

CITY OF WATFORD CITY
CITY COUNCIL MEETING
April 5, 2021

Minutes of the regular City Council meeting held on April 5, 2021 at 6:00 p.m. at City Hall. Present were Mayor Phil Riely and Council Members Bethany Devlin, Kenny Liebel, Heidi Brenna, Steve Sanford, Matt Beard, and Lindsay Veeder (via phone). Also present was City Planner Curt Moen, City Auditor Peni Peterson, and Attorney Wyatt Voll. Mayor Riely called the meeting to order with the Pledge of Allegiance.

Our special guest for tonight's council meeting was Karson Kendrick who was chosen the "Mayor for the Day" from Ms. Deitz's 3rd grade class. Mayor Kendrick shared with the city council members his essay which earned him the title as "Mayor for the Day".

Council Member Devlin moved to approve the April 5, 2021 agenda as presented. Motion seconded by Council Member Liebel and carried unanimously.

Council Member Liebel moved to approve the minutes of the city council meeting held March 1, 2021, as presented. Motion seconded by Council Member Devlin and carried unanimously.

Agenda item #6 for Kaitlyn Hoffman, Request to Exceed Limitation of Dogs, was moved to the end of the agenda.

Pat Bertagnolli, Rough Rider Center, gave an update on events held at the RRC during the month of March.

Chief Shawn Doble gave an update on the police department.

Council Member Liebel moved to approve the recommendations from the Planning Commission from their March 29, 2021 meeting. Approved the following: Land Use Application (Zone Change) - Submitted by Brady Wheeler/First Crossing Apartment Borrower, LLC; Division of Land Application (Simple Lot Split) - Submitted by Rick Holm; Division of Land Application (Preliminary Plat) - Submitted by Terrance and Diane Gariety. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Devlin, Sanford, Liebel, Beard, Brenna, and Veeder; nays: none.

Council Member Sanford moved to approve the request from the Long X Arts Foundation for a mural to be placed on the Wolf Pup Learning Center building, allowing for the mural to be placed only on the south and east walls of the building. Motion seconded by Council Member Veeder and carried unanimously.

Council Member Beard moved to approve the First Reading on an Ordinance Amending Section 6, Chapter XV, Article IX - Relating to Rear Yard. Motion seconded by Council Member Devlin and carried unanimously.

Council Member Beard moved to approve the First Reading on an Ordinance Amending Section 6, Chapter XV, Article IX(A) - Relating to Rear Yard. Motion seconded by Council Member Brenna and carried unanimously.

Council Member Beard moved to approve the First Reading on an Ordinance Amending Section 6, Chapter XV, Article X - Relating to Rear Yard. Motion seconded by Council Member Liebel and carried unanimously.

Council Member Beard moved to approve the First Reading on an Ordinance Amending Section 6, Chapter XV, Article XI - Relating to Rear Yard. Motion seconded by Council Member Devlin and carried unanimously.

Council Member Beard moved to approve the First Reading on an Ordinance Amending Section 6, Chapter XV, Article XII - Relating to Rear Yard. Motion seconded by Council Member Liebel and carried unanimously.

Council Member Beard moved to approve the First Reading on an Ordinance Amending Section 6, Chapter XV, Article XIII - Relating to Rear Yard. Motion seconded by Council Member Brenna and carried unanimously.

Council Member Beard moved to approve the First Reading on an Ordinance Amending Section 6, Chapter XV, Article XVIII (B) - Relating to Rear Yard. Motion seconded by Council Member Veeder and carried unanimously.

Council Member Beard moved to reschedule the Public Hearing, to hear public comment on Amending Chapter XX- Airport Zoning Ordinance, for May 3, 2021 at 6:00 p.m.

Council Member Beard moved to approve the Roughrider Enhancement Grant Application (previously tabled on March 1, 2021) submitted by Angel's Wish in the amount of \$1250.00. Motion seconded by Council Member Veeder and carried by the following roll call vote: ayes: Veeder, Devlin, Sanford, Beard, Liebel, and Brenna; nays: none.

Council Member Devlin moved to approve the Rough Rider Center Executive Director job description. Motion seconded by Council Member Liebel and carried unanimously.

Council Member Devlin moved to approve an Offer of Employment to Terry Moe for the Executive Director position, starting May 1, 2021 with a starting salary of \$100,000. Motion seconded by Council Member Sanford and carried unanimously.

