

## City Council Meeting November 5, 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: Brandriet, Forward, Strutz, Engel and Sitzler. Harris was absent. Visitors present: Jerry Hollingsworth, Ethel Erickson, Dave Locken, Nick Gludt-Moore Engineering, and Jerod Klabunde-Moore Engineering. Employees present: Pat Nelson, Marke Roberts, and April Haring.

### Engineer Report:

**2012-2 Phase 3**, construction is finished, still will be withholding final payment until seeding areas are addressed. Sitzler moved, Forward second to approve partial pay estimate #6 to Kvamsdal Construction for \$16,958.00, carried. Engel moved, Strutz second to approve engineering invoice to Moore Engineering for \$2,002.50, carried.

**2012-2 Phase 4**, paving is scheduled to begin within the next few days; seeding will be completed in the spring along with sprinkler repairs. Sitzler moved, Engel second to approve partial pay estimate #3 to Kuechle Underground for \$527,197.20, carried. Engel moved, Sitzler second to approve engineering invoice to Moore Engineering for \$58,724.93, carried. Additional work has been reviewed to replace the broken section of forcemain in the lagoon. Strutz moved, Engel second to proceed with obtaining a quote to fix the sanitary sewer main between 11<sup>th</sup> Street and Huebner Trailer Court, carried.

**Cline's Addition**, the project has been abandoned but there are still outstanding engineering invoices. Sitzler moved, Strutz second to approve payment of engineering invoice to Moore Engineering for \$2,192.50 and for \$2,750.00, carried.

**2011 Hazard Mitigation Grant Application**, notice has been received the City was denied funding due to Dickey County not having a completed and approved Multi-Hazard Mitigation Plan.

**Water Treatment Plant**, review was done for possible filter replacement; the recommendation was a replacement is not needed this year. Sitzler moved, Strutz second to approve Moore Engineering invoice for \$3,500 for technical assistance on filter replacement.

**Northwest Drainage**, approval has been received from most entities, still waiting for NRCS to give final approval for drainage. The landowner will need to get a certified wetland determination in order for the work to begin.

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

### Building Permits:

Sitzler moved, Engel second to approve building permits as listed, carried:

1. Farmland Coop, Lot 1, 2 & 3 Block 3 Baldwin, repairs to existing shop

Discussion was held regarding the requirement of a building permit for the installation of an elevator at a church as an Eagle Scout Project. More research will be completed in order to determine requirements.

### Game of Chance Permits:

Strutz moved, Sitzler second to approve the game of chance permits as listed, carried:

1. Oakes Community Parents, raffle
2. Knights of Columbus, calendar raffle
3. Knights of Columbus, bingo

Bills: Sitzler moved, Strutz second to approve bills as listed, roll call approved:

CSE	275.54	Acme Tools	60.99
AFLAC	106.04	American Welding Supplies	10.50
Circle R	663.41	Computer Express	129.99
Dakota Improvement	2,857.50	Dakota Valley Electric	155.00
Dickey Rural Communications	730.89	Farmland CoOp	2,651.77

