

City Council Meeting August 2, 2010

The City Council met in regular session at 6:00 PM at City Hall with the following members present: Mayor Zimmer and Council: Harris, Kuipers, Sitzler and Forward. Brandriet and Rosendahl were absent. Visitors present: Bernie Vculek, Bill Geffre, Stacy Zimmer, Bob Sitzmann, Mike Manstrom, Jim Howey, Charles Forward, Jeannie Pahl, Ron Goodman, Gary Fitzgerald, Kent Ritterman-Moore Engineering and Jerod Klabunde-Moore Engineering. Employees present: Gary Neuharth, Pat Nelson, Justin Prochnow, Marke Roberts, and April Haring.

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

2010-1 Phase 2 Financing: Sitzler moved, Forward second to introduce and approve RESOLUTION AUTHORIZING THE ISSUANCE OF \$2,770,000 LOAN ANTICIPATION IMPROVEMENT BOND. Roll call: Harris-yes, Kuipers-yes, Forward-yes, Sitzler-yes, carried.

Armory Heating Bid: Bids were received from Novak Electric and Four Point Logistics, Inc for the installation of Steffes Thermal Storage units at the armory. Forward moved, Sitzler second to table bid award until Bob Sitzmann, Otter Tail Power Company and Auditor April Haring can compare the information submitted to make sure everything has been included in the bid and all American Recovery and Reinvestment Act guidelines were followed, carried.

Game of Chance Permit:

Kuipers moved, Sitzler second to approve game of chance permit as listed, carried:

1. Friends of the Library, raffle

Building Permits:

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

1. Schempp Apartments, Lots 8-12 Block 14 Original Plat, new doors and vinyl siding on garages
2. Corey Dinger, Lots 1&2 Block 5 McCarthys, shingle
3. Virgil Sund, S 79' of N 184' of W 135' Block 6 Rekos, shingle
4. Joseph Antoine, Lot 1 & West ½ Lot 2 Block 5 Rekos, shingle shed
5. Leroy Schempp, Lot 5 Block 11 McCarthys, vinyl siding
6. First State Bank, Lot 17 Block 12 Original Plat, storage shed and pavement
7. Robert Cointepoix, W ½ Lots 11 & 12 Block 5 Baldwin, replace front steps

Building permit submitted by Dennis Bohnenkamp, Lots 13-18 Block 10 Original Plat for a fence was not approved.

Forward moved, Kuipers second to approve building permit and variance as listed, carried:

1. Steve and Sharon Dudley, N ½ Lot 17 and all Lot 18 Block 18 McCarthys, Screen porch to be built within allowed setback, all required signatures were obtained for approval by neighbors

Forward moved, Harris second to approve demolition permit as listed, carried:

1. Jeremy Hill, S 5' Lot 1 and all Lot 2 Block 8 McCarthys

411 Main Avenue Building: Estimate of \$91,510.00 was received from Comstock Construction for the demolition of the building. City Council is waiting for other estimates before proceeding with any action. Both Rath and Geffre are being notified of information and options are being discussed with all parties.

Bills:

Sitzler moved, Harris second to approve the bills as listed, roll call approved:

Capital Bank & Trust	50.00	FCCU	37.50
NDPERS 457	50.00	Canadian Pacific Railway	500.00
Capital Bank & Trust	50.00	FCCU	37.50
NDPERS 457	50.00	M Roberts – IRA	50.00
NDPERS – Retirement	96.35	Flex	1,472.39
Interstate Power Systems	750.00	1 st Mechanical	416.40
AFLAC	188.28	Alltel	253.93
Alltel	140.92	Ameripride Linen	63.98
Bank of ND	160,644.21	Brokers National Life	618.30
Circle R	453.98	Computer Express	221.47
Dakota Improvement	1,779.96	Dakota Valley Electric	251.92
Dakota Valley Electric	2,592.60	Dickey Rural Communication	767.52
Ferguson Waterworks	36.43	Gary Neuharth	750.00
Hawkins	4,347.72	Hwy 1 Fuel	459.12
Jerry Schumacker	125.00	K&J Foods	74.02
Kelly's Welding	12.00	Lau Motors	185.42
Midwest Pest Control	105.00	NDPERS – Group Insurance	10,083.19
NDPERS – PT Retirement	53.99	NDPERS – Retirement	3,369.44
Newman Signs	105.38	Chamber of Commerce	70.00
OEI	6,365.26	Oakes Times	409.36
Oakes Truck & Trailer	343.81	Oakes True Value	69.67
Oakes Vet	30.00	Otter Tail Power	5,215.75
Petty Cash	39.15	Prairie Printing	138.85
Ricks Body Shop	537.23	Rods Cleaning	240.00
Sanitation Products	376.28	Sweets & Stories	154.58
Visa	351.80	Water Smith Inc	4,131.63
Western Agency Inc	47.00	Zach Roberts	2,125.00
Oakes Times	42.78	Salaries	30,626.17

Visitors:

Charles Forward requested funding for his upcoming Eagle Scout Project. He plans on revising the Food Pantry by upgrading and updating the space. The project is estimated to cost \$2,250; he is requesting \$300 from the City of Oakes and has plans on requesting funds from other entities. First Reading of Sales Tax Request for this project was approved.

