

**CITY OF GRAFTON
CITY COUNCIL MINUTES
MEETING OF JANUARY 11, 2016**

The regular meeting of the City Council of the City of Grafton, North Dakota was held in the Council Chambers, City Hall, Grafton, North Dakota at 6:00 p.m. on Monday, January 11, 2016.

Mayor Chris West presided. Members present: Dave Fellman, Don Hutson, Chris Lipsh, Shane Mohn, Brian Sieben, Mary Stark, Len Wysocki, and Greg Young. Others present: Nick Ziegelmann, Nick Hall, Ken Miskavige, Rock Desautel, Tony Dumas, Alex Droske, Russ Geddes, Ed Sevigny, Jon Markusen, Todd Storey, Ryan Johnston, and Todd Kjelland.

CONSENT AGENDA

Mayor West asked if any Council member wanted to remove any item from the Consent Agenda. It was moved by Mr. Mohn and seconded by Mr. Young to approve the Consent Agenda as follows:

IV. CONSENT AGENDA

4.1 Approval of Minutes:

- a) City Council regular meeting of December 14, 2015.
- b) Ways and Means Committee regular meetings of December 7, 2015 and January 4, 2016.
- c) Public Utilities Committee regular meetings of December 7, 2015 and January 4, 2016.

4.2 Reports of Officers:

- a) City Auditor-Treasurer (December/annual reports provided in February)
- b) Municipal Judge
- c) Chief of Police (Annual report provided in February)
- d) Building Official (Annual report provided in February)
- e) Parks and Recreation (no report provided)
- f) Others, if any

4.3 Game of Chance Applications:

- a) 904 – Life Skills and Transition Center VIP
- b) 905 – Save Our Strand

All members were present and voted in favor thereof; Mayor West declared the motion carried.

BILLS, CLAIMS AND ACCOUNTS

It was moved by Mr. Fellman and seconded by Mr. Young that the General, Special, Capital Projects, Debt Service, and Enterprise Funds bills be approved for payment in accordance with the listing submitted; said listing to be a part of these minutes as if herein set out verbatim. On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Lipsh, Mr. Mohn, Ms. Stark, Mr. Sieben, Mr. Wysocki, and Mr. Young. Those opposed: (None). Mayor West declared the motion carried.

REPORTS OF STANDING COMMITTEES

On recommendation of the Ways and Means Committee, it was moved by Mr. Fellman and seconded by Mr. Young to adopt Resolution No. 1713 entitled, "A RESOLUTION DESIGNATING DEPOSITORIES FOR CITY OF GRAFTON FUNDS PURSUANT TO SECTION 21-04-13, N.D.C.C. AND APPROVING SECURITIES PLEDGED BY DEPOSITORIES PURSUANT TO SECTION 21-04-11, N.D.C.C." On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Lipsh, Mr. Mohn, Ms. Stark, Mr. Sieben, Mr. Wysocki, and Mr. Young. Those opposed: (None). Mayor West declared the motion carried and Resolution No. 1713 duly adopted.

On recommendation of the Ways and Means Committee, it was moved by Mr. Hutson and seconded by Mr. Young to adopt Resolution No. 1714 entitled, "RESOLUTION AUTHORIZING PUBLIC SALE OF REAL PROPERTY SITUATED IN AND OWNED BY THE CITY OF GRAFTON, NORTH DAKOTA." On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Lipsh, Mr. Mohn, Ms. Stark, Mr. Sieben, Mr. Wysocki, and Mr. Young. Those opposed: (None). Mayor West declared the motion carried and Resolution No. 1714 duly adopted.

On recommendation of the Ways and Means Committee, it was moved by Mr. Young and seconded by Mr. Hutson to adopt Resolution No. 1715 entitled "A RESOLUTION ORDERING THE DESTRUCTION OF OBSOLETE DOCUMENTS, RECORDS, FILES, PAPERS AND MATERIALS, AND PROVIDING FOR THE MANNER OF SUCH DESTRUCTION". On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Lipsh, Mr. Mohn, Ms. Stark, Mr. Sieben, Mr. Wysocki, and Mr. Young. Those opposed: (None). Mayor West declared the motion carried and Resolution No. 1715 duly adopted.

Mayor West announced that Police Chief Dumas has rescinded his resignation and they were able to negotiate a satisfactory wage adjustment within the pay scale and the budget. Mayor West reported that Administrator Ziegelmann is in the process of having the pay scale reviewed again for the next budget process. Mayor West said the City values all of its employees and wants to make sure that the pay scale is as accurate as possible. Police Chief Dumas said he rescinds his resignation with the salary offered and expressed his appreciation for the efforts of the City and the citizens of Grafton. It was moved by Mr. Hutson and seconded by Mr. Wysocki to accept the rescinded resignation of Police Chief Dumas. Mr. Lipsh commented that it has been 2 ½ years since the City's last pay study and since then there has been a significant change in the market rate. He asked if the City would continue to use the same contractor to conduct the study and recommended whoever the City chooses to do the study that they also be asked to continue to look at it more frequently. All members present voted in favor thereof; Mayor West declared the motion carried.

