

**CITY OF GRAFTON
CITY COUNCIL MINUTES
MEETING OF JULY 13, 2015**

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, July 13, 2015.

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

Jill Holwerda representing the North Dakota Army National Guard presented the Service Member Patriot Award to Police Chief Tony Dumas. Officer Alex Droske is a guardsman and he nominated Chief Dumas for the award. The award is presented to employers who encourage their guardsmen and accommodate schedules to permit their active service.

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 June 8, 2015.
- b) Ways and Means Committee regular meeting of July 6, 2015.
- c) Public Utilities Committee regular meetings of June 1 and July 6, 2015.

4.2 Reports of Officers:

- a) City Auditor-Treasurer
- b) Municipal Judge
- c) Chief of Police
- d) Building Official
- e) Parks and Recreation
- f) Others, if any

4.3 Game of Chance Applications:

4.4 Site Authorization Applications:

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. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: (None). Member absent: Mr. Lipsh. Mayor West declared the motion carried.

REPORTS OF STANDING COMMITTEES

On recommendation of the Public Utilities Committee, it was moved by Mr. Mohn and seconded by Mr. Young to approve the construction engineering contract with Kadrmas, Lee, and Jackson, Inc. for the 2015 Chip Seal Project in the amount of \$15,850 paid from Street Resurfacing Funds. On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: (None). Member absent: Mr. Lipsh. Mayor West declared the motion carried.

On recommendation of the Public Utilities Committee, it was moved by Mr. Sieben and seconded by Mr. Wysocki to approve the application from Grafton Co. d/b/a Extra End to extend its alcoholic beverage license to the City-owned parking lot in accordance with the drawing submitted, Thursday, Friday, and Saturday, July 23, 24, and 25, 2015 from 5:00 p.m. to 2:00 a.m. for the Extra End's 40th Anniversary party. On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: (None). Member absent: Mr. Lipsh. Mayor West declared the motion carried.

Mr. Fellman introduced Resolution No. 1705 entitled, "A RESOLUTION APPROVING SECURITIES PLEDGED BY DEPOSITORY BANKS PURSUANT TO SECTION 21-04-11, N.D.C.C." and moved its adoption. Mr. Young seconded the motion. On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: (None). Member absent: Mr. Lipsh. Mayor West declared the motion carried and Resolution No. 1705 duly adopted.

Mr. Young introduced Resolution No. 1706 entitled, "A RESOLUTION DECLARING A SURPLUS IN MUNICIPAL UTILITIES DEPARTMENT FUNDS, AND DIRECTING THE TRANSFER THEREOF TO THE GENERAL, RECREATION, AND MAINTENANCE DEPARTMENT FUNDS" and moved its adoption. Ms. Stark seconded the motion. On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: (None). Member absent: Mr. Lipsh. Mayor West declared the motion carried and Resolution No. 1706 duly adopted.

UNFINISHED BUSINESS

Mayor West reported he met with Todd Sando and Dave Leftwich of the State Water Commission and everything looks fairly favorable for the City of Grafton to receive the flood control funding requested and they were not opposed to the City looking for additional cost share options. Mayor West said the \$7.2 million previously designated for the City's original flood control project will have to be re-requested for this project; the State Water Commission representatives were supportive of those funds being a grant.

Mr. Fellman introduced Resolution No. 1707 entitled “A RESOLUTION TO IMPLEMENT THE AUTHORITY AND MEANS TO CREATE A FLOOD RISK REDUCTION PROJECT FOR THE PURPOSE OF DIVERTING AND CONTROLLING PARK RIVER FLOOD WATERS SO AS TO ELIMINATE OR REDUCE DAMAGE TO THE CITY OF GRAFTON AND ITS RESIDENTS” and moved its adoption. Mr. Young seconded the motion. City Administrator Nick Ziegelmann explained the proposed resolution is a formal document showing the Mayor and City Council are in full support of the Flood Risk Reduction Project. Mr. Ziegelmann said the City Council adopted a similar resolution in 2010, but the scope of the project has changed so it is necessary to update the resolution. Attorney Nick Hall explained the document gives the City authority to exercise the power of eminent domain to purchase property for completion of the project. On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: (None). Member absent: Mr. Lipsh. Mayor West declared the motion carried and Resolution No. 1707 duly adopted.

