending the Provisions Relating to Section 4-95 Sunday Sales. Mayor Albrecht opened the Public Hearing at 7:36 p.m., hearing no comments the public hearing was closed.

**AN ORDINANCE** Amending Chapter 4 of the Bemidji City Code Entitled, "Alcoholic Beverages" By Amending the Provisions Relating to Section 4-95 Sunday Sales was given a second reading.

#### **UPCOMING COUNCIL MEETINGS**

- Monday, Nov. 7                      6:00 p.m.                      Council Meeting



- Tuesday, Nov. 8 Election Day No Meetings
- Monday, Nov. 14 5:30 p.m. Work Session – 2017 Street Renewal Project

**COUNCIL/STAFF REPORT**

- Council members provided updates on current events and meetings.

**ADJOURN**

There being no further business, motion by Larson, seconded by Meehlhause, to adjourn the meeting. Motion carried. Meeting adjourned at 7:58 p.m.

Respectfully submitted,

Kay M. Murphy  
City Clerk

# Bill List Summary

November 7th, 2016

<u>Check /Wire</u>	<u>Vendor</u>	<u>Amount</u>
20582	Sparky's Construction, Inc.	34,975.00
20594 - 20714	See Attached List	<u>862,059.33</u>
		\$ 897,034.33
	<b>TOTAL</b>	<b>\$ 897,034.33</b>

# Accounts Payable

## Blanket Voucher Approval Document

User: denisea  
Printed: 11/02/2016 - 1:51PM  
Warrant Request Date: 11/08/2016  
DAC Fund:



### COUNCIL BILL LIST

Line	Claimant	Voucher No.	Amount
1	2nd Wind Exercise Equipment	000020594	5,385.00
2	A Stitch in Time	000020595	19.99
3	Accela, Inc. #774375	000000000	23.00
4	Ace On The Lake	000020596	1,477.99
5	Acme Tools-Bemidji	000020597	330.00
6	Advanced Eng.& Environ.Serv., Inc.	000020598	7,273.00
7	Alerus Retirement and Benefits	000000000	55.00
8	All Integrated Solutions	000020599	481.25
9	Ameripride	000000000	793.37
10	Anderson, Jannik	000000000	239.44
11	Anderson, Rick	000000000	210.60
12	Arrow Printing	000020600	267.21
13	Artisan Beer Company	000020601	1,315.00
14	Auto Value Bemidji	000020602	617.72
15	Bahl, Matthew	000000000	218.00
16	Bahr, Charles	000000000	170.00
17	Baker & Taylor	000000000	1,236.93
18	Bellboy Corporation	000000000	1,163.00
19	Beltrami County Auditor/Treasurer	000020603	87,817.64
20	Beltrami County Auditor/Treasurer	000020604	20.00
21	Bemidji Bituminous Inc	000020605	184.80
22	Bemidji Coca-Cola Bottling Co, Inc	000020606	648.00
23	Bemidji Curling Club	000020607	205.00
24	Bemidji Downtown Alliance Board	000020608	3,252.00
25	Bemidji Oil & Propane Inc	000000000	1,520.74
26	Bemidji Paper Sales, Inc.	000000000	1,990.80
27	Bemidji Welders Supply, Inc.	000020609	144.18
28	Bernick's	000000000	31,094.35
29	Bessler Brother's Electric, LLC	000000000	1,637.17
30	Bob Lowth Ford, Inc.	000020610	47.14
31	Botzek, Luke	000000000	55.99
32	Boyer Mechanical Services	000020611	225.00
33	Breakthru Beverage Minnesota Wine & Spirits, LLC	000020612	29,668.91
34	Buchanan, Jerome	000020613	70.00
35	BW Distributing	000020614	236.95
36	Carquest Auto Parts-Bemidji	000020615	512.38
37	Case, Brett	000000000	212.32
38	Cenex Fleetcard	000020616	14,865.01
39	Christiansen Construction Co, Inc.	000020617	29,044.25
40	Chrysler Capital	000020618	10.00
41	City of Bemidji	000000000	27,150.79
42	City of Minneapolis	000020619	891.00
43	Clarity Glass	000020620	82.29
44	Climate Control, Inc.	000020621	1,340.00
45	Comm of MMB, Treas. Division	000020622	440.00

Page Total: \$254,643.21

Line	Claimant	Voucher No.	Amount
46	Compass Minerals America Inc.	000020623	22,877.39
47	Crazy About Cleaning	000000000	705.00
48	Culligan	000000000	220.00
49	D & D Beverage, LLC	000000000	1,601.09
50	D-S Beverages	000020624	72,463.86
51	Dean, Lindsay	000020625	30.78
52	Department of Public Safety	000020626	40.00
53	Dick's Plumbing & Heating, Inc	000020627	119.00
54	Digital Ally, Inc.	000020628	425.00
55	Dog Waste Depot	000020629	117.00
56	Eischens, Ron	000000000	600.58
57	Electric Pump, Inc	000000000	6,792.50
58	Engstrom, Tom	000000000	65.00
59	Environmental Toxicity, Inc.	000020630	800.00
60	Fenner, Kevin	000000000	54.81
61	Ferguson Enterprises #3093	000020631	27.03
62	Ferguson Waterworks #2516	000020632	1,305.75
63	First Data Global Leasing	000000000	39.95
64	FleetPride, Inc.	000020633	388.58
65	Furshong, Peg	000000000	129.96
66	Gorick, Al	000000000	60.00
67	Grafix Shoppe	000020634	104.49
68	Grainger	000020635	45.72
69	Graphic FX	000020636	533.05
70	Great River Rescue	000020637	300.00
71	Grindy, Lyle	000000000	273.50
72	Guardian Pest Control, Inc	000020638	157.85
73	Habitat for Humanity	000020639	104.01
74	Hawkins, Inc.	000000000	12,873.25
75	HD Waterworks Supply	000020640	301.87
76	Heimkes, Paul R.	000020641	1,088.00
77	Henry's Waterworks, Inc.	000020642	242.87
78	Hoefer, David	000000000	115.00
79	Houston Engineering, Inc	000000000	11,870.00
80	Hulett, Mike	000000000	640.39
81	Ink Spot Press	000020643	447.97
82	Innovative Office Solutions, LLC	000020644	233.21
83	Ironhide Equipment, Inc.	000000000	618.09
84	JFC Strategic Services	000000000	7,613.04
85	Jim Hirt Trucking, Inc	000020645	2,389.73
86	John La Tourelle Photography	000020646	650.00
87	Johnson Bros., Inc.	000020648	44,982.71
88	Johnson Painting & Drywall	000020649	660.00
89	Johnson, Jeff	000020647	845.00
90	Kennedy & Graven Charter	000020650	1,121.58
91	Kennedy, Timothy	000000000	723.19
92	Kenny's	000020651	53.39
93	Lakeland Public Television	000020652	300.00
94	Larry's Machine Shop	000020653	59.17
95	Larson, Marcia	000000000	272.70
96	Lawson Products, Inc.	000020654	545.81
97	LaZella, Dave	000000000	23.00
98	Loebs, Chris	000000000	283.48
99	Luggar, Rick	000000000	152.99
100	Macqueen Equipment, Inc.	000000000	1,540.59
101	Maid In Bemidji, Inc.	000000000	309.00
102	MALTAIS ESTATE, RONALD	000020655	26.16