REPORTS OF SPECIAL COMMITTEES

City Administrator Ziegelmann reported a public hearing was held at the January 6, 2016 Economic Development Committee meeting to consider the Renaissance Zone application for Tractor Supply Company; no one appeared in opposition to the incentive. TSC will be utilizing the former Alco building at 1102 12th Street West. The current building value is \$500,000 and after the proposed improvements are completed the estimated value will be \$890,000. The Renaissance Zone exemption is a five year exemption from real estate taxes on the structure value; the land would continue to be taxable. The estimated property tax savings for TSC over 5 years would be \$88,000. It was moved by Mr. Hutson and seconded by Mr. Lipsh to approve the Renaissance Zone application submitted by Tractor Supply Company. On roll call vote the following voted in favor thereof: Mr.

Fellman, Mr. Hutson, Mr. Lipsh, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki and Mr. Young. Those opposed: None. Mayor West declared the motion carried.

It was reported that Job Service has closed the Grafton facility. They will be staffing the Grafton office on the first and third Tuesday of each month from 9:00- 4:00 through April, after that date Job Service will either be available online or in Grand Forks.

Mr. Lipsh thanked the Mayor for the opportunity to serve on the Library Board. He reported the next meeting will be on January 25th at 5:30 p.m. Mr. Fellman has been appointed to replace Mr. Lipsh.

UNFINISHED BUSINESS

Jon Markusen of Kadrmas, Lee & Jackson reported they have completed some additional geotech work for the Flood Risk Reduction Project as they had been finding some soil stability issues. The analysis came back favorable so now they are able to proceed with the right of way design and continue with plan development, some of the bridge lengths were shortened and some adjustments were made to the channel alignment, also, due to the geotech work. KLJ has resubmitted a plan to BNSF with the updated bridge lengths and they are also updating the plans submitted to the ND Department of Transportation. McLeod Drain coordination continues with the Walsh County Water Board. KLJ is also looking at interior drainage of the levee in the event of a 100 year flood or if a large rain occurs. With regard to the 404 permit, KLJ was able to quantify the impact to wetlands now that they have the footprint; it is unknown when the preliminary approval of the 404 permit will be received.

It was moved by Mr. Lipsh and seconded by Mr. Wysocki that Ordinance No. 302 entitled, "AN ORDINANCE TO REPEAL SECTION 12-12 OF CHAPTER 12 HEALTH AND SANITATION ARTICLE III. CONFISCATED PROPERTY OF THE CODE OF ORDINANCES OF THE CITY OF GRAFTON, NORTH DAKOTA RELATING TO WHEN PROCEEDS MAY BE CLAIMED, AND DECLARING SAME TO BE NULL AND VOID AND OF NO EFFECT" be placed on second reading and adopted. On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Lipsh, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: None. Mayor West declared the motion carried.

It was moved by Mr. Young and seconded by Mr. Hutson that Ordinance No. 303 entitled, "AN ORDINANCE TO REPEAL SECTION 12-16 PENALTY OF CHAPTER 12 HEALTH AND SANITATION OF THE CODE OF ORDINANCES OF THE CITY OF GRAFTON, NORTH DAKOTA RELATING TO STRUCTURES WITHOUT UTILITY SERVICE, AND DECLARING SAME TO BE NULL AND VOID AND OF NO EFFECT" be placed on second reading and adopted. On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Lipsh, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: None. Mayor West declared the motion carried.

NEW BUSINESS

It was moved by Mr. Wysocki and seconded by Mr. Hutson to approve an Application for Possession and Consumption of Alcohol at the Armory submitted by Rick and Debra Olson for a wedding supper and dance on Saturday, April 16, 2016 beginning at 5:00 p.m. All members were present and voted in favor thereof; Mayor West declared the motion carried.

CORRESPONDENCE AND ANNOUNCEMENTS

Petition/Certificate of Nominations for the City Election may be filed with the City Auditor until 4:00 p.m. on Monday, April 11, 2016. All City Council Ward positions and the Municipal Judge position are up for reelection.

ADJOURNMENT

It was moved by Mr. Wysocki, seconded by Mr. Young and carried to adjourn the meeting.

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Chris West, Mayor

Connie A. Johnson, City Auditor