CITY OF WATFORD CITY

CITY COUNCIL MEETING

November 7, 2016

Minutes of the regular City Council meeting held on November 7, 2016 at 6:00 p.m. at City Hall. Present were Mayor Brent Sanford and Council Members Steve Sanford, Phil Riely, Aaron Gravos, Bethany Devlin, Matt Beard, and Kenny Liebel. Also present were City Planner Curt Moen, City Auditor Peni Peterson, and Attorney Wyatt Voll.

Council Member Gravos moved to approve the minutes of the city council meeting held on October 3, 2016. Motion also included approving the agenda. Motion seconded by Council Member Devlin and carried unanimously.

Mayor Sanford opened the public hearing, as advertised, on a proposal of LSS Housing Watford City II, LLC that the City assist in financing a project under the Municipal Industrial Development Act of 1955 relating to a 124-unit housing facility and daycare center owned by Lutheran Social Services. There were no comments from the public. The public hearing was closed.

Council Member Gravos moved to approve Resolution 2016-15 Authorizing the Issuance and Sale of a Revenue Note (LSS Housing Watford City II Project), Series 2016, in the Approximate Principal Amount of $10,000,000; Approving the Form of and Authorizing the Execution and Delivery of the Note and Certain Related Documents Thereto; and Providing for the Security, Rights, and Remedies with Respect to the Note. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Beard, Liebel, Devlin, Gravos, Riely, and Sanford; nays: none.

Council Member Beard moved to approve the request from the WC Chamber to have a fireworks display on November 25th before the Parade of Lights. Approval is contingent on the land owner approving the use of their parking lot as the staging area for the fireworks display. Motion seconded by Council Member Gravos and carried by the following roll call vote: ayes: Riely, Sanford, Gravos, Devlin, Beard, and Liebel; nays: none.

Council Member Gravos moved to approve the Joint Powers Agreement Between the County of McKenzie and the City of Watford City on the Funding, Governance, Operation, and Maintenance of the McKenzie County Correction Facility, Law Enforcement Center. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Sanford, Gravos, Beard, Devlin, Liebel, and Riely; nays: none.

Chad Larson, Krause-Anderson, presented Pay Application #23 in the amount of $3,573,824.44.

Council Member Riely moved to approve Pay Application #23 from Krause-Anderson (Watford City Events Center) in the amount of $3,573,824.44. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Devlin, Beard, Riely, Liebel, Sanford, and Gravos; nays: none.

Flint Christensen, Rough Rider Center, was present and gave an update on the Rough Rider Center.

Luke Taylor, Watford City Airport Authority, was present and gave an update on the Watford City Airport.

Lee Rafferty, Fox Hills Golf Course, presented golf course financials.

David Johnson, Fox Hills Golf Course, presented change orders for the golf course expansion project.

Council Member Gravos moved to approve Change Orders #9 ($3,161.34), #10 ($4,365.66), #11 ($8,100), #12 ($5,352), and #13 (-$87,100). Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Liebel, Devlin, Sanford, Gravos, Riely, and Beard; nays: none.

Council Member Gravos moved to amend previously approved Change Order #3 from $13,700 to $14,700. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Sanford, Devlin, Gravos, Riely, Beard, and Liebel; nays: none.

Council Member Gravos moved to amend Change Order #4 from $15,000 to $9,723.73. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Riely, Devlin, Beard, Liebel, Sanford, and Gravos; nays: none.

Council Member Gravos moved to approve Change Orders #7 ($8,802.52) and #8 ($4,179.60) that were previous approved as Change Order #3 at the October 3, 2016 city council meeting. Motion seconded by Council Member Liebel, Beard, Sanford, Riely, Gravos, and Devlin; nays: none.

Todd Norton, Advanced Engineering, presented Pay Estimates and Change Orders.

Council Member Beard moved to approved Change Order #2 from Park Construction (4th Ave NW Street Improvements) in the amount of $7,854.14. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Beard, Riely, Sanford, Devlin, Liebel, and Gravos; nays: none.

