

## City Council Meeting July 9, 2012

The City Council met at 6:00 PM at SE Regional Career and Technology Center-Community Room with the following members present: Mayor Zimmer and Council: Harris, Strutz, Brandriet, Engel and Forward. Sitzler was absent. Visitors present: Stacy Zimmer, Brye Zimmer, Jerry Hollingsworth, Ray Stenson, John Westra, Bill Geffre, Dan Spellerberg, Mark Kuipers, Jerod Klabunde--Moore Engineering and Gary Fitzgerald. Employees present: Pat Nelson, Gary Neuharth, and April Haring.

### Dangerous Building Hearing:

Ray Stenson reported to the Council the plans for the home at 715 Main Avenue. The home suffered fire damage over a year ago and nothing has been done to secure the property and it has become a danger and a public nuisance. Stenson stated the area with burn damage will be removed and home will have improvements complete by September to make it habitable. The Building Official and Pat Nelson will review his plans and a building permit will be applied for. A progress report will be given at the August City Council meeting.

### Zoning Hearing:

Forward moved, Strutz second to introduce and approve RESOLUTION TO CHANGE ZONING OF BLOCK 4 ORIGINAL PLAT FROM RESIDENTIAL TO COMMERCIAL, roll call approved. Brandriet moved, Engel second to introduce and approve RESOLUTION TO APPROVE REPLAT OF CLINE'S ADDITION, roll call approved.

### Engineer Report:

**2010-1 Phase 2**, final payment being withheld another month until seeding can be inspected.

**2012-1 Phase 3**, paving to begin within the week. Engel moved, Brandriet second to approve Change Order #1 \$19,768.27 for additional work at lagoons, carried. Harris moved, Brandriet second to approve Partial Payment #3 to Kvamsdal Construction for \$194,932.13, carried. Strutz moved, Brandriet second to approve Invoice #3509 from Moore Engineering for \$30,408.36, carried.

**2012-2 Phase 4**, bid opening scheduled for July 19<sup>th</sup> at City Hall. Strutz moved, Harris second to introduce and approve RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,774,000.00 LOAN ANTICIPATION TEMPORARY REVENUE BOND OF 2012, roll call approved. Strutz moved, Harris second to approve Invoice #3550 from Moore Engineering for \$217,100.00, carried.

**2012-3 Clines Extension**, discussion was held regarding scope of project and future development.

Forward moved, Strutz second to reject current bids for water and sewer extension, carried. Project will be rebid with additional alternates.

**Water Technical Services Contract**, Forward moved, Engel second to approve technical services support contract for the water treatment plant with Moore Engineering not to exceed \$20,000 for the year, carried.

**Developer Policy** will be drafted for next meeting to be used as guideline for future private developments, April Haring and Pat Nelson will work with Moore Engineering to complete.

Minutes, Auditor and Court Reports: Strutz moved, Brandriet second to approve minutes and all other reports as presented, carried.

Pledge of Assets and Designate Depositories: Starion Financial, First Community Credit Union, First State Bank are designated depositories with pledges of \$3,545,544.06, \$0.00, \$0.00 accordingly; Forward moved, Harris second to accept report and depositories designation, carried.

### Building Permits:

Brandriet moved, Strutz second to approve building permits as listed, carried:

1. Donald Kapfer, N ½ Lots 8-9-10 Block 12 McCarthys; patio and fence
2. Eric Larson, Lots 10-11-12 Block 3 Original Plat; garage addition
3. Rosemary Garza, Lot 16 Block 5 Original Plat; home addition
4. John Hollingsworth, Lots 10-11-12 Block 19 McCarthys; paving

5. Steve Voightman, All of West part of Outlot B & 30' of vacated Street, O & Additions; repair driveway
6. Justin Prochnow, N ½ Lot 11 & All Lot 12 Block 3 McCarthys; fence
7. John Westra, W 75' of S' 150' of Lot 3 Block 43 OLX; concrete for building
8. Dan Trageton, Lot 1 Block 33 WTL; addition to deck
9. David and Joan Locken, Lot 9-10 Block 23 Washburns; new home
10. Steve Voightman, W ½ of Lots 2 & All Lot 3 Block 39 EOP; concrete and shelter

Bills: Engel moved, Brandriet second to approve bills as listed except Jacobson Implement Invoice for radio for bobcat, roll call approved:

CSE	275.54	CSE	25.54
Aflac	106.04	ND Tax Commissioner	1,587.59
Dakota Improvement	135.00	Dakota Valley Electric	167.00
ITD	27.75	John Deere Financial	124.18
ND One Call	17.50	Waste Management	4,550.58
Waste Management-Cardboard	520.48	American Welding	10.50
AT&T	283.62	Border States Electric	286.47
Brokers National Life	860.30	Circle R	491.20
City of Fargo	28.00	Computer Express	677.24
Dakota Improvement	1,433.12	Dakota Supply Group	532.29
Dakota Valley Electric	2,592.60	Dickey Rural Communications	706.79
Ecolab	87.98	Neuharth Law Office	225.00
Hawkins	6,534.81	Hwy1 Fuel	1,381.79
GS Services	1,500.00	Kustom Machine	1,134.79
Lau Motors	82.91	Mertz Lumber	526.04
Millers Fresh Foods	8.45	Modern Marketing	140.88
Napa	314.81	ND State Radio Communications	442.23
Oakes Area Chamber of Commerce	67.00	OEI	9,354.09
Oakes Times	15.00	Oakes True Value	137.93
Oakes Veterinary	262.00	Pitney Bowes	131.25
Quill	168.28	Rods Cleaning	225.00
Sanitation Products	1,991.57	Sweets & Stories	128.18
USA Blue Book	2,425.99	Verizon Wireless	28.72
Visa	354.03	Vistos Carquest	57.79
Waste Management-Recycling	2,946.47	Capital Bank & Trust	50.00
FCCU	37.50	ITD	27.75
NDPERS-457	57.50	Waste Management	6,878.94
Waste Management-Cardboard	267.27	Flex	571.05
Jemco	39.48	Flex	2,080.00
Capital Bank & Trust	50.00	FCCU	37.50
NDPERS-457	57.50	JTE Solutions	33,538.50
Alco	80.90	Capital Bank & Trust	50.00
Dahlstrom Funeral Home	2,107.00	Electric Pump	998.32
FCCU	37.50	Grainger	15.38
Kevin Gelinske	730.00	Lyon Masonry	500.00
Mertz Lumber	20.48	Moore Engineering	15,787.72
ND Public Health	25.00	ND League of Cities	1,683.00
NDPERS-457	57.50	NDPERS-Group Insurance	9,887.64
NDPERS-Retirement	4,289.76	Otter Tail Power	4.50
Otter Tail Power	6,220.47	Power Products & Service	1,951.24
Praskas Hardware Hank	602.98	Quam Construction	9,540.00
State Fire & Tornado	5,804.63	Visa	1,099.11
Water Smith	2,756.00	Starion – Bank Fees	39.27
Payroll Taxes	10,382.64	Salaries	33,639.06

Visitors:

**Bill Geffre** addressed the Council regarding invoice for his final payment for the demolition costs for 411 Main Avenue. He received a letter from the City Attorney stating the final agreement did not include any expressed or implied agreement that he retained the right of first refusal. Geffre disputes this and asked the minutes and recordings to be checked to verify. He also stated that he is unable to make the payment and requested an extension until the end of the year. Forward moved, Strutz second to approve extension to December 31, 2012, which will deny right of first refusal, roll call approved.

Committee Reports: **Police**, Chief Roberts explained the current issue with the public safety radios. The radios were narrowbanded to meet the new FCC regulation but are now unable to communicate with state radio. The problem is the distance from the State towers. Dickey County Emergency Manager has been contacted and is working on possible options to correct this error. Engel commended the police department on their hard work. **Parks**, Brandriet stated he has been informed that the park garbages are being used for disposal of game cleaning waste, signs will be made and notices published to try and stop this. **Garbage**, the new garbage route is being worked on and notices will be mailed and published shortly before implementation. Nelson and Haring will work on it and report back to committee. **Community Service Project**, Dan Spellerberg, FFA Director, asked if his FFA Chapter could do a community service project of trimming boulevard trees that have become a nuisance in some areas; Council approved request and Nelson will help with any questions or concerns.

New Business:

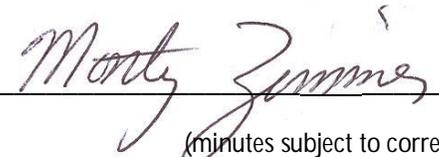
**Lot 5 Block 37 EOP**, property was acquired by City through delinquent tax sale and the home was demolished. Forward moved, Brandriet second to place empty lot on bids with a minimum purchase price of \$2,500, carried.

Announcements & Correspondence:

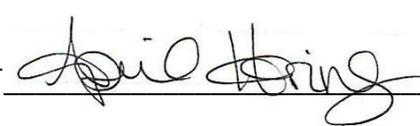
**Thank you** from the Oakes Area Chamber of Commerce for support during Irrigation Days.  
**Moore Engineering Golf Tournament** invitation for July 25<sup>th</sup> at Leonard.

Brandriet moved, Strutz second to adjourn meeting at 7:50 PM.

MAYOR



ATTEST



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