

**CITY OF GRAFTON  
CITY COUNCIL MINUTES  
MEETING OF JUNE 13, 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, June 13, 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, Ken Miskavige, Russ Geddes, Rock Desautel, Tony Dumas, Gene Loftsgard, Jon Markusen, Scott Berge from Titan, Todd Kjelland, and Ryan Johnston.

**CONSENT AGENDA**

Mayor West asked if any Council member wanted to remove any item from the Consent Agenda. It was moved by Mr. Fellman 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 May 9, 2016
- b) Ways and Means Committee regular meeting of June 6, 2016.
- c) Public Utilities Committee regular meeting of June 6, 2016.

**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:**

- a) 917 – Valley Cruisers

**4.4 Site Authorization Applications:**

- a) Grafton Blueline Club, Inc. at Polly's
- b) Grafton Blueline Club, Inc. at Marketplace on 8th
- c) Grafton Curlers, Inc. at Grafton Company – Extra End
- d) Grafton Blueline Club, Inc. at Last Chance Bar and Grill

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

**BILLS, CLAIMS AND ACCOUNTS**

It was moved by Mr. Lipsh and seconded by Mr. Sieben 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 Public Utilities Committee, it was moved by Mr. Lipsh and seconded by Mr. Mohn to approve the bid from Titan Machinery Fargo CE for a new Schwarze A7 Tornado regenerative air street sweeper for \$212,777 delivery 45-60 days. Since the purchase was not budgeted in 2016, the City Administrator recommended the cost be paid from General Fund finalized debt service funds and paid back from the Equipment Purchase Street Department Fund over four years, interest free. Other bids received and considered were: Swanston Equipment Companies \$201,992 delivery 150-180 days ARO, and Sanitation Products, Inc. \$218,352 delivery 60-90 days upon receipt of chassis. There were also two additional bids submitted for used street sweepers. The new sweeper will be delivered in August. 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. Mayor West declared the motion carried.

### **REPORTS OF SPECIAL COMMITTEES**

On recommendation of the Economic Development Committee, it was moved by Mr. Hutson and seconded by Ms. Stark to rescind approval of a property tax abatement to Cimarron in light of the company's recent employee layoffs. Administrator Ziegelmann explained that Cimarron, the company that bought out Diverse Energy this year, asked for the last two years of the 5 year property tax exemption granted to Diverse Energy for the addition on the Eastern Avenue building. 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. Mayor West declared the motion carried.

### **UNFINISHED BUSINESS**

Jon Markusen, Kadrmas, Lee, and Jackson, Inc. provided a Flood Risk Reduction project update reporting he recently met onsite with the North Dakota Department of Transportation to look at the proposed site for the highway bridge structure; the NDDOT didn't have any major concerns but they are continuing to work on coordination to develop their plans for that structure. He also met with BNSF to discuss the three structures that are grade separated structures and then also some of the at grade crossings that will be impacted. They discussed permits and easements and reviews that are going on with the plans. Mr. Markusen said they tried to get the information the City will need when it comes to construction schedules to actually bidding and being able to construct the bridges and are working with Chris Swanson to coordinate that and also to obtain a maintenance agreement in place with BNSF for the future. Mr. Markusen reported he has also been meeting with various utility companies to get cost estimates on some of the crossings the City needs to consider relocating. He had a meeting regarding the Conditional Letter of Map Revision with representatives of FEMA and the State Water Commission and the local floodplain administrators from the County and the City; there are a few more steps that have to be completed in the project planning before they can submit the package to FEMA for review. Mr. Markusen said a Citizen Advisory group meeting was recently held and he is continuing to meet with the landowners. He explained they are still in the analysis stage of the impacts for the project. The McLeod Drain coordination is still ongoing and must be submitted to the State Water Commission for their review of the impacts. He explained not only do they have to report what is being impacted but if there are 25 landowners that are being impacted then they also must submit acknowledgement from those landowners to make sure those impacts upstream or downstream in the project are being taken into account. Mr.

Markusen reported the 404 environmental permit was submitted in April. The Corps of Engineers sent its public notice for comments in May. Mr. Markusen had a meeting a couple weeks ago with the Corps, State Water Commission, NRCS, and the North Dakota Department of Health to review the project status. A State Water Commission meeting will be held July 6<sup>th</sup> and he will attend that meeting to put in a request for the construction funds. Mr. Markusen reported that at the meeting with BNSF they stressed that they need an answer regarding the future maintenance for BNSF bridges because that could be a significant cost and one of the biggest variables right now.

The Auditor reported all the Summerfest applications are complete.

### **CORRESPONDENCE AND ANNOUNCEMENTS**

The City/Primary Election is Tuesday, June 14, 2016.

The City Council Organization Meeting will be held on Tuesday, June 28, 2016 at 6:00 p.m.

Ways and Means and Public Utilities Committee July meetings have been cancelled.

Thank you cards for memorials were received from the families of Lyle Niemann and Earl Machart.

### **ADJOURNMENT**

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

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Chris West, Mayor

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Connie A. Johnson, City Auditor