

CITY OF WATFORD CITY
CITY COUNCIL MEETING
May 3, 2021

Minutes of the regular City Council meeting held on May 3, 2021 at 6:00 p.m. at City Hall. Present were Mayor Phil Riely and Council Members Bethany Devlin, Kenny Liebel, Steve Sanford, Matt Beard, and Lindsay Veeder. Absent was Heidi Brenna. Also present was City Auditor Peni Peterson and Attorney Wyatt Voll. Mayor Riely called the meeting to order with the Pledge of Allegiance.

Council Member Liebel moved to approve the May 3, 2021 agenda as presented. Motion seconded by Council Member Beard and carried unanimously.

Council Member Sanford moved to approve the minutes of the city council meetings held April 5 and April 13, 2021, as presented. Motion seconded by Council Member Veeder and carried unanimously.

Mayor Riely opened the Public Hearing at 6:01 p.m., as advertised, to hear public comment on an Ordinance Amending Chapter XX – Watford City Municipal Airport Zoning Ordinance. There was no public comment or written comment received from the public. The Public Hearing was closed at 6:02 p.m.

Council Member Liebel moved to approve the First Reading on an Ordinance Amending Chapter XX – Watford City Municipal Airport Zoning Ordinance. Motion seconded by Council Member Devlin and carried unanimously.

City Assessor Rita Olson presented Applications for Abatement or Refund of Taxes (4386 – 4419) submitted by LT Development Group, LLC. Council heard from Luke Taylor regarding the applications.

Council Member Sanford moved to deny Applications for Abatement or Refund of Taxes (4386, 4387, 4388, 4389, 4390, 4391) leaving the 2020 True and Full Value as assigned based on the recommendation provided in Assessor Olson’s Staff Report. Motion seconded by Council Member Beard and carried by the following roll call vote: ayes: Veeder, Beard, Devlin, Sanford, and Liebel; nays: none.

Council Member Beard moved to deny Applications for Abatement or Refund of Taxes (4404, 4405, 4406, 4407, 4408, 4409, 4410, 4411, 4412, 4413, 4414, 4415, 4416, 4417) however, to adjust the 2020 True and Full Value for each parcel allowing for a 15% location obsolescence and to adjust 4410 (82-6400200) True and Full Value to \$27,620 as the parcel was assessed twice in the tax program at \$57,240. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Devlin, Liebel, Sanford, Veeder, and Beard; nays: none.

Council Member Liebel moved to approve Applications for Abatement or Refund of Taxes (4402 & 4403) adjusting the 2020 True and Full Value from (4402) \$32,960 to \$17,500 and (4403) \$34,900 to \$17,500. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Beard, Sanford, Liebel, Devlin, and Veeder; nays: none.

Council Member Beard moved to deny Applications for Abatement or Refund of Taxes (4392, 4393, 4394, 4395, 4396, 4397, 4398, 4399, 4400, 4401) leaving the 2020 True and Full Value as assigned based on the recommendation provided in Assessor Olson's Staff Report. Motion seconded by Council Member Veeder and carried by the following roll call vote: ayes: Sanford, Liebel, Veeder, Beard, and Devlin; nays: none.

Council Member Sanford moved to deny the Application for Abatement or Refund of Taxes (4418) leaving the 2020 True and Full Value as assigned, based on the recommendation provided in Assessor Olson's Staff Report, and to work with City Staff to reevaluate the 2021 True and Full Value for the parcel. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Sanford, Devlin, Veeder, Beard, and Liebel; nays: none.

Council Member Liebel moved to deny the Application for Abatement or Refund of Taxes (4419) leaving the 2020 True and Full Value as assigned based on the recommendation provided in Assessor Olson's Staff Report. Motion seconded by Council Member Beard and carried by the following roll call vote: ayes: Devlin, Sanford, Liebel, Beard, and Veeder; nays: none.

Luke Taylor gave an update on the Airport Expansion project.

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

Interim Assistant Chief Korey Lass gave an update on the police department.

Council Member Liebel moved to approve the recommendations from the Planning Commission from their April 26, 2021 meeting. Approved the following: Division of Land Application – Simple Lot Split submitted by Rick Holm; Land Use Application – Conditional Use Permit submitted by NPUASTS/Watford City Airport Authority; Land Use Application – Zone Change submitted by MDS Fitness, Inc; Division of Land Application – Map of Revision submitted by MDS Fitness, Inc. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Veeder, Beard, Liebel, Sanford, and Devlin; nays: none.

Council Member Devlin moved to deny the Land Use Application – Conditional Use Permit Review submitted by SSID, LLC and the Land Use Application – Conditional Use Permit Review submitted by Ace in the Hole, LLC. Motion seconded by Council Member Beard and carried by the following roll call vote: ayes: Sanford, Beard, Devlin, Veeder; nays: Liebel.

Council Member Beard moved to approve the Second Reading on Ordinance #567 Amending Section 6, Chapter XV, Article IX - Relating to Rear Yard. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Devlin, Beard, Sanford, Liebel, and Veeder; nays: none.