Council Member Riely moved to approve Pay Estimate #8 – Final from Park Construction (4th Ave NW Street Improvements) in the amount of $37,530.55. Motion seconded by Council Member Beard and carried by the following roll call vote: ayes: Liebel, Devlin, Gravos, Sanford, Riely, and Beard; nays: none.

Council Member Riely moved to approve Change Order #3 from Wagner Construction (HS/EC Offsite Improvements) in the amount of $23,961. Motion seconded by Council Member Gravos and carried by the following roll call vote: ayes: Beard, Sanford, Riely, Devlin, Liebel, and Gravos; nays: none.

Council Member Gravos moved to approve Pay Estimate #12 from Wagner Construction, Inc. (Watford City HS/Event Center Off-Site Improvements) in the amount of $236,015.60. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes; Beard, Riely, Sanford, Devlin, Liebel, and Gravos; nays: none.

Council Member Beard moved to approve Pay Estimate #8 from Knife River Corporation (HS/Event Center On-site Grading and Paving) in the amount of $15,210. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Devlin, Riely, Sanford, Beard, Liebel, and Gravos; nays: none.

Council Member Sanford moved to approve Change Order #1 from BEK Consulting (11th Ave S Street Improvements) in the amount of $47,000. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Liebel, Devlin, Gravos, Sanford, Riely, and Beard; nays: none.

Council Member Sanford moved to approve Pay Estimate #5 from BEK Consulting, Inc (11th Ave South Street Improvements) in the amount of $1,175,275.32. Motion seconded by Council Member Beard and carried by the following roll call vote: ayes: Gravos, Liebel, Devlin, Beard, Sanford, and Riely; nays: none.

Council Member Riely moved to approve Pay Estimate #4 from Kanyon Specialties Construction (12th St SE – Street Construction) in the amount of $829,451.95. Motion seconded by Council Member Gravos and carried by the following roll call vote: ayes: Beard, Riely, Sanford, Liebel, Gravos, and Devlin; nays: none.

Council Member Riely moved to approve Pay Estimate #13 from Rice Lake Construction Group (Water Resource Reclamation Facility – Phase II) in the amount of $593,342. Motion seconded by Council Member Gravos and carried by the following roll call vote: ayes: Gravos, Beard, Riely, Sanford, Devlin, and Liebel; nays: none.

Chief Walgren gave an update on the Police Department.

Council Member Riely moved to approve the recommendations of the Planning Commission from their November 1, 2016 meeting. Approved the following: Simple Lot Split Application submitted by Watford Auto Plaza Subdivision, 1400 4th Ave NE; Zone Change Application submitted by City of Watford City, Section 18, Township 150, Range 98 – Lot 3 including IT’s 904, 1134 except .51 ROW, Ex IT# 2242 & Ex 150’; and the Zone Change Application submitted by The Church of Jesus Christ of Latter Day Saints, Section 13, Township 150N, Range 98W- Lot 1 of Homestead Subdivision. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Liebel, Devlin, Gravos, Sanford, Riely, and Beard: nays: none.

Council Member Riely moved to offer Jonathan Davis employment at Category 2, Step 0 and to send him to the police academy in January. Upon completion of the academy, he will then move to Category 12, Step 0. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Beard, Riely, Sanford, Devlin, Liebel, and Gravos; nays: none.

Council Member Riely moved to approve November 25, 2016 as a holiday for city employees. Motion seconded by Council Member Sanford and carried unanimously.

Council Member Riely moved to approve the Restaurant/Lodging Tax Funding Request Application from the Watford City Park Board/Rough Rider Center in the amount of $162,000. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Liebel, Riely, Beard, Sanford, Gravos, and Devlin; nays: none.

Council Member Gravos moved to approve the following special liquor permits: Six Shooters, LLC (November 26th 5:00 p.m. – 1:00 a.m. – Rough Rider Center); Peni Peterson, (December 2nd 6:00 p.m. – 12:00 a.m. – Civic Center); Outsider’s Bar & Grill (December 2nd 6:00 p.m. – 11:00 p.m. – Rough Rider Center); Six Shooters, LLC (December 3rd 4:00 p.m. – 12:00 a.m. – Rough Rider Center); Cornerstone Bank (December 16th 5:00 p.m. – 12:00 a.m. – Rough Rider Center); Heggen Equipment (December 17th 5:00 p.m. – 1:00 a.m. – Rough Rider Center). Motion seconded by Riely and carried unanimously.