Page Total: \$201,364.09

Line	Claimant	Voucher No.	Amount
103	Maney Int'l of Alexandria, Inc.	000020656	289.75
104	Marco, Inc.	000000000	460.11
105	Marshall-Bond Pumps, Inc.	000020657	5,056.00
106	Mattice, Marc	000000000	36.72
107	Mavo Systems	000020658	5,850.00
108	McKinnon Co., Inc.	000020659	22,712.10
109	McMaster-Carr Supply Co.	000000000	158.70
110	Menards-Bemidji	000000000	667.73
111	Miller, Mike	000000000	20.00
112	MJB Home Center	000020660	2,167.97
113	MN Bureau Criminal Apprehension	000020661	375.00
114	MN Dept of Natural Resoures	000020662	98.39
115	MN Dept of Revenue ACH	000000000	60,119.00
116	MN Dept of Transportation	000020663	285.04
117	MN DNR Eco-Waters	000020664	210.12
118	MN Energy Resources	000000000	4,227.26
119	MN Treasury Division., Finance	000020665	142.30
120	MN Valley Testing Lab, Inc.	000000000	87.00
121	Municipal Service Co., Inc.	000020666	10,400.00
122	NAPA Auto Parts	000000000	323.52
123	Nei Bottling, Inc.	000020667	270.15
124	Northdale Oil Inc.	000020668	330.00
125	Northern Technologies, LLC	000020669	1,750.00
126	Northwoods Ice, Inc.	000020670	288.00
127	NW Tire, Incorporated	000020671	43.70
128	O'Reilly Auto Parts	000020672	22.94
129	Ollila, Les	000000000	86.00
130	Osmundson Towing	000020673	100.00
131	Otter Tail Power Company	000020674	45,011.82
132	Paul Bunyan Communications	000020675	1,673.45
133	Paustis & Sons	000020676	3,182.02
134	PDR Distribution, LLC	000020677	59.95
135	Phillips Wine & Spirits	000020678	26,789.51
136	Pike, Bryan	000000000	64.80
137	Pooler, Michelle	000020679	92.88
138	Postmaster	000020680	2,294.66
139	Praxair Distribution Inc	000020681	130.90
140	Pro-West & Associates, Inc.	000020682	2,500.00
141	Reedsburg Hardware Company	000020683	96.77
142	Richards Publishing Company	000020684	320.00
143	RMB Environmental Laboratories, Inc.	000020685	669.00
144	ROBERG/DANIEL RICE, MAYANA	000020686	7.62
145	Roger's Two Way Radio, Inc.	000020687	341.40
146	Rongstad, Andrew	000000000	123.00
147	Sadeks Repair & Welding, Inc.	000020688	3,683.18
148	Shelton, Loran	000020689	10.00
149	Skumavc, Kori	000000000	39.96
150	Smart, Douglas	000020690	1,830.00
151	Snopl, Shon	000000000	45.00
152	Solheim, Michael	000000000	12.00
153	Southern Glazer's Of MN	000020691	26,840.48
154	Southside Tow & Rec, Inc	000020692	905.66
155	Sparky's Construction, Inc.	000020693	23,182.89
156	Spartz, Ron	000020694	15.00
157	Spee-Dee Delivery Service, Inc.	000020695	141.04
158	Springsted Incorporated	000020696	225.00
159	Stanard & Associates, Inc.	000020697	220.00

Page Total: \$257,085.49

Line	Claimant	Voucher No.	Amount
160	Staples Advantage	000020698	118.54
161	Stearns, Joshua	000000000	297.10
162	Swedberg, Daniel	000000000	200.00
163	T & K Outdoors, Inc.	000020699	475.00
164	Team Laboratory Chemical Corp.	000020700	2,575.00
165	Terry's Auto Electric	000020701	122.96
166	Thunderbird Trophies	000020702	72.51
167	Tires Plus of Bemidji	000020703	24.82
168	TransUnion Risk and Alternative	000020704	25.00
169	Trinity Creek Consulting	000000000	9,783.29
170	True Brands	000020705	348.63
171	US Bank Merchant Billing	000000000	7,468.67
172	Val Ras Photography	000020706	300.00
173	Valvoline Instant Oil Change	000020707	55.23
174	Verizon Wireless	000020708	140.04
175	Viking Industrial Center	000020709	816.69
176	Vinocopia, Inc.	000000000	1,188.00
177	VisitBemidji	000000000	38,123.01
178	Visu-Sewer, Inc.	000020710	82,259.75
179	Waste Management of WI-MN	000020711	2,924.07
180	Wells Fargo-ACH	000000000	46.72
181	Wendorf, Barry	000000000	119.88
182	Wes Plumbing & Heating	000020712	475.00
183	Wilcox, LuAnn	000000000	622.20
184	Wine Merchants	000020713	95.00
185	XPO Logistics Freight, Inc.	000020714	83.93
186	Zee	000000000	205.50
<b>Page Total:</b>			<b>\$148,966.54</b>
<b>Grand Total:</b>			<b>\$862,059.33</b>

**VenuWorks of Bemidji, LLC**  
**Unpaid Bills Detail**  
**As of October 21, 2016**

9:23 AM  
 10/21/2016

	<u>Open Balance</u>
<b>Arrowhead Radio &amp; Security</b>	
	70.51
<b>Total Arrowhead Radio &amp; Security</b>	<u>70.51</u>
<b>Beer Inc.</b>	
	3,200.00
<b>Total Beer Inc.</b>	<u>3,200.00</u>
<b>Beltrami County Solid Waste</b>	
	609.42
<b>Total Beltrami County Solid Waste</b>	<u>609.42</u>
<b>Bemidji Pioneer</b>	
	421.00
	1,391.67
	430.50
<b>Total Bemidji Pioneer</b>	<u>2,243.17</u>
<b>Bemidji State University;MARS</b>	
	11,400.00
<b>Total Bemidji State University;MARS</b>	<u>11,400.00</u>
<b>Bemidji Welders Supply, Inc.</b>	
	169.16
	229.52
<b>Total Bemidji Welders Supply, Inc.</b>	<u>398.68</u>
<b>Bji Downtown Meats</b>	
	136.34
	768.79
	123.52
<b>Total Bji Downtown Meats</b>	<u>1,028.65</u>
<b>BJI WOOLEN</b>	
	65.00
<b>Total BJI WOOLEN</b>	<u>65.00</u>
<b>Border States Electric Supply</b>	
	-6.03
	-16.97
<b>Total Border States Electric Supply</b>	<u>-23.00</u>
<b>Celestine O'Halloran Johnson</b>	
	50.00
<b>Total Celestine O'Halloran Johnson</b>	<u>50.00</u>
<b>Creative Artisits</b>	
	-20.00
	20.00
<b>Total Creative Artisits</b>	<u>0.00</u>

	<u>Open Balance</u>
<b>Double Tree</b>	
	661.95
<b>Total Double Tree</b>	<u>661.95</u>
<b>Farner-Bocken Company</b>	
	129.60
<b>Total Farner-Bocken Company</b>	<u>129.60</u>
<b>G &amp; R Controls, Inc.</b>	
	-189.05
<b>Total G &amp; R Controls, Inc.</b>	<u>-189.05</u>
<b>Graphic FX</b>	
	82.75
<b>Total Graphic FX</b>	<u>82.75</u>
<b>HBI Radio Bemidji</b>	
	504.00
	294.00
	252.00
	266.00
	252.00
<b>Total HBI Radio Bemidji</b>	<u>1,568.00</u>
<b>Holmes Murphy</b>	
	280.00
	90.00
<b>Total Holmes Murphy</b>	<u>370.00</u>
<b>Johnson Brothers Liquor Co.</b>	
	411.34
<b>Total Johnson Brothers Liquor Co.</b>	<u>411.34</u>
<b>KKWB-FM Bemidji Radio, Inc.</b>	
	630.00
<b>Total KKWB-FM Bemidji Radio, Inc.</b>	<u>630.00</u>
<b>KOJB 90.1 FM</b>	
	300.00
<b>Total KOJB 90.1 FM</b>	<u>300.00</u>
<b>KXKK 92.5 FM</b>	
	6.00
<b>Total KXKK 92.5 FM</b>	<u>6.00</u>
<b>Marco</b>	
	60.75
<b>Total Marco</b>	<u>60.75</u>
<b>Meyers SignSource</b>	
	70.12
<b>Total Meyers SignSource</b>	<u>70.12</u>
<b>Phillips Wine &amp; Spirits</b>	
	118.14
	<u>118.14</u>



	<u>Open Balance</u>
Total Phillips Wine & Spirits	118.14
R.P Broadcasting, Inc.	
	<u>389.51</u>
Total R.P Broadcasting, Inc.	389.51
<b>Shiftboard</b>	
	81.00
Total Shiftboard	81.00
<b>The Party Store</b>	
	<u>177.85</u>
Total The Party Store	177.85
<b>Total Tap Services</b>	
	<u>950.00</u>
Total Total Tap Services	950.00
<b>Tour Design Creative Services</b>	
	120.00
	470.00
	<u>825.00</u>
Total Tour Design Creative Services	1,415.00
<b>VenuWorks, Inc.</b>	
	11,999.50
	<u>3,009.50</u>
Total VenuWorks, Inc.	15,009.00
<b>Waste Management</b>	
	<u>405.71</u>
Total Waste Management	405.71
<b>TOTAL</b>	<u><u>41,690.10</u></u>

## GENERAL BUSINESS LICENSES - 2016

Type of License	Business Name	Business Location	Fee Paid
Plumber	J-BERD MECHANICAL CONTRACTORS, I	WITHIN BEMIDJI CITY LIMITS PM642621	\$95.00

## **COUNCIL AGENDA ITEM**



**Meeting Date: November 7, 2016**

**Action Requested: Reapportionment of Special Assessment**

**Prepared By: Kay M. Murphy, City Clerk** *Kay*

**Reviewed By: Nate Mathews, City Manager**

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The City received a Lot Combination request from Assembly of God (1015 4<sup>th</sup> Street SE) for four parcels abutting their property. They are: 80.03647.00, 80.03648.00, 80.03649.00, 80.0365.00. There is a special assessment on Parcel #80.03647.00 in the amount of \$2,003.02.