Ferguson Waterworks	87.71	Hawkins	2,194.25
Hwy 1 Fuel & Service	1,731.50	ITD	27.75
Jemco, Inc	15.20	Jemco	15.20
GS Services	2,250.00	John Deere Financial	143.95
Kustom Machine	163.36	Lau Motors	57.70
Marshall & Swift	263.95	Mertz Lumber & Supply	100.95
Midwest Pest Control	131.00	Napa	115.56
ND State Radio	442.23	ND Tax Commissioner	1,335.35
Oakes Times	284.08	Oakes True Value	30.55
ND One Call	7.50	Praska Hardware Hank	132.26
Quill	100.89	Red River Electric	89.68
Siemens Water	28.83	Vistos Carquest	70.64
Waste Management-Cardboard	816.57	Waste Management	1,798.61
Waste Management-Recycle	2,946.47	Oakes Park Board	6,142.26
Capital Bank & Trust	50.00	FCCU	37.50
Mertz Lumber	18.98	NDPERS 457	57.50
C Heim—Ammo	171.53	Dickey County Highway Dept	425.60
Macqueen Equipment	110.81	National Association of Chiefs	60.00
SE Crime Conference	50.00	FCCU	37.50
Kevin Gelinske	128.00	NDPERS 457	57.50
Flex	520.00	CSE	275.54
Starion Financial	34.19	GS Services	300.00
Kellys Welding	40.00	Mertz Lumber	68.54
Napa	790.70	Oakes Times	442.82
AFLAC	159.06	Alco	32.28
Ameripride Linen	139.38	AT&T	244.82
Banyon Data	2,505.00	Brokers National Life	739.80
Circle R	423.58	City of Fargo	28.00
Computer Express	378.24	Dakota Plains Cooperative	2,469.18
Dakota Supply Group	879.96	Dakota Valley Electric	2,592.60
Dickey Rural Communications	483.87	Ecolab	87.98
Farmland CoOp	6,147.56	Neuharth Law Office	300.00
KLJ	3,235.96	Kellys Welding	45.00
Kelsens Bakery	16.00	Marshal Swift	544.20
Millers Fresh Foods	38.33	Oakes Area Chamber of Commerce	67.00
OEI	6,635.65	Oakes Times	128.02
Oakes Truck & Trailer	1,092.22	Oakes True Value	35.28
Oakes Vet	30.00	ND One Call	21.25
Red River Electric	187.11	Rods Cleaning	202.50
Sanitation Products	1,345.28	Sweets & Stories	79.86
Verizon Wireless	26.97	Visa	473.59
Vistos Carquest	545.62	Waste Management	2,270.25
Zacks Repair	203.61	Dickey County Registrar	13.00
Henninger Lawn Mowing	1,290.00	Hwy 1 Fuel & Service	1,306.00
Moore Engineering	4,942.50	ND League of Cities	140.00
NDPERS Group Insurance	9,887.64	NDPERS Retirement	6,328.36
Oakes Computer Services	40.00	ODIN	204.16
Otter Tail Power	6,169.56	Praska Hardware Hank	337.62
Quality Aggregate LLC	1,040.11	R Enterprises	3,192.20
Sharon Thompson	25.00	Tim Thompson	60.00
Total Home	4,281.79	Truck Utilities	738.49
Visa	587.76	Starion – Bank Fees	46.31
Payroll Taxes	13,772.52	Salaries	46,595.61

Committee Reports:

**Landfill**, Pat Nelson is working with Department of Health on soil testing potential new landfill sites, more information will be given once the testing is completed. **Engineering Invoices**, Sitzler moved, Forward second to bill landowner engineering fees for preliminary design and the City pay for additional services

from the streets fund, carried. **Building Permit Petition**, a petition was received regarding a building permit approved for Nathan O'Brien for a new building at Lots 5 & 6 Block 23 Washburns. The petition was signed by neighbors requesting the decision be reconsidered. O'Brien has withdrawn his application and a discussion was held in regards to how the situation was handled. The applicant was not contacted by any of the concerned parties and no information was obtained from City Hall during the circulation of the petition. The structure followed all City Zoning and Use Ordinances.

Unfinished Business:

**Dangerous Building/Abatement Applications**, 715 Main Avenue has been acquired by the City. Brandriet moved to demolish the structure and use as parking lot, motion died for lack of second. Sitzler moved, Forward second to introduce and approve RESOLUTION TO ABATE THE TAXES AND SPECIALS FOR 2011 AND 2012 FOR LOTS 8 & 9 BLOCK 21 MCCARTHYS ADDITION, roll call approved. Sitzler moved, Forward second to place the property on bids, carried.

New Business:

**First Reading Sales Tax Request, Oakes Parks and Recreation** for \$5,000 for new playground equipment at Willow Park.

**Special Event Permit**, Strutz moved, Sitzler second to approve special event permit for Angry Beaver Lodge on November 24, 2012, at Armory for an anniversary party, carried.

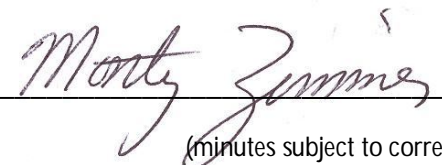
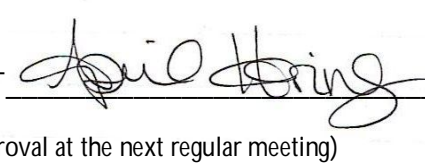
**First Reading Public Consumption of Alcohol Ordinance** to prohibit the sale and consumption of alcohol upon any public right-of-way, street, alley, highway or public sidewalk within the city; penalty for violating is a \$50 fine.

**Annual Employee Evaluations and Salary Adjustments**, all evaluations were turned in and acceptable for increases. Sitzler moved, Forward second to approve a cost of living adjustment for all employees effective January 1, 2013. Salaries will be discussed again during the benefit review in the spring to determine if an additional step increase will be given to employees; if granted it will be paid retroactive to January 1, 2013. Roll call: Sitzler-yes, Engel-no, Strutz-yes, Forward-yes, Brandriet-yes, carried.

Announcements & Correspondence:

**James River Soil Conservation Local Work Group Invitation**, Wednesday, November 7, 2012 at the Ellendale Office.

Forward moved, Strutz second to adjourn meeting at 7:25 PM.

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