Council Member Gravos moved to approve Mayor Sanford’s appointment of Tom Dwyer to the Watford City Planning Commission until June 30, 2018. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Beard, Riely, Sanford, Devlin, Liebel, and Gravos; nays: none.

Council Member Riely moved to call for a Public Hearing at the November 28th Planning Commission meeting to hear public comment on amending Chapter XIV Flood Damage Ordinance. Motion seconded by Council Member Devlin and carried unanimously.

Council Member Gravos moved to award the new city shop CMAR contract to Construction Engineers. Motion seconded by Council Member Beard and carried by the following roll call vote: ayes: Gravos, Beard, Liebel, Sanford, Devlin, and Riely; nays: none.

Council Member Riely moved to approve the invoice from Knife River for Hwy 23 Utility changes in the amount of $87,087.67. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Riely, Devlin, Liebel, Gravos, Beard, and Sanford; nays: none.

Council Member Gravos moved to approve the Purchase Agreement between Auto Property Solutions, LLC and City of Watford City. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Liebel, Devlin, Riely, Sanford, Beard, and Gravos; nays: none.

Council Member Riely moved to purchase a sander box from Swantson Equipment Co in the amount of $9770. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Beard, Riely, Sanford, Devlin, Liebel, and Gravos; nays: none.

Council Member Gravos moved to approve Knife River invoices #5846 in the amount of $37,460.38 (Watford City Asphalt Patching) and #5938 in the amount of $67,910.85 (Asphalt Patching 2016 & Cold Weather Paving). Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Liebel, Devlin, Gravos, Sanford, Riely, and Beard; nays: none.

Council Member Riely moved to sell a washer and dryer to Phil Mula in the amount of $100. Motion seconded by Council Member Sanford and carried unanimously.

