

City Council Meeting June 6, 2016

The City Council met at 6:00 PM at Oakes Armory with the following members present: Mayor Zimmer and Council: O'Brien, Engel, and Conklin. Forward and Harris were absent. Visitors present: Sharron Brady, Emma Mann, Marlene Rasmussen, Kevin Ford, Lance Brower, Cathy Iverson, Red Iverson, and Jerod Klabunde-Moore Engineering. Employees present: Corey Heim, Pat Nelson, Gary Neuharth, and April Haring.

Engineer Report:

5th Street Sewer Dispute, Mayor Zimmer spoke with Dave Quam and an agreement was reached for Quam Construction and Moore Engineering to reimburse expenses related to the sewer repairs on North 5th Street. Conklin moved, O'Brien second to accept terms of \$17,000.00 from Quam Construction and \$6,500.00 from Moore Engineering, carried.

Mayor Zimmer and Attorney Neuharth met with Amy Gross regarding her bill of \$7,000.00 for loss services during the sewer repair; she stated she would settle for \$3,500.00. O'Brien moved, Engel second to request past years financials and additional records to review before making a decision on reimbursement, roll call approved.

Water Tower Project, O'Brien moved, Conklin second to approve Change Order #1 for an increase of \$13,700.00 to include additional improvements to the standpipe, carried. Engle moved, O'Brien second to approve Pay Estimate #1 to Osseo Construction for \$142,380.00 reflecting almost 50% completion, carried. Conklin moved, Engel second to approve Moore Engineering Invoice #12873 for \$6,230.00, carried.

Street Improvement Project, O'Brien moved, Conklin second to approve areas for seal coating, carried. Engel moved, O'Brien second to approve Pay Estimate #5 to Bituminous Paving for \$19,230.85, carried. O'Brien moved, Engel second to approve Moore Engineering Invoice #12874 for \$5,882.57, carried.

Lagoon Improvement, application has been submitted to USDA Rural Development for financing in addition to the funding from the State Water Commission. The timeline is unknown until financing application has been reviewed. O'Brien moved, Conklin second to approve Engineering Agreement, carried.

Red Iverson addressed the Council his concerns on drainage around his home at the corner of 10th Street and Ivy Avenue. Water backs-up in the intersection and floods his yard, the water is not moving fast enough to the skating rink area anymore. The water main was recently replaced on 10th Street, but the grade of the curb and gutter were not changed, the crossing was replaced and will be checked to see if that is causing any issues. Another possible cause is the additional watershed created by paving and additions at the school over the last few years. Options and potential solutions will be reviewed.

Minutes, Auditor and Court Reports: O'Brien moved, Engel second to approve minutes and all other reports as presented, carried.

Gaming Site Authorization: Engel moved, Conklin second to approve gaming site authorization as follows, carried:

1. Oakes Lions Site Authorization

Building Permits:

Conklin moved, O'Brien second to approve permits and variances as listed:

1. Robert Sieg, S ½ Lot 2 and all of Lot 3 Block 19 McCarthys, egress windows
2. Jerry Shumacker, E 75' Lots 11 and 12 Block 24 Washburns, concrete patio
3. Kevin and Dawn Adam, Lots 8 and 9 Block 39 EOP, storage shed

4. Dollar General Store, Northerly 195' Lot 1 Block 31 WTL, new store
5. Matthew Powlish, S 100' Lot 8 Block 2 Glenwood, fence
6. 110 Oak LLC, Lot 2 and West ½ Lot 3 Block 11 OP, store remodel
7. Chad and Reva Bohnenkamp, Lots 3, 4, and 5 Block 35 Washburns, sidewalk
8. Lance Brower, Lot 4 Block 40 EOP, sidewalk and driveway
9. Scott Althoff, Lots 1 and 2 Block 8 McCarthys, reduce front deck and add back deck

O'Brien moved, Engel second to table building permit application for Richard and Kathy Bourne, 715 Main Avenue, for a driveway until more information can be gathered regarding the use of the driveway, carried. A meeting will be scheduled with the homeowners and representatives of the school to find an agreeable solution.

Annual Beer & Liquor License Approvals

Engel moved, Conklin second to approve applications as listed, carried:

1. Angry Beaver Lodge; On & Off Sale for Beer & Liquor no Sunday Openings
2. American Legion Club; On & Off Sale for Beer & Liquor plus Sunday Openings
3. Rudy's/The Other Side; On & Off Sale for Beer & Liquor plus Sunday Openings
4. Harvest Inn; On Sale for Beer & Liquor plus Sunday Openings
5. Oakes Bowling Lanes; On Sale for Beer Only plus Sunday Openings
6. Scoops Liquor; Off Sale for Beer & Liquor plus Sunday Openings

Bills: O'Brien moved, Engel second to approve bills as listed, roll call approved:

NDPERS 457	82.50	Waste Management-Landfill	2,319.06
Computer Express	249.99	Kustom Machine	29.40
Novak Electric	4,915.95	A&B Business	10,528.92
AFLAC	218.06	Companion Life	697.85
Edward Jones	50.00	First State Bank	37.50
Lamoure County Soil Conservation	18.00	Oakes Computer Services	42.00
SERCTC	200.00	Seyer Plumbing	100.00
NDPERS 457	82.50	Edward Jones	50.00
IRA	37.50	Parade Candy	75.59
American Welding	7.25	Ameripride Linen & Apparel	87.05
City of Fargo	28.00	Climate Control	5,152.89
Dickey Rural Communications	833.18	Farmland Co-Op	1,535.29
Green Iron Equipment	67.81	Hawkins	5,107.81
Hicks Equipment	142.54	Hwy 1 Fuel & Service	670.78
ITD	54.20	Millers Fresh Foods	30.87
Nelson Auto Center	414.27	Oakes Times	305.60
Oakes Truck & Trailer	244.13	RDO	1,031.55
Sweets & Stories	162.31	Virginia Pratschner	695.00
Visa	464.02	Waste Management-Landfill	2,986.61
Waste Management-Recycle	692.00	Aberdeen Chrysler Center	2,928.56
AFLAC	218.06	Austin Brummund	680.00
B&B Gardens	16.25	Border States Electric	3,238.53
Circle R	500.08	Computer Express	7.95
Gahner Sanitation Service	2,646.00	Gary Neuharth	900.00
Geffre's Greenhouse	45.00	Midstates Wireless	110.00
Napa Parts	605.03	NDPERS Group Insurance	16,014.56
NDPERS Retirement	7,985.82	Novak Electric	851.27
Oakes Area Chamber of Commerce	67.00	OEI	6,666.06
Oakes True Value	81.76	Oakes Veterinary Service	30.00
One Call	20.00	Otter Tail Power	5,240.21

Landfill Grass Seed	1,241.00	Praskas Hardware Hank	703.87
Quill	504.95	Rods Cleaning	205.00
Sanitation Products	158.41	State Auditor	165.00
Team Laboratory	458.50	USDA	58,034.00
Verizon Wireless	477.01	Visa-City	1,533.06
Vistos Carquest	1,278.81	Wheat Growers	508.01
Starion/PSN – Bank Fees	402.17	Payroll Taxes	14,014.68
Salaries	42,924.93		

Visitors:

Emma Mann, Keddish House, requested rental fees for their annual rummage sale to be waived. The sale is held in the armory in July as a benefit for the community. O'Brien moved, Conklin second to waive the \$40 per day fee and the cleaning deposit, carried.

Bountiful Baskets sent a request to Haring regarding the rental fees for use of the gymnasium. They are a co-op and not allowed to use facilities they have to pay rent for, the entire program is based on volunteers and is a non-income generating cooperative. Conklin moved, O'Brien second to waive rental fees and charge for cleaning if needed, carried.

Committee Reports:

Hazardous Waste Disposal, Conklin has received requests for options to dispose of hazardous materials and electronics that may still contain personal data. Nelson has talked to the State Health Department and other communities regarding companies that may be available for these services on a routine. Safety-Kleen was recommended, and he will do more research regarding scheduling and fees. Nelson also stated the Department of Agriculture has also been contacted to possibly schedule a pesticide cleaning day. **Meeting Supplies**, Haring requested the purchase of small tablets for Council Members instead of using shared monitors. Engel moved, O'Brien second to purchase tablets for use at meetings, roll call approved.

City Hall Improvements, contractor bid was received from STS Construction to remove concrete and remodel bathrooms and locker rooms. The building committee met with bidders and discussed changing the scope of the project only to remove concrete needed for plumbing and not entire rooms. Engel moved, O'Brien second to accept the following bids with a signed agreement with bidders regarding the changes to the project and decrease in charges, carried:

Contractor bid award to STS Construction \$130,925.64

Plumbing bid award to B & K Murphy Plumbing \$23,157.92

Electrical bid award to Novak Electric for \$15,865.00

Acoustic panels have been ordered and will be installed with the help of employees from Bobcat Doosan as a Day of Caring project. Supplies are ordered, and lifts will be organized for project date of June 23rd.

Enterprise was contacted regarding the schedule for the roof replacement; they should be mobilizing here within the week to begin replacement.

Unfinished Business:

Residential Property Tax Exemption, 20 South 9th Street, requesting an exemption for improvements made to the home. The property was purchased in February 2014 for \$20,000.00, and extensive remodeling was completed, the property then sold in November 2014 for \$128,500. The applicant is the current home owner. Council has concerns with how to implement and manage. O'Brien moved, Engel second to table application until newly elected officials are on the board to create a committee to establish guidelines and policies/procedures before accepting applications, carried.

New Business:

Second Reading Ordinance Revisions, Engel moved, O'Brien second to approve the second reading of 2016 Ordinance Revisions and adopt Enacting Ordinance, carried. Revisions included updates to fines and penalties, the addition of regulations regarding long-term parking and use of RVs on personal property, use of service dogs, changes in salaries, etc.

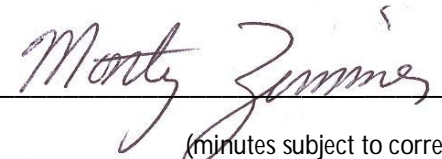
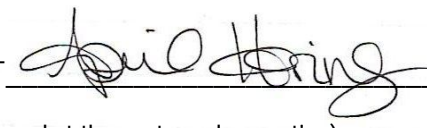
Auditor Bond Resolution, Conklin moved, Engel second to introduce and approve RESOLUTION SETTING AUDITOR BOND LIMIT, roll call approved. Auditor Bond is covered by a blanket bond by the North Dakota Stated Bonding Fund determined by bi-annual applications; the current amount is set at \$1,250,000.00.

Announcements & Correspondence:

Thank You was received from Relay for Life Committee for donation and use of Armory during the event.
City Election, Tuesday, June 14th. Polls will be open from 8 am to 7 pm.

Reorganization Meeting is scheduled Tuesday, June 28th at 6 pm. Next Regular Council Meeting will be Monday, July 11th at 6 pm.

Conklin moved, Engel second to adjourn the meeting at 7:28 PM.

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