

City Council Meeting October 4, 2010

The City Council met in regular session at 6:15 PM at City Hall with the following members present: Mayor Zimmer and Council: Harris, Sitzler and Forward. Brandriet arrived at 6:50 PM. Kuipers and Rosendahl were absent. Visitors present: Bernie Vculek, Bill Geffre, Stacy Zimmer, Darwin Gebhardt, Mike Sandy, Jerry Hollingsworth, Sandy Frojen, Christopher Staples, Larry Engel, Gary Fitzgerald, Kent Ritterman-Moore Engineering and Jerod Klabunde-Moore Engineering. Employees present: Gary Neuharth, Pat Nelson, Marke Roberts, and April Haring.

Minutes and Auditor Reports: Sitzler moved, Forward second to approve minutes and all other reports as presented, carried.

Building Permits:

Harris moved, Forward second to approve building permits as listed, carried:

1. Dana Rosendahl, Lots 4,5, & 6 Block 2 Rekos, addition
2. Richard Knutson, S ½ Lot 5 & All Lot 6 & N 5' of Vacated Grape Ave Block 1 McCarthys, shingle

Public Advertisement Request: Forward moved, Sitzler second to approve Request for Placement of Public Advertisement for American Legion, Yearly at 5th Street and Main Avenue, carried.

411 Main Avenue Building: Bill Geffre submitted a proposal to the City Council to demolish the building by himself. His proposal stated he would tear the top layer of the building down; he would protect Rath's building during this process and cap the existing wall of brick. Comstock Construction was contacted and it was okayed to allow Bill to start the demolition, the costs may be reduced depending on what was completed upon their arrival. Forward moved, Sitzler second to accept the proposal to allow Mr. Geffre to start demolition of 411 Main Avenue but he must sign an Indemnification Waiver and show proof of adequate insurance prior to beginning, carried. Concerns were discussed regarding the wall shared with Rath Optometry and if it can remain or must be removed. Further research will be done.

Visitors:

Darwin Gebhardt, representing Bear Creek Township, addressed the Council regarding the removal of the truck route on East Main Avenue. He had questions of responsibility of road maintenance, if the City could legally change the route without providing another route and where do trucks turn if they want to go east from Highway 1. It was explained the primary purpose of the change was for safety and the alternate route(s) would be to use the roads outside the City.

Brandriet arrived. Voted yes to all motions made earlier.

Bills:

Sitzler moved, Brandriet second to approve the bills as listed and second pay estimate from Four Points Logistics of \$28,665 for the Armory Heating Project, roll call approved:

Capital Bank & Trust	50.00	FCCU	37.50
NDPERS 457	50.00	Flex	939.46
Broach Custom Signs	6,585.00	AFLAC	245.04
Airport Association of ND	25.00	Alltel	253.93
Alltel	141.01	Capital Bank & Trust	50.00
American Welding Supplies	8.32	Ameripride	64.94

AH Travel	215.48	Brokers National Life	618.30
Circle R	319.34	Computer Express	332.91
Dakota Valley Electric	255.00	Dakota Valley Electric	2,592.60
Dickey Rural Communications	747.32	Ferguson Waterworks	472.52
First Community Credit Union	37.50	Gary Neuharth	675.00
General Irrigation	526.11	Genesys	5,685.23
Harold Rotunda	2,900.00	Hawkins	2,248.50
Hwy 1 Fuel	563.39	JF Travel	187.50
Jerry Schumacker	325.00	JP Supplies	149.74
Kellys Welding	60.00	Larson Electric	670.00
Lau Motors Inc	184.52	Mertz Lumber	67.24
MZ Travel	187.50	Napa	307.67
ND Health Dept	32.00	ND State Radio	147.84
ND Surplus Property	50.00	NDPERS 457	50.00
NDPERS—Group Insurance	10,083.19	NDPERS—PT Retirement	53.99
NDPERS—Retirement	3,360.23	Novak Electric	656.12
Oakes Chamber of Commerce	70.00	Oakes Enhancement Inc	10,240.70
Oakes Food Center	11.04	Oakes Ready Mix	209.81
Oakes Times	387.88	Oakes True Value	132.60
Oakes Veterinary Service	30.00	Otter Tail Power	5,877.09
Pitney Bowes Inc	131.25	Praskas Hardware	600.94
Ramkota Hotel	315.00	Rod's Cleaning	255.00
Sanitation Products	577.60	Starion Bond Services	75,141.75
Sweeney Controls	1,413.35	Sweets & Stories	74.70
Visa	555.47	Vistos Carquest	157.91
Waste Management-Recycling	2,247.40	Dougherty & Company	8,250.00
Oakes Times	280.14	Ohnstad Twichell	8,000.00
Starion Bond Services	750.00	Salaries	30,619.12