Council Member Devlin moved to approve Mayor Riely's appointment of Jesse Wellen to Chief of Police, effective April 19, 2021, also approved the recommendations set forth in the March 26, 2021 Personnel Meeting minutes. Motion seconded by Council Member Veeder and carried unanimously.

Council Member Devlin moved to approve the User Agreement between Fox Hills Golf Course and McKenzie County School District #1 for 2021 Golf and Cross Country seasons. Motion seconded by Liebel and carried unanimously.

Council Member Devlin moved to approve invoices from P & W Golf Supply, LLC, Markers, Inc, and MTI totaling \$6430.73 to be paid out of the Golf Course Construction Fund. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Sanford, Liebel, Beard, Brenna, Veeder, and Devlin; nays: none.

Council Member Devlin moved to offer 10 acres of land, located in the SW1/4 EX IT 2041 PT OF NW1/4SW1/4, EX IT 3210 PT OF SW1/4SW1/4, & EX 0.71 A ROW, to Johnson Corners Christian Academy at \$1000/acre and they would be responsible for the special assessments assigned to the 10 acres. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Brenna, Beard, Sanford, Liebel, Devlin, and Veeder; nays: none.

Council Member Liebel moved to approve the 2021– 2022 lease agreement between Wolf Run Village, Inc – Wolf Pup Learning Center and City of Watford City at an annual rate of \$1,500. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Sanford, Beard, Devlin, Veeder, Liebel, and Brenna; nays: none.

Council Member Beard moved to approve the Infrastructure Improvement, Maintenance, and Warranty Agreement between Arlon Franz and the City of Watford City. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Veeder, Sanford, Devlin, Brenna, Liebel, and Beard; nays: none.

The Stenehjem Commons Subdivision – Subdivision Improvement, Maintenance, and Warranty Agreement was removed from the agenda.

City Council heard from Kaityln Hoffmann as she was requesting a permit to exceed the number of animals allowed per Chapter VII, Article 1, Section 211. Currently, Ms. Hoffman has 5 unlicensed dogs at her residence. On January 18, 2021 City Code Enforcement Officers, Rita Olson and Steve Williams, received a complaint from a neighbor stating Ms. Hoffmann had multiple dogs and were barking nonstop. Code Enforcement Officers made contact with Ms. Hoffmann and informed her she was in violation of city code by having too many animals (5) and that 3 animals is the limit. They also informed Ms. Hoffmann that her dogs were not licensed and that was another violation of city ordinance.

Ms. Hoffman explained that she has 4 beagles and a lab; the oldest of the dogs being 3 years old. Two of the beagles are puppies from a litter the older beagles had. Ms. Hoffman described the living conditions for the animals and daily and night habits for the animals. Olson and Williams provided a staff report that included the size of the lot, the size of the fenced in area of the yard, the proximity of the neighbors, and the ongoing violations.

Council Member Liebel moved to deny the permit and allow for transition time to get down to three animals until July 1st, 2021. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Brenna, Sanford, Liebel, Devlin, Beard, Veeder; nays: none.

Council Member Sanford moved to approve the bills as listed. Motion seconded by Council Member Brenna and carried unanimously. Aflac \$3,987.58; Blue Cross Blue Shield \$72,980.20; EFTPS \$144,580.77; Nationwide Financial \$1,728.96; Nationwide Retirement Solutions \$5,914.76; ND