Staff has reviewed the request and concurs with moving the assessment to the new parcel number.


### **Recommendation:**

Authorize reallocation of the special assessment as requested by the property owner.



## **COUNCIL AGENDA ITEM**



**Meeting Date:** November 7<sup>th</sup>, 2016  
**Action Requested:** Surplus Equipment  
**Prepared By:** Michael L. Mastin, Police Chief   
**Reviewed By:** Nathan Mathews, City Manager

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According to the Bemidji City Code Subdivision IV, Sec. 2-541, Disposal of Excess Property, the City Manager may, from time to time, recommend to the Council that certain personal property owned by the City is no longer needed for a municipal purpose and should be sold.

The Police Department recommends that the following vehicles be declared surplus:

2010 Chevy Impala, utilized as a Police Reserves vehicle.  
VIN# **2G1WD5EM6A1190974**

### **Recommendation:**

Staff recommends that the City Council declare the vehicle surplus and authorize the City Manager to dispose of said property.

# COUNCIL AGENDA ITEM



**Meeting Date:** November 7, 2016

**Action Requested:** Approve Purchase of Rover X sewer camera

**Prepared By:** Todd Anderson, Water & Sewer Superintendent

**Reviewed By:** Craig Gray, Director of Public Works/City Engineer

A handwritten signature in blue ink, appearing to be "CG", located to the right of the "Reviewed By" line.

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## Background:

There is \$150,000 in the 2016 Sewer Department CIP for the purchase of a new utility van and televising equipment. After demonstrations of several systems, we have chosen the one that best meets our needs. The intent of the system is to reduce operating time on our larger, more expensive jetter vac truck, thereby increasing its lifecycle. The League of Minnesota Cities Insurance Trust now allows use of camera's to determine if a particular sewer line needs to be cleaned. This will also reduce potential complaints that jetting can cause.

We are not purchasing the utility van at this time. We are currently evaluating what piece of equipment will serve us the best in the maintenance of our sanitary and storm systems.

The following price was received from the Minnesota State contract Pricing SEQ #S986-814 and is recommended to be purchased.

Opt 1.0 Rover X Base System	\$ 72,855.00
Opt 1.62 Top Manhole Roller	\$ 333.00
Opt 1.64 Tiger Tail	\$ 68.00
Non Contract Training & Drive time	\$ 1,560.00
Non Contract Honda 300 EU Generator	\$ 1,999.99
Total	\$ 76,815.99

## Recommendation:

Authorize the purchase of the Rover X Base System and extra's from Macqueen Equipment for a total price of \$76,815.99 (price includes tax).

# RESOLUTION NO.

## A RESOLUTION MODIFYING THE FIRE DEPARTMENT'S PAID ON CALL STAFF MEMBER'S COMPENSATION PAY RATE

**WHEREAS**, in February 2002, the City Council passed Resolution No. 4917 adjusting the "Volunteer" Firefighter reimbursement rate; and

**WHEREAS**, no modifications to the Paid On Call positions since February 2002 with the exception of the internal equity adjustments completed in January 2012 and January 2016 with the creation of new job descriptions.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Bemidji, Minnesota, that the following hourly reimbursement pay rates be established as compensation for the Fire Department's Paid On Call staff:

<u>Position Title</u>	<u>Pay Rate</u>
POC Probationary Firefighter	\$12.00
POC Firefighter	\$13.00
POC Equipment Operator	\$14.00
Part-time Fire Inspector	\$15.00
POC Fire Captain	\$15.00
POC Training Officer	\$16.00
POC Assistant Fire Chief	\$16.00
POC Deputy Fire Chief	\$17.00

**BE IT FURTHER RESOLVED**, that the increase be effective January 1, 2017.

The foregoing resolution was offered by Councilmember \_\_\_\_\_, who moved its adoption, and on due second by Councilmember \_\_\_\_\_, was passed by the following vote:

Ayes:

Nays:

Absent:

Passed:

ATTEST:

APPROVED:

\_\_\_\_\_  
Kay M. Murphy, City Clerk

\_\_\_\_\_  
Rita C. Albrecht, Mayor

# ORDINANCE NO. \_\_\_\_\_, 3<sup>rd</sup> Series

## AN ORDINANCE AMENDING THE SECTION 2.09, PERTAINING TO CITY COUNCIL SALARY, OF THE BEMIDJI CITY CODE

### THE CITY OF BEMIDJI ORDAINS:

City Code Section 2.09 is hereby amended as follows:

- Subd. 1. The annual salary of the Mayor shall be ~~\$12,000.00~~ \$14,000.00.
- Subd. 2. The annual salary of each Council person shall be ~~\$10,000.00~~ \$12,000.00.

**SECTION 2.** The effective date of this Ordinance shall be January 1, 2017.

Ayes:  
Nays:  
Absent:

First Reading:  
Second Reading:  
Final Reading:

ATTEST:

APPROVED:

\_\_\_\_\_  
Kay M. Murphy, City Clerk

\_\_\_\_\_  
Rita C. Albrecht, Mayor

# CITY OF BEMIDJI

## ORDINANCE NO.     , 3<sup>rd</sup> SERIES

AN ORDINANCE AMENDING THE BEMIDJI CITY CODE,  
ADOPTING AN AMENDED FEE SCHEDULE FOR 2017

THE CITY OF BEMIDJI DOES ORDAIN:

**Section 1. Amended Fee Schedule.** The collection of fees shall be in accordance with the attached fee schedule effective January 1, 2017.

**Section 2. Publication of Ordinance.** This Ordinance shall become effective 30 days after its passage and due publication thereof.

Ayes:

Nays:

Absent:

First Reading:

Second Reading:

Final Reading:

ATTEST:

APPROVED:

\_\_\_\_\_  
Kay M. Murphy, City Clerk

\_\_\_\_\_  
Rita C. Albrecht, Mayor



# 2017 FEE SCHEDULE

As of January 1, 2017

DESCRIPTION	CURRENT FEE	2015 FEE Note: new or increased fee is in BOLD print
<b>BUILDING DEPARTMENT</b>		
<b>Building/Mechanical Permits: Industrial, Commercial, Multi-family Residential, Single-family and additions</b>	ATTACHED FEE SCHEDULE plus 65% plan review fee (valuation based on current state of MN building valuation data) plus State Surcharge Fee	ATTACHED FEE SCHEDULE plus 65% plan review fee (valuation based on current state of MN building valuation data) plus State Surcharge Fee
Demolition Building Permit – Residential	\$50.00	\$50.00/each
Demolition Building Permit - Commercial	\$100.00	\$100.00/each
Temporary Structure Permit (180 days)	\$50.00/each	\$50.00/each
<b>RENTAL PROPERTY BUSINESS LICENSE/PERMIT</b>		
1 unit residential	\$100.00/annual	\$100.00/annual
Duplex residential (2 units)	\$125.00/annual	\$125.00/annual
Multi-Unit Residential Buildings: 3-12 units 13-24 units 25 units & up	\$150.00 per bldg/annual \$200.00 per bldg/annual \$300.00 per bldg/annual	\$150.00 per bldg/annual \$200.00 per bldg/annual \$300.00 per bldg/annual
Re-inspection fee for Third & each additional inspection required for compliance	\$100.00/each	\$100.00/each
Complaint-based inspection (with validated violation)	\$100.00/each	\$100.00/each
Late Rental Registration Penalty	\$100.00/each	\$100.00/each
Reinstatement Fee of Suspended Rental License	\$500.00/each	\$500.00/each
First-time Rental Registration Fee	\$500.00/each	\$500.00/each
Failure to Transfer Ownership Penalty	\$100.00/each	\$100.00/each
Operating without a License Penalty	\$500.00/each	\$500.00/each
Rental Appeal	\$200.00each	\$200.00/each
<b>CITY CLERK BUSINESS LICENSE FEES</b>		
Adult Entertainment/Investigation Fee	\$75.00/first time	\$75.00/first time
Adult Entertainment Establishment	\$230.00/year	\$230.00/year
Adult Entertainment Establishment (late fee)	\$30.00/each	\$30.00/each
Amusement Devices	\$30.00/each	\$30.00/each
Amusement Rides	\$55.00/year	\$55.00/year
Billiards/Pool/Card Tables (per table)	\$20.00/year	\$20.00/year
Bowling Alley (per lane)	\$20.00/year	\$20.00/year
Carnival/Circus	\$240.00/year	\$240.00/year
Christmas Tree Lot	\$35.00/year	\$35.00/year
Cigarette/Tobacco Sales/E-Cigarette Sales	\$85.00/year	\$85.00/year
Dancer (Adult)	\$30.00/year	\$30.00/year
Dances (in lounge)	\$240.00/year	\$240.00/year
Dances (other)	\$95.00/year	\$95.00/year
Delivery Service	\$40.00/year	\$40.00/year
Fairs (Artisan, Craft)	\$75.00/year	\$75.00/year