Council Member Beard moved to approve the Second Reading on Ordinance #568 Amending Section 6, Chapter XV, Article IX(A) - Relating to Rear Yard. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Sanford, Liebel, Veeder, Devlin, and Beard; nays: none.

Council Member Beard moved to approve the Second Reading on Ordinance #569 Amending Section 6, Chapter XV, Article X - Relating to Rear Yard. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Devlin, Beard, Sanford, Veeder, and Liebel; nays: none.

Council Member Beard moved to approve the Second Reading on Ordinance #570 Amending Section 6, Chapter XV, Article XI - Relating to Rear Yard. Motion seconded by Council Member Veeder and carried by the following roll call vote: ayes: Veeder, Liebel, Devlin, Sanford, and Beard; nays: none.

Council Member Beard moved to approve the Second Reading on Ordinance #571 Amending Section 6, Chapter XV, Article XII - Relating to Rear Yard. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Liebel, Sanford, Veeder, Beard, and Devlin; nays: none.

Council Member Beard moved to approve the Second Reading on Ordinance #572 Amending Section 6, Chapter XV, Article XIII - Relating to Rear Yard. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Sanford, Devlin, Beard, Liebel, and Veeder; nays: none.

Council Member Beard moved to approve the Second Reading on Ordinance #573 Amending Section 6, Chapter XV, Article XVIII (B) - Relating to Rear Yard. Motion seconded by Council Member Veeder and carried by the following roll call vote: ayes: Liebel, Veeder, Sanford, Devlin, and Beard; nays: none.

Council Member Sanford moved to approve street closures and allow alcohol on main street for Homefest July 16 & 17 and Ribfest on August 13th. Homefest: street closure from Park Ave to 3rd Ave at 3:00 on Friday until Saturday 12:30 am. and allow alcohol on the street in designated cups from 5:00 p.m. – 12:30 a.m. for both days. Ribfest: street closure from Kum & Go to 4th Ave and all side streets up to the alley be blocked off, alleys will still be accessible. Alcohol will be served in designated mugs and allow alcohol on main starting at 11:00 am – 12:30 am. There will be a total of 3 bars serving outside on main street. One bar will be serving outside starting at 11:00, the other 2 bars will begin serving at 5:00 p.m. Motion seconded by Council Member Veeder and carried unanimously.

Council Member Liebel moved to approve a golf cart lease with Versatile Vehicles, Inc. to lease an additional 20 carts for the 2021 golf season (\$18,800) along with a 6-year lease to begin 2022 at \$105/cart/month. Also approved the purchase of a 2014-2015 Cushman ball picker equipped with ball cage and picker attachment in the amount of \$6,495. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Liebel, Sanford, Beard, Devlin, and Veeder; nays: none.

Council Member Devlin moved to approve the recommendations from the Watford City Visitors Committee meeting held April 13, 2021. Approving requests from LifeLight (\$5000) and Fox Hills Golf Course (\$6,500). Denied the request from McKenzie County Tourism (\$2,125). Motion seconded by Council Member Veeder and carried by the following roll call vote: ayes: Veeder, Sanford, Liebel, Beard, and Devlin; nays: none.

Council Member Beard moved to approve the quote from AE2S for a SCADA server replacement in the amount of \$31,951.05 with funds to be paid out of the Water Fund. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Devlin, Beard, Liebel, Sanford, and Veeder; nays: none.

Council Member Sanford moved to approve Mayor Riely's appointment of Troy Knutson to the Planning and Zoning Committee to fulfill an unexpired term until June 30, 2024. Motion seconded by Council Member Devlin and carried unanimously.

Council Member Liebel moved to approve the Quit Claim Deed between McKenzie County and City of Watford City for public roadways known as Long Drive and Mulligan Avenue. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Sanford, Devlin, Liebel, Beard, and Veeder; nays: none.

Council Member Beard moved to approve the Task Agreement from Brosz Engineering for Watford City Permit Inspection in the amount of \$20,000. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Liebel, Veeder, Devlin, Sanford, and Beard; nays: none.

Council Member Liebel moved to approve transferring \$78,264.30 from Road Fund 2010 to 2020 ETA Fund 4054. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Veeder, Sanford, Liebel, Devlin, and Beard; nays: none.

Council Member Sanford moved to approve Change Order #2 from KDW Construction (2020 Aggregate Processing) in the amount of \$6,989.86. Motion seconded by Council Member Veeder and carried by the following roll call vote: ayes: Liebel, Veeder, Devlin, Sanford, and Beard; nays: none.

Council Member Beard moved to approve Final Pay Application #2 from KDW Construction (2020 Aggregate Processing) in the amount of \$69,921.12. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Devlin, Sanford, Veeder, Beard, and Liebel; nays: none.

