

CITY OF WATFORD CITY
CITY COUNCIL MEETING
February 5, 2024

Minutes of the regular City Council meeting held on February 5, 2024 at 6:00 p.m. at City Hall. Present were Mayor Phil Riely and Council Members Kenny Liebel, Bethany Devlin, Lance Renville, Matt Beard, Steve Sanford, and Chelsea Bulzomi. Also present was City Administrator Curt Moen, City Auditor Peni Peterson, and City Attorney Wyatt Voll. Mayor Riely called the meeting to order with the Pledge of Allegiance.

Council Member Sanford moved to approve the February 5, 2024 meeting agenda, as presented. Motion seconded by Council Member Bulzomi and carried unanimously.

Council Member Devlin moved to approve the minutes of the city council meetings held January 8 and January 6, 2024. Motion seconded by Council Member Sanford and carried unanimously.

City Assessor Rita Olson presented three Applications for Abatement or Refund of Taxes (4549 – Wolf Run Village, Inc; 4550 – Robert Bivens; 4552 – Shaun Keller).

Council Member Liebel moved to approve the Application for Abatement or Refund of Taxes #4549 submitted by Wolf Run Village, Inc (parcel 82-86-00200). The market value of the property claimed exempt will be 5% net rent for the 10 restricted units for 2023 totaling \$2,786.25. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Beard, Renville, Sanford, Liebel, Devlin, and Bulzomi; nays: none.

Council Member Bulzomi moved to approve the Application for Abatement or Refund of Taxes #4550 submitted by Robert Bivens (parcel 82-57-05300) reducing the taxable value by \$5,625. Motion seconded by Council Member Beard and carried by the following roll call vote: ayes: Sanford, Liebel, Devlin, Bulzomi, Renville, and Beard; nays: none.

Council Member Sanford moved to approve the Application for Abatement or Refund of Taxes #4552 submitted by Shaun Keller (parcel 83-25-18400) reducing the taxable value by \$4,050. Motion seconded by Council Member Renville and carried by the following roll call vote: ayes: Bulzomi, Liebel, Beard, Devlin, Sanford, and Renville; nays: none.

Sara Fitzpatrick gave an update on the Roughrider Center.

Travis Rodenhizer and Tony Carmichael gave an update on the Fox Hills Golf Course.

Assistant Chief Lass gave an update on the police department and requested permission to purchase (2) Ford Interceptors and to fill the open CSO position.

Council Member Bulzomi moved to approve the purchase of (2) Ford Interceptors. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Liebel, Beard, Devlin, Sanford, Renville, and Bulzomi; nays: none.

Council Member Devlin moved to approve hiring for the vacant CSO position, as CSO Green will be going to the academy to become a sworn officer. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Devlin, Beard, Bulzomi, Renville, Liebel, and Sanford; nays: none.

No action was taken on a painting project at the Law Enforcement Facility and was referred to the Building Committee.

Council Member Devlin moved to approve the recommendation from the Planning Commission meeting held January 29, 2024. Approved: Land Use Application Conditional Use Permit submitted Tina Kostad (Snapping Turtle Photography) allowing for a home occupation in a R-1 District. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Bulzomi, Beard, Devlin, Liebel, Renville, and Sanford; nays: none.

No action was taken on a First Reading of an Ordinance Amending Section 6-521 of Article 5 of Chapter 6 - Relating to Age Identification but was referred to the Ordinance Committee for their review.

No action was taken on a First Reading of an Ordinance Amending Section 9-407 of Article 4 of Chapter 9 - Relating to Misrepresentation of Age - Obligations of Licensee but was referred to the Ordinance Committee for their review.

Council Member Beard moved to approve the First Reading on an Ordinance Repealing Section 9-106 of Article 1 of Chapter 9 - Regarding Interference with Officers. Motion seconded by Council Member Liebel and carried unanimously.

Council Member Beard moved to approve the First Reading on an Ordinance Repealing Section 1-406 of Article 4 of Chapter 1 - Regarding Obstructing a Public Official Prohibited. Motion seconded by Council Member Devlin and carried unanimously.

Council Member Beard moved to approve the First Reading on an Ordinance Repealing Section 4-505 of Article 5 of Chapter 4 - Regarding Unlawful to Hinder Department. Motion seconded by Council Member Bulzomi and carried unanimously.

Council Member Beard moved to approve the First Reading on an Ordinance Repealing Section 9-103 of Article 1 of Chapter 9 - Regarding Criminal Contempt. Motion seconded by Council Member Renville and carried unanimously.

Civil Science representatives gave a brief presentation on the Watford City Long-Range Transportation and Future Land Use Plan.

Council Member Beard moved to reinvest the Rough Rider Fund \$1,000,000 investment, that matures February 29th, for a 1-year term. Motion seconded by Council Member Bulzomi and carried by the following roll call vote: ayes: Bulzomi, Sanford, Liebel, Renville, Beard, and Devlin; nays: none.