Fireworks (Exclusive)	\$350.00/year (Set by State)	\$350.00/year (Set by State)
Fireworks (Non-Exclusive)	\$100.00/year (Set by State)	\$100.00/year (Set by State)
Fuel Plant/Bulk Storage (>25,000 gallons)	\$95.00/year	\$95.00/year
Fuel Plant/Bulk Storage (<25,000 gallons)	\$35.00/year	\$35.00/year
Gas Station (per pump)	\$35.00/year	\$35.00/year
Horse Drawn Carriage/Livery Service	\$65.00/year	\$65.00/year
Hotel/Motel	\$65.00/year	\$65.00/year
Massage Establishment	\$120.00/year	\$120.00/year
Massage Therapist	\$120.00/year	\$120.00/year
Pawnbroker	\$185.00/year	\$185.00/year
Peddler/Solicitor/Transient Merchant	\$280.00/60 days	\$280.00/60 days
Photographer	\$40.00/year	\$40.00/year
Plumber	\$95.00/year	\$95.00/year
Restaurant/Food Service	\$35.00/year	\$35.00/year
Roller Rink	\$50.00/year	\$50.00/year
Secondhand Goods/Junk Dealers	\$95.00/year	\$95.00/year
Shows/Exhibitions/Demonstrations	\$55.00/day- \$20.00/each add'l day	\$55.00/day- \$20.00/each add'l day
Taxicab/Limousine Driver	\$20.00/year	\$20.00/year
Taxicab/Limousine Service – First Vehicle	\$95.00/year	\$95.00/year
Taxicab/Limousine Service – Add'l Vehicles	\$35.00/year	\$35.00/year
Theater/Movie	\$175.00/year	\$175.00/year
Tree Removal Service	\$65.00/year	\$65.00/year
Used Car Lots	\$65.00/year	\$65.00/year
Transfer Business License	\$25.00/each	\$25.00/each
Duplicate Business License	\$10.00/each	\$10.00/each
Alcohol in Park Permit	\$50.00/each	\$50.00/each
Archery Application Fee – Deer hunt		
<b>Liquor License Fees</b>		
Retail License Fee (existing businesses) *Reduced by \$100 if meet Statute requirements §340A.408, Subd. 3(c)	\$560.00*	\$560.00*
Club – Membership 200 or less; Club fees are set by State according to membership	\$300.00/year	\$300.00/year
Club – Membership 201-500	\$500.00/year	\$500.00/year
Club - Membership 501-1,000	\$650.00/year	\$650.00/year
Club – Membership 1,001-2,000	\$800.00/year	\$800.00/year
Club – Membership 2,001-4,000	\$1,000.00/year	\$1,000.00/year
Club – Membership 4,001-6,000	\$2,000.00/year	\$2,000.00/year
Club – Membership 6,000 or more	\$3,000.00/year	\$3,000.00/year
<b>Intoxicating On Sale:</b>		
35% food sales - effective 2004	\$3,780.00/year	\$3,780.00/year
Establishments that do not meet minimum food requirements	\$4,255.00/year	\$4,255.00/year
<b>Intoxicating On Sale – Sunday</b>	\$200.00/year	\$200.00/year
Liquor License Investigative Fee	\$100.00/each	\$100.00/each
Liquor License Transfer Fee	\$60.00/each	\$60.00/each
Liquor (1-4 day)	\$120.00/each	\$120.00/each
Taproom License	\$400.00/each	\$400.00 each
Small Brewer	\$240.00/each	\$240.00/each
On Sale Sunday Taproom	\$200.00/each	\$200.00/each
Off Sale Growler License		\$200.00/each
Wine	\$585.00/year	\$585.00/year

<b>3.2% Beer Off Sale</b>	\$95.00/year	\$95.00/year
<b>3.2% Beer On Sale</b>	\$295.00/year	\$295.00/year
Temp. On Sale Beer (3 months)	\$55.00/month	\$55.00/month
Consumption & Display Permit	\$65.00/year	\$65.00/year
Consumption & Display Permit (1 day only)	\$15.00	\$15.00
<b>Annexation Fees</b>	\$5.00/acre	\$5.00/acre
State Fee	\$100 minimum	\$100 minimum
Publication Fees	Actual Cost	Actual Cost
Mailing Costs	Actual Cost	Actual Cost
Filing Fees (Recording)	Actual Cost	Actual Cost
<b>Bonds</b>		
Bonds totaling less than \$1 million	Fee \$3,000 plus out of pocket cost	Fee \$3,000 plus out of pocket cost
Bonds totaling \$1 million to \$5 million	Fee \$5,000 plus out of pocket cost	Fee \$5,000 plus out of pocket cost
Bonds exceeding \$5 million	Fee \$10,000 plus out of pocket	Fee \$10,000 plus out of pocket
<b>Miscellaneous Fees</b>		
City Hall Rental – Evenings or Weekends	\$40.00	\$40.00
Video Technician (Channel 2)	Actual Cost	Actual Cost
Assessment Search (written request)	\$15.00/each	<b>\$25.00/each</b>
Copy of DVD Meetings	Actual Cost	Actual Cost
Copy(ies) – Black/White	\$.25/page	\$.25/page
Copy(ies) - Color	\$.50/page	\$.50/page
City Charter	\$2.00/each	\$2.00/each
Comprehensive Plan	\$20.00/each	\$20.00/each
DATA REQUEST – Staff time	Actual Cost	Actual Cost
Non-Sufficient Funds (NSF) Charge	\$30.00/each	\$30.00/each
Property Maintenance Code	\$3.00/each	\$3.00/each
FLAG – CITY	Actual Cost	Actual Cost
<b>Delinquent Accounts Receivable Bills Charge – Not paid by the 21<sup>st</sup> of the month.</b>	10% annually or .833% monthly	10% annually or .833% monthly
<b>FRANCHISE FEES</b>		
Electric Franchise Fees:	5.0% monthly gross revenues	5.0% monthly gross revenues
Gas Franchise Fees:	5.0% monthly gross revenues	5.0% monthly gross revenues
<b>Parkland Dedication</b>		
Residential (1 acre)	\$20,000.00	\$20,000.00
Non-Residential (1 acre)	\$50,000.00	\$50,000.00
<b>Public Education Government (PEG)</b>	\$0.50 month	\$0.50 month
<b>Tax Increment Financing</b>	\$7,500.00 application fee \$2,500 non-refundable	\$7,500.00 application fee \$2,500 non-refundable
<b>FIRE DEPARTMENT</b>		
Residential Special Burning Permit	N/C	N/C
<b>Fire Equipment:</b>		
Service Vehicle	\$25.00/hr -operating rate	\$25.00/hr -operating rate