Council Member Sanford moved to approve the bills as listed. Motion seconded by Council Member Riely and carried unanimously. EFTPS $105,787.61; TASC $638.38; NDPERS $4,125.00; Nationwide Financial $1,140.32; Nationwide Retirement Solutions $3,158.24; Payroll $236,444.85; BCBS $47,347.40; NDPERS $41,952.64; NDPERS $382.09; Symetra $690.70; AFLAC $4,616.52; 3-D Specialties $180.00; Accusource $71.75; Addie Gross $140.00; Advanced Engineering $272,394.37; Almquist Welding $101.60; Andrew Langowski $140.00; Andrew Swanson $125.00; Armag Corporation $1,331.00; Arthur Walgren $87.50; Authentic Industries $7,200.00; B’s Crack Sealing $4,500.00; Badlands Hardware $992.02; Badlands Occupational Testing $370.00; Balco Uniform $4,426.16; BEK Consulting $1,196,275.32; Black Mountain Software $100.00; Blue Lube $269.99; Bluetarp Financial $501.01; Bob Goodman $125.00; Border States Electric $861.42; Brosz Engineering $16,117.50; Buttons by Fish $100.00; C&D Water Services $37.50; Chamley Pipe & Salvage $1,350.00; Christianson’s Business Furniture $23,800.85; CIM Sanitary Tech $5,000.00; City of Watford City $1,198.44; Coborn’s $23.80; Cole Papers $291.12; Cornerstone Bank $19,723.47; Country Inn & Suites-Fargo $847.40; Culinex $12,122.83; Dakota Supply Group $6,380.98; Dealers Electrical Supply $1,317.13; Display Sales Company $3,261.00; Doormen Overhead $473.35; Duffy’s Hockey & Sports $9,085.00; DW Excavating $15,605.00; Electronic Communications $6,765.00; Environmental Consulting $600.00; Farmer’s Union Oil. Co $5,216.70; Fastenal $300.01; Ferguson Waterworks $476.24; First International Bank & Trust $108,626.00; Flexible Pipe Tool Co. $2,241.65; Foley Brothers $1,497.00; Forterra Pipe $334.00; Francisco Moreno $80.98; Galls $269.97; Garman Flooring $1,368.00; Glenn & Tina Wahus $9,900.00; Gould & Goodrich $2,140.65; Hansen Diesel $579.39; Hawkeye Oil Field $496.87; Hawkins $2,905.00; Heggen Equipment $1,804.41; Holiday Credit Office $1,837.56; Holiday Inn Express-Grand Forks $728.00; Howdy Lawlar $1,156.72; ICSA Boardroom $5050.00; Implus $406.60; Interstate All Battery $9.90; ITD $1,669.90; Jack & Jill $123.29; Jamar Company $142.00; Jeffrey Jensen $125.00; Jesse Wellen $122.50; Jim Hanson Masonry $12,920.00; JLG Architects $24,720.59; Jost Painting $1,200.00; Kanyon Specialty Contractors $829,451.95; Knife River $120,581.23; Kraus-Anderson $3,573,824.44; Larry Sherk $35.00; Law Enforcement Systems $118.00; Lexipol $4,070.00; Locators & Supplies $2,269.98; L-Tron Corp. $337.11; Lund Oil $2,133.05; Lupine Construction $2,025.00; Lyle Signs $91.02; Magpul $217.31; Marco $1,558.19; Mark Koeser $80.00; McKennett Law Firm $18,068.75; McKenzie County Auditor $227,765.00; McKenzie County Farmer $1,111.30; McKenzie County Heritage Assoc. $816.13; McKenzie County Landfill $12,522.30; McKenzie County Recorder $271.00; McKenzie County School $25,500.00; McKenzie County Tourism Bureau $11,824.27; McKenzie County Water Resource $212,214.01; McKenzie Electric $15,000.00; Meuchel Enterprises $2,409.16; Michael Todd & Company $4,075.79; Midwest Hose & Specialty $86.34; Missouri Valley Petroleum $932.00; MDU $20,175.98; MVTL $1,784.50; National Safety Council $450.00; NCL Of Wisconsin $283.55; NDACO $2,548.57; ND Association of Oil & Gas Production $75.00; ND Safety Council $392.82; ND State Radio $360.00; Nelson Contracting $118.75; Nicholas Pavek $126.50; Northern Pump & Compression $12.64; Northland Truck Sales $132,730.00; NSC Minerals $2,609.68; Office Depot $382.09; OK Implement $640.04; OK Tire $30.00; One Call Concepts $373.80; One Way Service $1,275.37; Park Construction $37,530.55; Post Board $315.00; Post Master $463.50; Precision Yard Services $1,137.65; RDO Equipment $889.24; Red Rock Ford $856.95; RTC $2,903.37; Respond Systems $401.52; Rice Lake Construction $593,342.00; River Aggregates $17,332.56; Root Construction $3,814.07; Shannon Wellen $175.00; Shawn Doble $265.00; Staples Dept. $3,521.91; Strata Corporation $1,179.00; Streicher’s $1,435.37; SUDS Laundry $22.50; Swanston Equipment $3,972.63; TD&H Engineering $298.00; Titanium Plumbing $175.00; Triple AAA Safety $197.80; Total Funds $500.00; Uline $115.75; UPS $675.52; Verizon $3,118.99; Visa $7,433.56; Wagner Construction $236,015.60; Watford City Chamber of Commerce $10,000.00; Watford City Enterprises $550.00; Watford City Express Laundry $668.11; Watford City Park District $162,000.00; Watford Electric $5,000.00; Whitehall Truck & Towing $500.00; Wingate by Wyndham Bismarck $1,148.00; Wolf Run Village $1,944.00.

The next regularly scheduled City Council meeting will be on Monday, December 5, 2016 at 6:00 p.m. at City Hall.

There being no further business, the meeting was adjourned at 8:43 p.m. These minutes are published subject to the City Council’s Review and Revision pursuant to NDCC 40-01-09.1.

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Peni Peterson, Auditor Brent Sanford, Mayor