Council Member Beard moved to approve the following Rough Rider Fund Enhancement Grants totaling \$52,500: Save the Maah Daah Hey \$3000; Friday Night Lights \$3000; Trap, Neuter, Rescue Foundation \$3000; Badlands Gymnastics – Blast in the Badlands \$2500; Long X Arts Foundation – Wild West Days \$3000; Long X Arts Foundation – Art in the Park \$2500; Watford City Golf Club Inc \$3000; Bakken Classic Jr. Livestock Show \$3000; Watford City Mobile Pack – Feed My Starving Children \$3000; McKenzie County Heritage Park & ND Oil Museum \$2500; WC Area Chamber of Commerce – Homefest \$3000; WC Area Chamber of Commerce – Ribfest \$3000; WC Area Chamber of Commerce – Chamber Fall/Winter Events \$3000; Bakken Oil Rush Ministry – Bilingual Play Group \$1500; McKenzie Co. Tourism – Visit WC \$3000; WC Park District – 2024 ND Rec & Parks Assoc. State Conference \$3000; WC Park District – 2024 12U Cal Ripken Baseball Tourney \$3000; Arnegard Park District – Spud Festival \$3000. Motion seconded by Council Member Bulzomi and carried by the following roll call vote: ayes: Sanford, Liebel, Devlin, Bulzomi, Beard, and Renville; ayes: none.

Council Member Beard moved to approve the Business Startup/Expansion Grant Application for GM Appliance in the amount up to \$20,000. Motion seconded by Council Member Bulzomi and carried by the following roll call vote: ayes: Bulzomi, Sanford, Liebel, Renville, Beard, and Devlin; nays: none.

Council Member Beard moved to approve the Build Grant Application for the Long X Visitor Center and Gift Shop in the amount of \$176,000. Motion seconded by Council Member Renville and carried by the following roll call vote: ayes: Renville, Sanford, Devlin, Bulzomi, Liebel, and Beard; nays: none.

Council Member Devlin moved to approve the annual step increases for: Vawrita Best E-4; Travis Rodenhizer G-3; Tony Carmichael G-3; Jeff Jensen H-11; Brady Gustafson H-4; Anthony Ell G-6; Yaw Wiredu K-8; Sulleiman Mudi J-6; James Pittsley H-11; Cody Kummer H-7; Meg Carter K-6. Motion seconded by Council Member Liebel and carried unanimously.

Council Member Devlin moved to approve the request for security camera installation and \$1000 to use towards the green room project at the Long X Visitor Center. Motion seconded by Council Member Bulzomi and carried unanimously.

Council Member Devlin moved to approve the Brice Brenno Golf Academy and the Wayne Olson Memorial Junior Golf Tournament naming rights at the Fox Hills Golf Course. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Beard, Devlin, Renville, Bulzomi, Liebel, and Sanford; nays: none.

Council Member Devlin moved to approve the 2024 Fox Hills Golf Course Food and Beverage agreement with Six Shooters, LLC. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Bulzomi, Sanford, Beard, Devlin, and Liebel; nays: Renville.

Council Member Devlin moved to approve the 2023 Budget Amendments. Motion seconded by Council Member Bulzomi and carried by the following roll call vote: ayes: Renville, Beard, Sanford, Liebel, Devlin, and Bulzomi; nays: none.