(includes 2 firefighters)	\$25.00/hr - standby rate	\$25.00/hr - standby rate
Quick Response Rig (includes 2 firefighters)	\$95.00/hr -operating rate \$47.50/hr - standby rate	\$95.00/hr -operating rate \$47.50/hr - standby rate
NFPA Rated Pumper/Engine (includes 2 firefighters)	\$150.00/hr -operating rate \$75.00/hr - standby rate	\$150.00/hr-operating rate \$75.00/hr - standby rate
NFPA Rated Tanker/Engine (includes 2 firefighters)	\$125.00/hr -operating rate \$62.50/hr - standby rate	\$125.00/hr -operating rate \$62.50/hr - standby rate
Hovercraft (includes 2 firefighters)	200.00/hr - operating rate 100.00/hr - standby rate	\$200.00/hr -operating rate \$100.00/hr - standby rate
Add'l Firefighters	\$12.50/hr -vol. (on call) \$25.00/hr - career	\$12.50/hr -vol. (on call) \$25.00/hr - career
<b>INSPECTIONS</b>		
Day Care & Foster Care Fire Inspection License	\$50.00/first two visits \$50.00/per add'l visit	\$50.00/first two visits \$50.00/per add'l visit
Commercial Property Fire Inspection	0/first two visits \$50.00/per add'l visit \$50.00/complaint based	\$0/first two visits \$50.00/per add'l visit \$50.00/complaint based
Fireworks Inspection	\$50.00/per add'l visit	\$50.00/per add'l visit
<b>G.I.S. DEPARTMENT</b>		
As-built Escrow – Commercial Property *Amount determined by G.I.S. Coordinator	\$500.00/min*	\$500.00/min*
Assigning New Address	\$50.00/each	\$50.00/each
2009 6" Resolution Color Aerial Photography covering the City limits & 5 year annexation areas	\$100.00/each	\$100.00/each
2007 6" Resolution Color Aerial Photography covering the City limits & 5 year annexation areas	\$100.00/each	\$100.00/each
2005 4" Resolution digital Ortho-Photography In Mr. SID Format ¼ Section	\$100.00/each	\$100.00/each
2005 1 ft. Resolution digital Ortho-Photography – Northern & Bemidji Townships	\$500.00/each	\$500.00/each
Aerial Photos, ½ Sections, Plats City Street, Zoning or Ward Maps	\$2.00/each	\$2.00/each
8 ½ x 11 (more than 1 page)	\$1.00/each	\$1.00/each
11 x 17	\$2.50/each	\$2.50/each
17 X 22	\$3.00/each	\$3.00/each
22 x 34	\$5.00/each	\$5.00/each
36 x 36	\$8.00/each	\$8.00/each
Custom Mapping	\$25.00/hour	\$25.00/hour
<b>PARKS &amp; RECREATION DEPARTMENT</b>		
Park Usage - Deposit (refundable)	\$250.00 (minimum)	\$250.00 (minimum)
<b>City Park</b>		
City Park Building Rental	\$100.00	\$100.00
- Deposit (refundable)	\$200.00	\$200.00
Softball Field Rental	\$25/field/game	\$25/field/game
<b>Tournament Fees:</b> *Includes use of Main Building & Complex		
- Weekend/2 day	\$350.00	\$350.00
- 1 day	\$200.00	\$200.00
- Deposit (refundable)	\$200.00	\$200.00
<b>North Country Park</b>		
Baseball Field Rental	\$35.00 per field/per day	\$35.00 per field/per day
<b>Diamond Point Park</b>		
Main Building Rental	\$200.00	\$200.00

- Deposit (refundable)	\$300.00	\$300.00
Pavilion Rental	\$100.00	\$100.00
- Deposit (refundable)	\$200.00	\$200.00
<b>South Shore Park Building Rental</b>		<b>\$200.00</b>
- Deposit (refundable)		<b>\$300.00</b>
<b>Neilson-Reise Arena</b>	<b>SEE ATTACHED 2016 RATES</b>	
<b>Nymore Park</b>		
Warming House Rental	\$50.00	\$50.00
- Deposit (refundable)	\$100.00	\$100.00
Fish House Impoundment Fee (left in Park)	\$75.00	\$75.00
<b>Community Garden Plot</b>		
15 x 15 garden plot	\$20.00/each	\$20.00/each
10 x 15 garden plot	\$15.00/each	\$15.00/each
<b>POLICE DEPARTMENT</b>		
<b>ADMINISTRATIVE FINES</b> (See attached list for offenses)	\$60/EACH	\$60/each unless otherwise noted
<b>False Alarms:</b>		
Fire/Security – First 3 Alarms	\$0	\$0
4 <sup>th</sup> – 10 <sup>th</sup> Alarm	\$50.00/each	\$50.00/each
11 <sup>th</sup> – 15 <sup>th</sup> Alarm	\$100.00/each	\$100.00/each
16 <sup>th</sup> plus each successive alarm	\$150.00/each	\$150.00/each
<b>Dog &amp; Cat License:</b>		
Dog or Cat - Not spayed/Neutered	\$25.00/year	\$25.00/year
Dog or Cat – Spayed/Neutered	\$10.00/year	\$10.00/year
Dog or Cat- Impound	\$40.00/each + daily care	\$40.00/each + daily care
Daily Care	\$10.00/per day	\$10.00/per day
Replacement Dog/Cat License	\$.50/each	\$.50/each
Impound Vehicles – At City Yard	\$10.00/per day	\$10.00/per day
Billable Transaction Fees for Pawnbrokers and Secondhand & Precious Metal Dealers	\$1.00/per billable transaction	\$1.00/per billable transaction
Security	\$75.00/per hour	\$75.00/per hour
Crime-Free Multi-housing Educational Course	\$40.00/each	\$40.00/each
<b>PARKING TICKETS</b>		
Red Ticket – paid within 72 hours	\$20.00/each	\$20.00/each
Red Ticket – paid after 72 hours	\$30.00/each	\$30.00/each
Yellow Ticket – paid within 72 hours	\$10.00/each	\$10.00/each
Yellow Ticket – paid after 72 hours	\$20.00/each	\$20.00/each
<b>PARKING PERMIT (LAKE BLVD ONLY)</b>	\$15.00/3 years	\$15.00/3 years
<b>PUBLIC WORKS DEPARTMENT</b>		
<b>EROSION &amp; SEDIMENT CONTROL ESCROW</b> *Amount may be higher based on determination by the City Engineer. After completion of project, escrow is refunded.	\$250.00*	\$250.00*
<b>Refuse Rates</b>		
<b>Residential Rates:</b>		
<b>One 65 gallon can per week</b>	\$12.20/month plus \$1.00/mo. can rental	\$12.57/month plus \$1.00/mo. can rental
<b>One 95 gallon can per week</b>	\$12.72/month plus	\$12.57/month plus



	\$1.00/mo. can rental	<b>\$1.00/mo. can rental</b>
Refuse Bag System (no new customers)	\$2.00/each plus \$1.00 can rental/month	\$2.00/each plus \$1.00 can rental/month
Job Lot/Recycling Pickup	\$100/Non-scheduled \$75/Scheduled	\$100/Non-scheduled \$75/Scheduled
Start or Stop Refuse Service	\$20.00/each event	\$20.00/each event
Refuse Pickup After the Fact (customer failed to have refuse can out in time)	\$5.00/each event	\$5.00/each event
Delinquent Refuse Charge: Applied to the bill if not paid by the 21 <sup>st</sup> of the month.	10%	10%
<b>STORMWATER UTILITY CHARGES</b>		
Single Family Household (owner occupied)	1.0 ERU*	1.0 ERU*
Rental Units – Non-homestead	1.0+.5 ERU per unit	1.0+.5 ERU per unit
Business/Industrial	1.0 ERU per 3,700 sq. ft.	1.0 ERU per 3,700 sq. ft.
Medical Office	1.0 ERU per 6,700 sq. ft.	1.0 ERU per 6,700 sq. ft.
University	1.0 ERU per 6,700 sq. ft.	1.0 ERU per 6,700 sq. ft.
Agriculture/Open/Vacant Lot	1.0 ERU per 10 acres	1.0 ERU per 10 acres
Minimum Charge (2.5 acres or less)	\$1.59 per month	\$1.59 per month
Basic System Rate	\$6.44 per month	\$6.44 per month
Parcels located outside a stormwater drainage district	\$3.22 per ERU	\$3.22 per ERU
Delinquent Stormwater Utility Charge – Applied to the bill if not paid by the 21 <sup>st</sup> of the month. *Equivalent Residential Unit (ERU)	10%	10%
Street Sweeping	\$250/hour	\$250/hour
<b>WATER - TIER RATES</b>		
0 to 10,000 gallons	\$3.45 per thousand gallons of water used plus fixed base rate*	<b>\$3.59 per thousand gallons of water used Plus fixed base rate*</b>
10,001 to 50,000 gallons	\$3.96 per thousand gallons of water used Plus fixed base rate*	<b>\$4.12 per thousand gallons of water used Plus fixed base rate*</b>
Over 50,000 gallons	\$4.75 per thousand gallons of water used Plus fixed base rate*	<b>\$4.94 per thousand gallons of water used Plus fixed base rate*</b>
<b>SEWER RATES</b>		
Sewer	\$6.28 per thousand gallons of water used plus fixed base rate*	<b>\$6.54 per thousand gallons of water used Plus fixed base rate*</b>
Sewer only	\$34.87 per month (regardless of the number of people at the residence)	<b>\$36.27 per month (regardless of the number of people at the residence)</b>
<b>FIXED BASE RATE BASED ON METER SIZE:</b>		
<b>5/8" to 3/4" Meter</b>	Water — \$ 5.06 Sewer — \$10.30 Total — \$15.36	Water <b>\$ 5.27</b> Sewer <b>\$10.72</b> Total <b>\$15.98</b>
<b>1" Meter</b>	Water — \$ 7.09 Sewer — \$14.42 Total — \$21.51	Water <b>\$ 7.38</b> Sewer <b>\$15.00</b> Total <b>\$22.38</b>
<b>1.5" Meter</b>	Water — \$ 9.12 Sewer — \$18.54 Total — \$27.66	Water <b>\$ 9.49</b> Sewer <b>\$19.29</b> Total <b>\$28.78</b>
<b>2" Meter</b>	Water — \$14.70 Sewer — \$29.85	Water <b>\$15.29</b> Sewer <b>\$31.05</b>