It was moved by Mr. Wysocki and seconded by Mr. Young that Ordinance No. 296 entitled, “AN ORDINANCE OF THE CITY OF GRAFTON, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF GRAFTON, NORTH DAKOTA, BE AMENDED BY ADDING ARTICLE IV OF CHAPTER 22.5, RETAIN AD VALOREM TAX EXEMPTION” be placed on seconded reading and adopted. On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: (None). Member absent: Mr. Lipsh. Mayor West declared the motion carried.

NEW BUSINESS

It was moved by Mr. Fellman and seconded by Mr. Mohn to approve the Mayor’s appointment of Jason Nelson to the Municipal Airport Authority. All members present voted in favor thereof; Mayor West declared the motion carried.

It was moved by Mr. Sieben and seconded by Mr. Mohn to approve an application from Valley Cruisers Car Club to close 4th Street between Wakeman and Stephen Avenue on Thursday, August 20th from 6:00-9:30 p.m. for a car show/cruise night. All members present voted in favor thereof, except Mr. Fellman who recused himself from voting as he is a member of the Club; Mayor West declared the motion carried.

Power Department Superintendent Russ Geddes presented the cost estimate of \$32,000 for a high voltage switch to replace the one located near the hospital. The switch will be purchased from Border States as that is the sole provider of the specific switch that would work best for this system. It was moved by Mr. Mohn and seconded by Mr. Young to approve the purchase of the high voltage switch at the hospital for \$32,000. On roll call voted the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: (None). Member absent: Mr. Lipsh. Mayor West declared the motion carried.

City Administrator Ziegelmann presented the following bids for the heating and air conditioning units at the Armory: Northland Plumbing \$32,982.35, C.L. Linfoot Co. \$ 42,710, and Wayne’s Heating and Cooling \$25,000 plus electrical costs. Bids received from Northland Plumbing and

CL Linfoot would replace the existing rooftop units and the bid from Wayne's Heating and Cooling would tuck all of the units between the roof joists and the ceiling tile and there would be a condenser on the roof. Wayne's plan won't change much as far as efficiency, but the units will be easier to maintain; and more importantly each unit requires only one roof penetration rather than the many holes in the roof required for the rooftop units. The project is included in the Building Fund budget. On recommendation of staff, it was moved by Mr. Young and seconded by Ms. Stark to accept the bid from Wayne's Heating and Cooling to replace the heating and air conditioning units at the Armory for a projected price of \$25,000. On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: (None). Member absent: Mr. Lipsh. Mayor West declared the motion carried

Street/Wastewater Department Superintendent Rock Desautel reported the 1975 truck with sewer jetter used to clean sewer mains is no longer repairable. A new machine from Sanitation Products from Fargo is \$180,000. Equipment mechanic Gene Loftsgard found a 2000 Freightliner truck with Vactor Ramjet for \$26,000 online from California, which would work for the Wastewater Department. Big Truck & Equipment Sales LLC would deliver for \$2,000. The jetter has 850 hours use, which is considered very low usage. The City Administrator said there is \$25,000 reserved in the Wastewater Department for a jetter truck and \$25,000 reserved for a vacuum machine, some of the vacuum machine appropriation could be reappropriated towards the jetter truck. After some discussion, it was moved by Mr. Mohn and seconded by Mr. Sieben to approve the purchase of a jetter truck for not to exceed \$30,000 from the Wastewater Dept. jetter truck and vacuum machine appropriations. On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: (None). Member absent: Mr. Lipsh. Mayor West declared the motion carried.

It was moved by Mr. Young and seconded by Mr. Wysocki to adopt Resolution No. 1708 entitled, "RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF CITY OF GRAFTON, NORTH DAKOTA WASTEWATER REVENUE BONDS, SERIES 2015 AND RELATED MATTERS." On roll call vote the following voted in favor thereof: Mr. Fellman, Mr. Hutson, Mr. Mohn, Mr. Sieben, Ms. Stark, Mr. Wysocki, and Mr. Young. Those opposed: (None). Member absent: Mr. Lipsh. Mayor West declared the motion carried and Resolution No. 1708 duly adopted.

It was moved by Ms. Stark and seconded by Mr. Fellman to approve the loan agreement with ND Public Finance Authority for a \$750,000 loan. The loan is to relocate and renovate 3 lift stations and the terms are payable in 15 years at 2.5% interest. All members present voted in favor thereof; Mayor West declared the motion carried.

CORRESPONDENCE AND ANNOUNCEMENTS

The first meeting to develop the 2016 Budget is scheduled for August 3rd, following the Committee meetings.

ADJOURNMENT

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

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Chris West, Mayor

Nick Ziegelmann, City Administrator