Ron Goodman informed the City Council of a petition being circulated to begin a county library levy. The petition will need 700 signatures to be on the November ballot and will 60% to pass. If and when the levy passes the Council will need to make a decision if they would like the residents to participate or exempt the City from this levy. Currently the City levies an average of 3.5 mills for the library which generates close to \$11,000.00 plus the library also receives funding from the City Sales Tax.

Committee Reports:

Cemetery, Harris discussed the mowing contract may need to be adjusted—more work and mowing had to be done than originally estimated. Other improvements will also need to be done to the cemetery. Adam Dahlstrom had suggested closing the old part of the cemetery to sales until better records could be found as to what is available; this will be discussed in the future. **Alleys** are

being bladed and areas needing gravel are being marked. **Streets** south of the tracks are being reviewed for drainage improvements; the next phase of the current project includes many improvements to the gravel roads in town. **Mosquito Spraying**, aerial spraying will be scheduled later this week (prior to Evening in the Park).

Moore Engineering:

Kent Ritterman and Jerod Klabunde updated the Council on the current projects.

14th Street Sewer Lift, there is concern the lift station is running too much. They are reviewing the original plan and working with the railroad to make possible improvements.

2009-2 Phase 1 Part C-Main Avenue Improvements, bases are installed and light poles have been ordered. Forward moved, Sitzler second to deny request by First State Bank to not install a light on the property, carried.

Forward moved, Harris second to approve Change Order #2 for \$34,498 for Main Avenue Improvements to Kuechle Underground, carried.

Sitzler moved, Kuipers second to approve Partial Pay Estimate #1 to Kuechle Underground for \$114,650.93 for Main Avenue Improvements, carried.

2009-2 Phase 1, Forward moved, Sitzler second to approve Change Order #2 for \$28,000.33 for unforeseen water and sewer improvements to Kuechle Underground, carried.

Sitzler moved, Kuipers second to approve Partial Pay Estimate #6 to Kuechle Underground for \$949,321.96 for 80% construction complete, carried.

Sitzler moved, Forward second to approve Moore Engineering Invoice \$1,895.75 for water treatment support, carried.

Sitzler moved, Forward second to approve Moore Engineering Invoice \$73,918.20 for 2009-2 Phase 1, carried.

Sitzler moved, Harris second to approve Moore Engineering Invoice \$41,400 for 2010-1 Phase 2, carried. NDDOT has been contacted regarding level of participation of the Highway 1 project, still waiting for their response.

Kuipers moved, Sitzler second to approve Moore Engineering Invoice \$9,363.15 for 2010-2, carried.

Sitzler moved, Harris second to approve Moore Engineering Invoice \$4,090.00 for Main Avenue Improvements, carried.

TIF District, Forward moved, Kuipers second to approve Memorandum of Understanding with Dickey County regarding the boundaries and payment disbursements of properties within the district, carried.

Sitzler moved, Forward second to approve RESOLUTION DIRECTING THE ASSESSMENT OF WATER, SEWER AND STREET IMPROVEMENTS DISTRICT 2010-2 JVG AND SDWG.

Roll call: Harris-yes, Kuipers-yes, Forward-yes, Sitzler-yes, carried.

Unfinished Business:

Council Correspondence/Computers, Harris moved, Sitzler second to approve budget of \$1,400 to purchase a television and required equipment for use at Council Meetings, amount will be paid evenly from utility accounts, carried. This television can be used to display meeting information to the public and television during meetings.

New Business:

Dickey County Board of Equalization Notice Mayor Zimmer read letter received from the Dickey County Board of Equalization stating their decision to decrease residential property an additional 0.75% from those submitted by the City Equalization Board.

Oakes Housing Authority, First Reading Sales Tax Request, Sitzler moved, Kuipers second to deny sales tax request for past due mortgage payments, carried.

South Central Dakota Regional Council Board Nominee, Sitzler nominated himself to be placed on the ballot for the open board position.

City Lodging and City Lodging and Restaurant Tax, the benefits and uses of these taxes were discussed. More research will be done and reviewed at next City Council meeting.

Announcements & Correspondence:

Moore Engineering Invitation for their 50th Anniversary.

North Dakota Rural Water Systems Classes in August.

ND League of Cities Annual Conference and City Officials Workshops registrations.

Evening in the Park, August 10, 6PM at Hockenberry Park.

Special Assessment Protest Hearing will be Monday, August 16, 2010 at 6PM.

Next regular meeting will be Tuesday, September 7, 2010 at 6PM.

Sitzler moved, Forward second to adjourn meeting at 8:20 PM.

MAYOR Marty Zimmer ATTEST Paul Hering
(minutes subject to correction and approval at the next regular meeting)