	Total — \$44.55	Total \$46.34
<b>3" Meter</b>	Water — \$ 55.74 Sewer — \$113.17 Total — \$168.91	Water \$ 57.97 Sewer \$117.70 Total \$175.67
<b>4" Meter</b>	Water — \$ 70.99 Sewer — \$144.14 Total — \$215.13	Water \$ 73.83 Sewer \$149.91 Total \$223.74
<b>6" Meter</b>	Water — \$106.50 Sewer — \$216.21 Total — \$322.71	Water \$110.76 Sewer \$224.86 Total \$335.62
<b>*Fixed/Base fee is charged regardless of water consumption.</b>		
Sprinkling Meter	Water usage rate only. No base rate.	Water usage rate only. No base rate.
Bulk Water/Hydrant Meter	Flat Fee \$10.00 + water rate per thousand gallons of water used	Flat Fee \$10.00 + water rate per thousand gallons of water used
Delinquent Utility Charge – Applied to the utility bill if not paid by the 21 <sup>st</sup> of the month.	10%	10%
Reconnection Fee (Water)/Shutoff Fee	\$50.00	\$50.00
<b>Misc. Water Fees</b>		
Tapping Fee – 1"	\$50.00/each	\$50.00/each
Tapping Fee - 1 ½"	\$50.00/each	\$50.00/each
Tapping Fee - 2"	\$50.00/each	\$50.00/each
Hydrostatic Fee – Water Line	\$60.00/each	\$60.00/each
Plumbing Inspections (water & sewer)	\$30.00/each	\$30.00/each
Digging Permits	\$50.00/each	\$50.00/each
Bituminous Replacement (4' x 8') *Approx. Oct. 21-May 15	\$250.00/each* *\$100.00 add'l fee if hot mix not available	\$250.00/each* *\$100.00 add'l fee if hot mix not available
<b>WATER METER:</b>		
<b>Domestic Use</b>		
3/4" S	\$280.00/each	\$280.00/each
3/4" Full	\$310.00/each	\$310.00/each
1" Meter	\$390.00/each	\$390.00/each
1 ½" Meter	\$1,220.00/each	\$1,220.00/each
2" Meter	\$1,370.00/each	\$1,370.00/each
3" Meter	\$1,670.00/each	\$1,670.00/each
4" Meter	\$2,770.00/each	\$2,770.00/each
6" Meter	\$4,450.00/each	\$4,450.00/each
<b>Irrigation Only</b>		
5/8" x 3/4" Meter	\$280.00/each	\$280.00/each
3/4" Meter	\$310.00/each	\$310.00/each
1" Meter	\$390.00/each	\$390.00/each
1 ½" Meter	\$920.00/each	\$920.00/each
2" Meter	\$1,120.00/each	\$1,120.00/each
3" Meter	\$1,320.00/each	\$1,320.00/each
4" Meter	\$2,320.00/each	\$2,320.00/each
6" Meter	\$4,050.00/each	\$4,050.00/each
Water Meter Repair and Testing	Actual Cost	Actual Cost

<b>WATER ACCESS CHARGE</b>	<b>SEE ATTACHED CHART</b>	<b>SEE ATTACHED CHART</b>
<b>SEWER ACCESS CHARGE</b>	<b>SEE ATTACHED CHART</b>	<b>SEE ATTACHED CHART</b>
Connection Charge for the Birchmont Drive Municipal Utility System Facilities, which shall be due and payable prior to connection to said Facilities of a connection unit not otherwise the subject of a levied special assessment:		
Connection to both Water and Sanitary Sewer (single family residential building)	\$20,315.00	\$20,315.00
Connection to Sanitary Sewer only (where premises are already connected to municipal water)	\$13,990.00	\$13,990.00
Connection to both Water and Sanitary Sewer (individual dwelling unit in multi-unit residential building or development)	\$18,815.00	\$18,815.00

**\*7.875% state sales tax (includes City and County taxes) required on copies and maps.**



# CITY OF BEMIDJI – Ice Arena Rate Sheet

## Winter Rates

October 17<sup>th</sup> to March 21<sup>st</sup> {or closest Monday}

	<i>Youth Groups (BFSC &amp; BYH) Rate / hour</i>	<i>Adult Reg. Basis Rate / hour</i>
Prime	\$95	\$110
Non Prime	\$80	\$85
General Skate	\$3.00 \$25 for 10 Session Pass	\$3.50

Prime:            Monday – Friday 4:00 p.m. to 11:00 p.m.      Saturday and Sunday 8:00 a.m. to 10:00 p.m.  
 Non Prime:      Monday – Friday 11:00 p.m. to 4:00 p.m.      Saturday and Sunday 10:00 p.m. to 8:00 a.m.

## **Spring, Summer, and Fall Rates**

March 22<sup>nd</sup> to October 16<sup>th</sup>

Group	Rate / hour
ALL GROUPS	\$110.00

## **Annual Rate (by written agreement/contract)**

Group	Rate / Annually
Non-profit youth groups renting 400 Hours of Ice Time per Calendar Year (January-December).	\$34,316

## WATER & SEWER ACCESS CHARGES

### Water Connection Fees\*:

Meter Size	AWWA Rated Capacity (GPM)	HE Ratio	Connection Fee (lesser of 2 x sq root ratio or HE Ratio)
3/4 inch S	20	1.00	\$845
3/4 inch Full	30	1.50	\$1,268
1 inch	50	2.50	\$2,113
1.5 inch	100	5.00	\$3,780
2.0 inch	160	8.00	\$4,780
3.0 inch	320	16.00	\$6,760
4.0 inch	500	25.00	\$8,450
6.0 inch & Larger	1,000	50.00	\$11,950

### Sewer Connection Fees For Customers Connected to Both Water and Sewer:

Meter size	AWWA Rated Capacity (GPM)	HE Ratio	Proposed Connection Fee (lesser of 2 X Square Root Ratio or HE Ratio)
5/8 inch	20	1.00	\$ 1,830
3/4 inch	30	1.50	\$ 2,745
1 inch	50	2.50	\$ 4,575
1.5 inch	100	5.00	\$ 8,185
2.0 inch	160	8.00	\$ 10,350
3.0 inch	320	16.00	\$ 14,640
4.0 inch	500	25.00	\$ 18,300
6.0 inch and larger	1,000	50.00	\$ 25,880

### Sewer Connection Fees For Customers Connected to Only the Sewer:

Pipe Diameter inches	Flow gpm at minimum slope	AWWA Meter Size With Comparable Flow	AWWA Rated Capacity (GPM)	Proposed Sewer Connection Fee
4 inch (Minimum allowed)	78		N/A	\$ 1,830
6 inch	176	2.0 inch	160	\$ 10,350
8 inch	313	3.0 inch	320	\$ 14,640
10 inch	490	4.0 inch	500	\$ 18,300
12 inch	705			\$ 21,960
15 inch and larger	1,102	6.0 inch	1,000	\$ 25,880

**\*NOTE: Water Access Connection fees for non-residential (commercial or business) use are subject to applicable state and local sales taxes.**

See also: SAC/WAC Policy

# BUILDING PERMIT FEE SCHEDULE

(1997 UBC) (July 15, 2003)

<u>VALUATION</u>	<u>FEES</u>
\$1 to \$500	\$23.50
\$501 to \$2,000	\$23.50 for the first \$500.00 plus \$3.05 for each additional \$100.00, or fraction thereof, up to and including \$2,000.00
\$2,001 to \$25,000	\$69.25 for the first \$2,000.00 plus \$14.00 for each additional \$1,000.00, or fraction thereof, up to and including \$25,000.00
\$25,001 to \$50,000	\$391.75 for the first \$25,000.00 plus \$10.10 for each additional \$1,000.00, or fraction thereof, up to and including \$50,000.00
\$50,001 to \$100,000	\$643.75 for the first \$50,000.00 plus \$7.00 for each additional \$1,000.00, or fraction thereof, up to and including \$100,000.00
\$100,001 to \$500,000	\$993.75 for the first \$100,000.00 plus \$5.60 for each additional \$1,000.00, or fraction thereof, up to and including \$500,000.00
\$500,001 to \$1 million	\$3,233.75 for the first \$500,000.00 plus \$4.75 for each additional \$1,000.00, or fraction thereof, up to and including \$1,000,000.00
\$1,000,001 and up *	\$5,608.75 for the first \$1,000,000.00 plus \$3.15 for each additional \$1,000.00, or fraction thereof

## **ADD:**

**State Surcharge** (Valuation < \$1 million) = ½ mil or .0005 X project amount  
(Valuation > \$1 million) = Refer to chart

**Plan Review Commercial** = 65% of applicable building permit fee  
**Residential** = 32.5% of applicable building permit fee (minimum \$150)

## **NOTES:**

Owner and/or contractor may be subject to an administrative penalty fee in addition to applicable permit fee if work commences prior to securing building permit.