Council Member Sanford moved to approve the bills as listed. Motion seconded by Council Member Veeder and carried unanimously. AFLAC \$7,975.16; Blue Cross Blue Shield \$139,323.36; EFTPS \$103,472.01; Internal Revenue Service \$508.24; Nationwide Financial \$1,785.14; Nationwide Retirement Solutions \$6,343.49; ND Fraternal Order of Police \$275.00; ND Job Service \$9,311.75; NDPERS (AT&BT) \$1,027.97; NDPERS-Retirement \$78,536.11; NDPERS-Def Comp \$5,522.58; Office of State Tax Commissioner \$16,114.74; Payroll \$262,794.62; Symetra Life Insurance \$1,134.87; TASC \$7,529.11; WolfRun Village Inc. \$1,700.00; 3-D Specialties \$1,513.07; 701 Clean LLC \$4,950.00; American Legion Post \$93.00; Andrew Schatz \$101.50; Applied Concepts \$365.00; Armor Interactive \$7,089.87; ASDCO Construction \$31.99; Badlands Gymnastics \$11,250.00; Badlands Hardware \$392.32; Badlands Occupational Testing \$560.00; Bags & Bows \$419.42; Baker Commodities \$35.00; Balco \$646.00; Border States Electric Supply \$292.10; Brady's Towing & Recovery \$125.00; Brosz Engineering \$5,547.50; Burian & Associates \$53,372.76; Buttons by Fish \$90.00; C&D Water Services \$17.00; Callaway \$1,279.80; Cascade Glass & Signs \$1,635.00; CIM

Sanitary Tech \$5,000.00; City of Watford City \$416.16; Code Red Towing \$125.00; Cole Papers \$242.88; Core & Main \$9,112.27; Custom Paint & Texture \$9,953.00; D's Custom LLC \$50.00; Dakota Back & Neck \$360.00; Dealers Electrical Supply \$788.44; Dunn County \$1,000.00; Ecolab \$102.25; Family Crisis Shelter \$1,296.22; Farmers Union \$6,202.97; Fastenal Company \$352.24; FN High Quality \$319.12; Frontier Precision \$4,950.00; Garmans Flooring \$17,083.22; Greenhaw Flooring \$14,176.00; Grainger \$10.70; Hansen Diesel & Automotive \$7,973.47; Hawkeye Oil Field Supply \$79.86; Heggen Equipment \$356.69; High RPM \$82.40; Hill Enterprises \$649.41; Holiday Stationstores \$6,438.45; Information Tech Dept \$4,656.47; Interstate All Battery Center \$46.45; JJ Electric LLC \$2,306.07; Jack and Jill \$17.82; JobsHQ \$2,644.00; Johnson Controls \$28,330.00; KDW Construction \$118,359.72; Kotana Communications \$13.95; L-Tron \$172.00; Locators & Supplies \$173.78; Long X Arts Foundation \$1,000.00; Lund Oil Inc. \$1,474.46; Macqueen Emergency Group \$5,961.50; Marco Technologies \$2,560.75; McKennett Law Firm \$14,831.25; McKenzie County Farmer \$2,003.82; McKenzie County Healthcare \$278.25; McKenzie County Heritage Assoc \$2,000.00; McKenzie County Landfill \$10,000.00; McKenzie County Water Resource \$152,957.00; McKenzie Electric \$6,107.00; Meuchel Enterprises \$4,530.97; Miles Partnership \$1,200.00; Minot Daily News \$699.57; Montana Dakota Utilities \$16,850.13; MVTL Laboratories \$1,268.75; National Forensic Academy \$23,000.00; ND Dept. Environmental \$100.00; ND Dept of Health-Chemistry Lab \$251.58; ND Office of State Tax Commissioner \$1,998.54; ND State Radio Communications \$540.00; Northern Pump & Compression \$233.00; Northwestern Power Equipment \$262.38; Office Depot \$27.98; OK Tire Stores \$30.00; One Call Concepts \$87.25; Olympic Sales \$636.52; Petty Cash \$500.00; Quadient Finance USA \$500.00; RDO Trust \$720.22; Reservation Telephone \$2,983.40; Rough Rider Center \$27,115.83; Sirchie Finger Print \$43.90; SK Barrie LLC \$1,069.00; Steven Williams \$146.05; Swanston Equipment \$3,307.56; The Glass Shop \$320.00; Titanium Plumbing \$349.79; Traffic Control Corp \$2,675.00; Triple AAA Safety/Training \$118.59; Valli Information \$1,536.15; Verizon Connect \$16.19; Verizon Wireless \$3,443.85; VISA \$11,165.64; Wagner Press & Graphics \$654.99; WallWork Truck Center \$1,889.16; Watford City Golf Club \$1,000.00; Watford City Lumber \$31.21; Watford City Vet Center \$232.10; Westlie Truck Center \$791.72; Wolf Run Village I \$22,000.00.

The next regularly scheduled City Council meeting will be on Monday, June 7, 2021 at 6:00 p.m. at City Hall.

There being no further business, the meeting was adjourned at 8:06 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