Committee Reports:

Streets, areas in town are being worked on for drainage and other issues including alleys. Estimates were received for improvements to the blade or to purchase a new one. The committee will work on bids for a new snow blower and/or a new lawn tractor. **Water** meter software needs to be upgraded to work with Windows 7, the estimate is \$3,200. Sitzler moved, Brandriet second to purchase new software, motion failed. Haring will check on more options and report back. **Fire** Department is working on proposal for a new building. The project will be financed through grants and donations.

Moore Engineering:

Kent Ritterman and Jerod Klabunde updated the Council on the current projects. *2009-2 Phase 1*, Loan closing will be scheduled in a few weeks and the final paperwork will be completed for the next meeting. Forward moved, Sitzler second to approve partial pay estimate #8 to Kuechle Underground for \$740,953.84, roll call approved. Sitzler moved, Brandriet second to approve engineering invoice to Moore Engineering for \$52,539.68, roll call approved. Forward moved, Brandriet second to accept substantial completion of paving for September 18, 2010 to begin warranty period, carried. Sitzler moved, Harris second to introduce and approve RESOLUTION CREATING FUND FOR WATER AND SEWER IMPROVEMENT DISTRICT 2009-2 PHASE 1 PROVIDING FOR AND APPROPRIATING SPECIAL ASSESSMENTS AND THE ASSIGNMENT OF NET REVENUES. Roll call approved.

Main Avenue Improvement, Lighting and signing should be completed the week of October 10-15. Forward moved, Sitzler second to approve engineering invoice to Moore Engineering for \$1,680.00, roll call approved.

2010-1 Phase 2, preconstruction meeting will be scheduled in a couple of weeks; construction is expected to begin around November 1 and start on 4th Street South. There was discussion regarding the possibility of pavement on the south side of the railroad tracks. This can be done but the property owners in that part of town would be responsible for the extra costs. A letter will be sent to determine interest for this improvement.

Phase 3, application is still pending. Rural Development funding will be back to normal allocation and it was requested to split the current project into separate projects.

James Valley Grain/SD Wheat Growers 2010-1, installation of the water and sewer is almost complete. There are still concerns regarding communication and timeline of project; further discussion will be done with James Valley Grain and SD Wheat Growers to assess and resolve any issues. Sitzler moved, Brandriet second to approve partial pay estimate #2 to Northern Excavating for \$131,317.42, roll call approved. Sitzler moved, Brandriet second to approve engineering invoice to Moore Engineering for \$21,835.85, roll call approved. Forward moved, Sitzler second to execute water and sewer service line easement contingent upon satisfactory review by Moore Engineering, carried.

ND Highway 1 & NDDOT Project, Still communicating with the Department of Transportation regarding funding and cost sharing for improvements to ND Highway 1 through town. Currently there is a verbal understanding and still further discussions for the use of concrete.

Unfinished Business:

None.

New Business:

Fall Clean-Up is scheduled for the week of October 18 to 23; more information will be placed in the paper.

Dangerous Building, 222 South 6th Street, notice was sent to owner. Gary Neuharth and April Haring will work with owner and family to resolve the concern with this building.

Budget Hearing: Sitzler moved, Brandriet second to approve the 2011 City of Oakes Budget as presented, roll call approved.

Announcements & Correspondence:

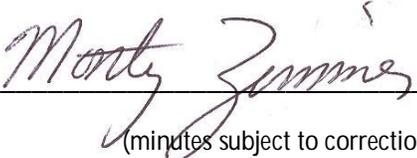
SD Wheat Growers Press Release regarding their partnership with Dakotas America and the Impact Study completed.

North Dakota Rural Water Users Convention registrations.

Thank you was in The Oakes Times to the City and Moore Engineering for their help with Party on the Pavement.

Next regular meeting will be Monday, November 1, 2010 at 6PM.

Sitzler moved, Forward second to adjourn meeting at 8:15 PM.

MAYOR  ATTEST 
(minutes subject to correction and approval at the next regular meeting)