- Permit application made prior to project completion:  
Permit + Penalty Fee = 2 X permit fee
- Permit application not made prior to project completion:  
Permit + Penalty Fee = 3 X permit fee

# ADMINISTRATIVE FINES

ADMINISTRATIVE FINE.....\$60/each unless noted

## CITY CODE VIOLATIONS

## CODE

### TRAFFIC

Speed /unreasonable acceleration (1-10 mph)	Sec. 24-1
U-turns	Sec. 24-41
Exhibition Driving	Sec. 24-43
Drive through private property	Sec. 24-45
Careless bicycle operation	Sec. 24-47
Skateboards downtown	Sec. 24-52
Snowmobiles downtown/speed	Sec. 24-79
Unattended vehicle (w/keys)	Sec. 24-132

### ANIMALS

Dog to run at large	Sec. 6-32
No license	Sec. 6-33
Dangerous dog	Sec. 6-37(2)
Habitual barking dog	Sec. 6-37(4)
Dog vaccination required	Sec 6-37(5)

### NOISE

General	Sec. 14-105
Radios/CD player	Sec. 14-106
Exhaust	Sec. 14-107
Animals	Sec. 14-108

### MISCELLANEOUS

Disorderly conduct	Sec. 18-31
Littering	Sec. 18-31(9)
Tampering w/ a motor vehicle	Sec. 18-31(10)
Trespass	Sec. 18-31(11)
Disorderly house	Sec. 18-32
Consume in public	Sec. 18-33
Consume in a private parking lot	Sec. 18-34
Obstruction of a public officer	Sec. 18-71
Inhale glue or paint	Sec. 18-101
Discharge gun/fireworks	Sec. 18-103
Curfew during school 2200-0600 hrs	Sec. 18-151
Curfew non-school 2300-0600 hrs	Sec. 18-151
Obstructions in street	Sec. 20-2
Regulating grass, weeds & trees	Sec. 20-4
Sidewalk maintenance, repair & snow removal	Sec. 20-6
Maintenance of private property	Sec. 14.32
Junk cars (unlicensed vehicle), household furniture & appliances stored outdoors	Sec. 14.34
House number missing	PM 304.3 ..... \$35.00

### BUILDING & HOUSING VIOLATIONS

Failure to License Rental	Sec. 10-46 .....\$500.00
Failure to Transfer Rental	Sec. 10-48 .....\$100.00
Fire prevention violations (Smoke/CO Detectors)	PM-705.5 .....\$ 25.00
Building Code Violations	Chapter 10 .....\$100.00
Housing Code Violations	Chapter 10 .....\$100.00

**CITY OF BEMIDJI**  
**ORDINANCE NO. , 3<sup>RD</sup> SERIES**

**AN ORDINANCE AMENDING AN UNCODED SECTION OF  
THE BEMIDJI CITY CODE  
(AUTHORIZING THE SALE OF REAL PROPERTY)**

**THE CITY OF BEMIDJI DOES ORDAIN:**

**SECTION 1.** That pursuant to Section 12.05 of the Home Rule Charter of and for the City of Bemidji, the City hereby authorizes and ratifies the sale of the real property legally described in Section 2 below, to the neighboring property owner, Marci L. Maple. Proposed consideration for the sale and conveyance is \$850.

The real property had previously been conveyed to the City in 1988, and examination of City records does not reveal the intended public use for the property. The City Public Works Department has advised that the parcel does not serve a current public use or utility purpose, nor is it believed that continued public ownership of the parcel may or will benefit a future public use or purpose.

**SECTION 2.** The land to be sold pursuant to this Ordinance is legally described as:

**The East 20 feet of Lot 7, Block 2, Larson's Addition to Nymore, according to the recorded plat thereof, lying south of Meland Subdivision, according to the recorded plat thereof, and lying northerly of the easterly prolongation of the south line of Lot 1, Block 1, HRA ADDITION, according to the recorded plat thereof.**

**SECTION 3.** The City shall convey the above-described property to Marci L. Maple by appropriate conveyance. City staff is directed to take the appropriate steps to accomplish the transfer of said real property.

**SECTION 4.** The Ordinance shall be in full force and effect thirty (30) days from and after its passage and publication.

Ayes:  
Nays:  
Absent:

First Reading:  
Second Reading:  
Final Reading:

Attest:

Approved:

\_\_\_\_\_  
Kay M. Murphy, City Clerk

\_\_\_\_\_  
Rita C. Albrecht, Mayor

# **COUNCIL AGENDA ITEM**



**Meeting Date:** November 7, 2016

**Action Requested:** Authorization to Publish a Summary of an Ordinance

**Prepared By:** Kay M. Murphy, City Clerk *Kay*

**Reviewed By:** Nate Mathews, City Manager

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I am respectfully requesting to publish the following summary of an ordinance as allowed by City Charter Section 3.09:

***LEGAL NOTICE***

**ORDINANCE NO. 130, 3<sup>rd</sup> SERIES:** Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property – Marci Maple). This Ordinance was approved by the City Council on Monday, November 7, 2016. This Ordinance shall become effective 30 days after publication. A complete copy of the Ordinance is available by contacting the City Clerk, 317 4<sup>th</sup> Street NW, Bemidji, MN 56601 (218-759-3570) or may be viewed on-line at [www.ci.bemidji.mn.us](http://www.ci.bemidji.mn.us).

**Recommendation:**  
Authorize publication of Ordinance summary.

# CITY OF BEMIDJI

## ORDINANCE NO. , 3<sup>RD</sup> SERIES

### AN ORDINANCE AMENDING AN UNCODED SECTION OF THE BEMIDJI CITY CODE (AUTHORIZING THE SALE OF REAL PROPERTY)

#### THE CITY OF BEMIDJI DOES ORDAIN:

**SECTION 1.** That pursuant to Section 12.05 of the Home Rule Charter of and for the City of Bemidji, the City hereby authorizes and ratifies the sale of the real property legally described in Section 2 below, to the neighboring property owner, Pamela J. May. Proposed consideration for the sale and conveyance is \$850.

The real property had previously been conveyed to the City in 1988, and examination of City records does not reveal the intended public use for the property. The City Public Works Department has advised that the parcel does not serve a current public use or utility purpose, nor is it believed that continued public ownership of the parcel may or will benefit a future public use or purpose.

**SECTION 2.** The land to be sold pursuant to this Ordinance is legally described as:

**Those parts of the East 20 feet of Lots 6 and 7, Block 2, Larson's Addition to Nymore, according to the recorded plat thereof, lying southerly of the easterly prolongation of the south line of Lot 1, Block 1, HRA ADDITION, according to the recorded plat thereof, and lying northerly of the easterly prolongation of the south line of Lot 2, Block 1, said HRA ADDITION.**

**SECTION 3.** The City shall convey the above-described property to Pamela J. May by appropriate conveyance. City staff is directed to take the appropriate steps to accomplish the transfer of said real property.

**SECTION 4.** The Ordinance shall be in full force and effect thirty (30) days from and after its passage and publication.

Ayes:  
Nays:  
Absent:

First Reading:  
Second Reading:  
Final Reading:

Attest:

Approved:

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Kay M. Murphy, City Clerk

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Rita C. Albrecht, Mayor

# COUNCIL AGENDA ITEM



**Meeting Date:** November 7, 2016

**Action Requested:** Authorization to Publish a Summary of an Ordinance

**Prepared By:** Kay M. Murphy, City Clerk 

**Reviewed By:** Nate Mathews, City Manager

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I am respectfully requesting to publish the following summary of an ordinance as allowed by City Charter Section 3.09:

## **LEGAL NOTICE**

**ORDINANCE NO. 131, 3<sup>rd</sup> SERIES:** Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property – Pamela May). This Ordinance was approved by the City Council on Monday, November 7, 2016. This Ordinance shall become effective 30 days after publication. A complete copy of the Ordinance is available by contacting the City Clerk, 317 4<sup>th</sup> Street NW, Bemidji, MN 56601 (218-759-3570) or may be viewed on-line at [www.ci.bemidji.mn.us](http://www.ci.bemidji.mn.us).

### **Recommendation:**

Authorize publication of Ordinance summary.