Fraternal Order of Police \$825.00; NDPERS (AT&BT) \$1,027.97; NDPERS-Retirement \$52,867.16; NDPERS-Def Comp \$5,522.58; Payroll \$394,615.34; Symetra Life Insurance \$1,159.25; TASC \$4,611.28; Wolf Run Village Inc. \$1,700.00; 3-D Specialties, Inc. \$2,159.70; A&L Auto Repair \$1,015.28; Accusource \$708.24; Advanced Elements \$5,808.75; Agency Mabu \$5,556.25; Allyson Buck \$25.93; Andrew Langowski \$98.00; Anthony Ell \$98.00; Armor Interactive \$16,967.84; Asdco Construction Supply \$126.00; Automation-X Corporation \$854.00; Badlands Hardware \$615.79; Baker Commodities \$35.00; Balco Uniform \$2,815.79; BEK Consulting \$10,861.50; Blue Shield Tactical Systems \$640.00; Border States Electric Supply \$8,858.86; Bowman Lodge & Convention Center \$534.00; Brady's Towing & Recovery \$125.00; BSH Towing \$275.00; Burian & Associates \$46,502.10; Buttons by Fish \$250.00; C&D Water Services \$93.50; Callaway \$6,540.48; CIM Sanitary Tech \$5,000.00; City of Watford City \$418.72; Code Red Towing \$125.00; Cole Papers \$519.68; Cool Fish Services \$2,338.09; Core & Main \$2,105.67; Dean Anderson \$830.00; ECOLAB \$204.50; Estate of Dale Oderman \$300.00; Expressway Suites - Bismarck \$172.80; Extreme Cleaning \$1,070.00; Farmers Union \$5,986.05; Fastenal Company \$741.45; FedEx \$90.04; Flagshooter \$669.50; Flexible Pipe Tool Company \$577.45; Gem City Motors \$1,645.07; Greg's Welding \$274.00; Hansen Diesel & Automotive \$629.46; Hawkeye Oil Field Supply \$40.12; Heck Built LLC \$818.00; Heggen Equipment \$1,008.83; Hill Enterprises \$625.16; Holiday Stationstores \$5,608.96; Hovex Inc. \$2,789.00; Indigo Signworks \$2,020.81; Information Tech Dept \$4,671.47; Interstate All Battery Center \$44.20; Jack and Jill \$15.51; Jesse Wellen \$125.00; JJ Electric \$1,186.50; JobsHQ \$1,464.00; Jonathan Davis \$101.50; Language Link \$9.58; Law Enforcement Systems \$220.00; Lund Oil Inc. \$963.72; M&T Fire & Safety \$5,163.00; Marco Technologies \$2,274.22; McKennett Law Firm \$12,800.25; McKenzie County Ambulance \$2,000.00; McKenzie County Farmer \$1,727.60; McKenzie County GIS \$10,000.00; McKenzie County Healthcare \$273,935.72; McKenzie County Landfill \$33,553.95; McKenzie County School \$2,000.00; McKenzie County Tourism \$1,176.30; McKenzie County Water Resource \$88.64; McKenzie Electric \$6,833.00; Meuchel Enterprises \$8,829.00; Minot Daily News \$457.39; MTI Distributing \$8,638.47; Montana Dakota Utilities \$21,223.59; Municipal Code Corporation \$1,437.45; MVTL Laboratories \$1,944.00; National Pen \$161.94; NCL of Wisconsin \$106.38; ND Building Official Association \$215.00; ND Dept of Environmental Quality \$20.00; ND Dept. of Health – Chemistry Lab \$251.58; ND Water Users Association \$300.00; Northern Pump & Compression \$7.25; OK Implement \$557.65; OK Tire Stores \$672.85; Olympic Sales \$1,022.46; One Call Concepts \$12.00; P&W Golf Supply \$2,980.73; Patricia Aipperspach \$875.00; Patrick Bertagnolli \$20.00; Quadient Leasing \$315.00; Quality Quick Print \$449.00; Ramada Bismarck Hotel \$87.00; Ray Allen Manufacturing \$24.99; Record Keepers \$16.00; Reservation Telephone \$3,026.98; Rough Rider Center \$20,118.19; Safeguard Business \$251.54; Sirchie Finger Print \$200.44; Snap-On Industrial \$64.92; Starion Bond Service \$167,477.50; Swanston Equipment \$638.55; TCF Equipment \$450.00; TDS Media Direct \$3,592.00; The Printers \$850.00; Tire-Rama Glendive \$1,520.00; Tractor Supply Credit Plan \$519.98; Triple AAA Safety/Training \$1,939.27; Tritech Software Systems \$27,468.25; UPS \$431.22; Valli Information \$796.55; Verizon Connect \$16.19; Verizon Wireless \$3,338.60; VISA \$11,024.07; Watford City Golf Club \$1,000.00; Watford City Lumber \$49.32; Watford City Park District \$2,000.00; Watford City Veterinary Clinic \$240.00; Wolf Run Village I \$22,000.00.

The next regularly scheduled City Council meeting will be on Monday, May 3, 2021 at 6:00 p.m. at City Hall.

There being no further business, the meeting was adjourned at 7:41 p.m. These minutes are published subject to the City Council's Review and Revision pursuant to NDCC 40-01-09.1.

Peni Peterson, Auditor

Philip K. Riely, Mayor