**CITY OF BEMIDJI**  
**ORDINANCE NO. , 3<sup>RD</sup> SERIES**

**AN ORDINANCE AMENDING AN UNCODED SECTION OF  
THE BEMIDJI CITY CODE  
(AUTHORIZING THE SALE OF REAL PROPERTY)**

**THE CITY OF BEMIDJI DOES ORDAIN:**

**SECTION 1.** That pursuant to Section 12.05 of the Home Rule Charter of and for the City of Bemidji, the City hereby authorizes and ratifies the sale of the real property legally described in Section 2 below, to the neighboring property owner, Brady D. Jones and Anita M. Jones. Proposed consideration for the sale and conveyance is \$850.

The real property had previously been conveyed to the City in 1988, and examination of City records does not reveal the intended public use for the property. The City Public Works Department has advised that the parcel does not serve a current public use or utility purpose, nor is it believed that continued public ownership of the parcel may or will benefit a future public use or purpose.

**SECTION 2.** The land to be sold pursuant to this Ordinance is legally described as:

**That part of the East 20 feet of Lot 6, Block 2, Larson's Addition to Nymore, according to the recorded plat thereof, lying southerly of the easterly prolongation of the south line of Lot 2, Block 1, HRA ADDITION, according to the recorded plat thereof, and lying northerly of the easterly prolongation of the south line of Lot 3, Block 1, said HRA ADDITION.**

**SECTION 3.** The City shall convey the above-described property to Brady D. Jones and Anita M. Jones by appropriate conveyance. City staff is directed to take the appropriate steps to accomplish the transfer of said real property.

**SECTION 4.** The Ordinance shall be in full force and effect thirty (30) days from and after its passage and publication.

Ayes:  
Nays:  
Absent:

First Reading:  
Second Reading:  
Final Reading:

Attest:

Approved:

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Kay M. Murphy, City Clerk

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Rita C. Albrecht, Mayor

# **COUNCIL AGENDA ITEM**



**Meeting Date:** November 7, 2016

**Action Requested:** Authorization to Publish a Summary of an Ordinance

**Prepared By:** Kay M. Murphy, City Clerk *Kay*

**Reviewed By:** Nate Mathews, City Manager

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I am respectfully requesting to publish the following summary of an ordinance as allowed by City Charter Section 3.09:

***LEGAL NOTICE***

**ORDINANCE NO. 132, 3<sup>rd</sup> SERIES:** Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property – Brady & Anita Jones). This Ordinance was approved by the City Council on Monday, November 7, 2016. This Ordinance shall become effective 30 days after publication. A complete copy of the Ordinance is available by contacting the City Clerk, 317 4<sup>th</sup> Street NW, Bemidji, MN 56601 (218-759-3570) or may be viewed on-line at [www.ci.bemidji.mn.us](http://www.ci.bemidji.mn.us).

**Recommendation:**  
Authorize publication of Ordinance summary.

# CITY OF BEMIDJI

## ORDINANCE NO. , 3<sup>RD</sup> SERIES

### AN ORDINANCE AMENDING AN UNCODED SECTION OF THE BEMIDJI CITY CODE (AUTHORIZING THE SALE OF REAL PROPERTY)

#### THE CITY OF BEMIDJI DOES ORDAIN:

**SECTION 1.** That pursuant to Section 12.05 of the Home Rule Charter of and for the City of Bemidji, the City hereby authorizes and ratifies the sale of the real property legally described in Section 2 below, to the neighboring property owner, Kevin Storey and Michelle Storey. Proposed consideration for the sale and conveyance is \$850.

The real property had previously been conveyed to the City in 1988, and examination of City records does not reveal the intended public use for the property. The City Public Works Department has advised that the parcel does not serve a current public use or utility purpose, nor is it believed that continued public ownership of the parcel may or will benefit a future public use or purpose.

**SECTION 2.** The land to be sold pursuant to this Ordinance is legally described as:

**That part of the East 20 feet of Lot 6, Block 2, Larson's Addition to Nymore, according to the recorded plat thereof, lying southerly of the easterly prolongation of the south line of Lot 3, Block 1, HRA ADDITION, according to the recorded plat thereof, and lying northerly of the easterly prolongation of the south line of Lot 4, Block 1, said HRA ADDITION.**

**SECTION 3.** The City shall convey the above-described property to Kevin Storey and Michelle Storey by appropriate conveyance. City staff is directed to take the appropriate steps to accomplish the transfer of said real property.

**SECTION 4.** The Ordinance shall be in full force and effect thirty (30) days from and after its passage and publication.

Ayes:  
Nays:  
Absent:

First Reading:  
Second Reading:  
Final Reading:

Attest:

Approved:

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Kay M. Murphy, City Clerk

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Rita C. Albrecht, Mayor

# **COUNCIL AGENDA ITEM**



**Meeting Date:** November 7, 2016

**Action Requested:** Authorization to Publish a Summary of an Ordinance

**Prepared By:** Kay M. Murphy, City Clerk *Kay*

**Reviewed By:** Nate Mathews, City Manager

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I am respectfully requesting to publish the following summary of an ordinance as allowed by City Charter Section 3.09:

## ***LEGAL NOTICE***

**ORDINANCE NO. 133, 3<sup>rd</sup> SERIES:** Amending an Uncoded Section of the Bemidji City Code (Authorizing the Sale of Real Property – Kevin & Michelle Storey). This Ordinance was approved by the City Council on Monday, November 7, 2016. This Ordinance shall become effective 30 days after publication. A complete copy of the Ordinance is available by contacting the City Clerk, 317 4<sup>th</sup> Street NW, Bemidji, MN 56601 (218-759-3570) or may be viewed on-line at [www.ci.bemidji.mn.us](http://www.ci.bemidji.mn.us).

### **Recommendation:**

Authorize publication of Ordinance summary.

# CITY OF BEMIDJI

## ORDINANCE NO. , 3<sup>RD</sup> SERIES

### AN ORDINANCE AMENDING CHAPTER 4 OF THE BEMIDJI CITY CODE ENTITLED, "ALCOHOLIC BEVERAGES" BY AMENDING THE PROVISIONS RELATING TO SECTION 4-95 SUNDAY SALES

THE CITY OF BEMIDJI DOES ORDAIN:

**SECTION 1.** Bemidji City Code, Chapter 4, entitled, "Alcoholic Beverages" is hereby amended as follows:

**Sec. 4-95 entitled "Sunday Sales" to provide:**

Pursuant to authorization of the electorate of the city, a Sunday on-sale liquor license may be issued to hotels, motels, restaurants and clubs, as defined in this article, which have facilities for serving not less than 30 guests at one time. Furthermore, a special "on-sale" license for the sale of ~~intoxicating liquor~~ malt liquor on Sunday may be issued to a Brewer Taproom as defined in Minnesota Statutes 340A.101. All on-sale malt liquor sales at such establishments shall be in accordance with Minnesota Statutes 340A.504, subd. 3.

Additionally, a special Sunday license authorizing the off-sale of malt liquor growlers may be issued to a Brewer Taproom as defined in Minnesota Statutes 340A.301.

The hours of such off-sale Sunday growlers shall be from 8:00 a.m. to 10:00 p.m.

The fee for such off-sale Sunday growlers license shall be \$200.00 per year; said fee may be amended from time to time on the schedule of fees which is on file and available in the city offices.

**SECTION 2.** This ordinance shall become effective thirty (30) days after its passage and publication according to law.

Ayes:  
Nays:  
Absent:

First Reading:  
Second Reading:  
Final Reading:

Attest:

Approved:

\_\_\_\_\_  
Kay M. Murphy, City Clerk

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Rita C. Albrecht, Mayor

# **COUNCIL AGENDA ITEM**



**Meeting Date:** November 7, 2016

**Action Requested:** Authorization to Publish a Summary of an Ordinance

**Prepared By:** Kay M. Murphy, City Clerk *Kay*

**Reviewed By:** Nate Mathews, City Manager

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I am respectfully requesting to publish the following summary of an ordinance as allowed by City Charter Section 3.09:

***LEGAL NOTICE***

**ORDINANCE NO. 134, 3<sup>rd</sup> SERIES:** Amending an Chapter 4 of the Bemidji City Code Entitled, "Alcoholic Beverages" By Amending the Provisions Relating to Section 4-95 Sunday Sales. This Ordinance was approved by the City Council on Monday, November 7, 2016. This Ordinance shall become effective 30 days after publication. A complete copy of the Ordinance is available by contacting the City Clerk, 317 4<sup>th</sup> Street NW, Bemidji, MN 56601 (218-759-3570) or may be viewed on-line at [www.ci.bemidji.mn.us](http://www.ci.bemidji.mn.us).

**Recommendation:**

Authorize publication of Ordinance summary.