1000 General Fund

Additional Expenditures

Amend Budget from \$10,163,186.13 to \$9,072,328.59

1001 GPT

Additional Expenditures

Amend Budget from \$22,750,000.00 to \$20,469,526.70

1010 Police Unit Fees & Donations

Additional Expenditures

Amend Budget from \$20,000.00 to \$63,619.91

2010 Road Fund

Additional Expenditures

Amend Budget from \$2,798,544.00 to \$2,540,311.83

2060 Emergency Fund

Additional Expenditures

Amend Budget from \$0- to \$60,207.00

2080 Cemetery

Additional Expenditures

Amend Budget from \$23,026.00 to \$99,891.26

2100 Lease of Law Enforcement Facility

Additional Expenditures

Amend Budget from \$122,500.00 to \$161,336.25

2230 City Improvements Fund

Additional Expenditures

Amend Budget from \$300,000.00 to \$270,240.00

2240 Roughrider Center

Additional Expenditures

Amend Budget from \$992,352.00 to \$1,068,043.84

2245 Fox Hills Golf Course

Additional Expenditures

Amend Budget from \$1,280,468.75 to \$1,603,164.07

2280 Occupancy Tax

Additional Expenditures

Amend Budget from \$160,000.00 to \$94,482.22

2285 Restaurant & Lodging Tax

Additional Expenditures

Amend Budget from \$400,000.00 to \$357,026.83

2290 Vehicle Replacement Fund

Additional Expenditures

Amend Budget from \$470,000.00 to \$336,844.03

2310 Vector & Weed Control

Additional Expenditures

Amend Budget from \$121,433.00 to \$47,086.86

2399 Roughrider Fund Sales Tax

Additional Expenditures

Amend Budget from \$5,873,000.00 to \$5,138,790.44

2410 Sales Tax Revenue Bond Surplus Fund

Additional Expenditures

Amend Budget from \$912,409.00 to \$-

3010 General Obligation Bond 2013

Additional Expenditures

Amend Budget from \$54,987.00 to \$58,280.00

3050 Oil & Gas Revenue Bond 2013

Additional Expenditures

Amend Budget from \$128,525.00 to \$128,960.00

3075 Series 2019 State Aid Refunding Bond

Additional Expenditures

Amend Budget from \$6,477,500.00 to \$6,477,672.50

3080 Sales Tax Revenue Bonds, Series 2015

Additional Expenditures

Amend Budget from \$2,269,685.00 to \$2,269,683.34

3090 Special Improvement Bonds, Series 2015

Additional Expenditures

Amend Budget from \$1,867,615.00 to \$1,867,612.50

4005 Capital Improvement Projects

Additional Expenditures

Amend Budget from \$6,710,299.75 to \$4,974,543.60

4039 Golf Course Expansion Project

Additional Expenditures

Amend Budget from \$1,105,000.00 to \$504,232.00

4040 Public Works Facility

Additional Expenditures

Amend Budget from \$7,000,000.00 to \$10,755,346.26

4045 3rd Ave SW

Additional Expenditures

Amend Budget from \$3,212,150.00 to \$292,706.98

4047 10th Ave NE Reconstruction

Additional Expenditures

Amend Budget from \$0 to \$80,518.75

4053 ND Outdoor Heritage Fund Long X Shared Use Path

Additional Expenditures

Amend Budget from \$0 to \$146,620.03

4058 Hunter's Run

Additional Expenditures

Amend Budget from \$25,000.00 to \$147,470.03

4059 Fire Hall Facility

Additional Expenditures

Amend Budget from \$500,000.00 to \$0

4063 ND Technical Skills Training Grant

Additional Expenditures

Amend Budget from \$0 to \$61,198.58

5010 Water Works

Additional Expenditures

Amend Budget from \$3,541,844.00 to \$3,667,929.03

5020 Sewer

Additional Expenditures

Amend Budget from \$2,507,537.00 to \$2,476,304.93

5030 Garbage

Additional Expenditures

Amend Budget from \$3,336,371.00 to \$3,315,153.54

Council Member Devlin moved to approve the January GPT allocations totaling \$1,625,000: 1000 General Operating \$561,666.67; 2010 Road Fund \$196,666.67; 2080 Cemetery \$5,000; 2240 RRC Operating \$90,000.; 2245 Fox Hills Golf Course \$66,250.; 2290 Vehicle Replacement Fund \$18,916.67; 2260 Fire Truck Replacement \$0; 2310 Vector & Weed \$8,333.33; 3010 G.O. Hwy Bonds \$4,750.; 3050 Oil & Gas Bonds \$10,916.67; 3075 RRC Bond \$541,666.67; 4005 Capital Improvement \$0; 5020 Sewer Bonds \$120,833.33. Motion seconded by Council Member Liebel and

carried by the following roll call vote: ayes: Sanford, Liebel, Beard, Devlin, Bulzomi, and Renville; nays: none.

Council Member Devlin moved to transfer \$1,200,000 from the General Fund to the Surplus GPT Fund and to transfer \$7,500,000 of the GPT Fund balance from the general checking account to the sweep account. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Liebel, Sanford, Renville, Bulzomi, Beard, and Devlin; nays: none.

Council Member Devlin moved to reinvest the two investments (\$4,000,000 Water Enterprise Fund and \$100,000 Water Tank Coating Fund) that are maturing in February for 6 months. Motion seconded by Council Member Bulzomi and carried by the following roll call vote: ayes: Beard, Devlin, Liebel, Sanford, Renville, and Bulzomi; nays: none.

Council Member Devlin moved to amend the NDPERS Retirement contribution amounts: Sworn Public Safety Employees: City Contribution 16.54%, Employee Contribution 1.5%; Main Plan: City Contribution 13.26%, Employee Contribution 3%. Motion seconded by Council Member Bulzomi and carried by the following roll call vote: ayes: Liebel, Sanford, Devlin, Renville, Bulzomi, and Beard; nays: none.

Council Member Liebel moved to recommend that the mayor sign a Letter of Support to address housing challenges in Western North Dakota. Motion seconded by Council Member Sanford and carried unanimously.

Council Member Devlin moved to publish the 2023 Statement of Accounts. Motion seconded by Council Member Sanford and carried unanimously.

Council Member Sanford moved to approve Pay Application #11 submitted by Construction Engineers, Inc. (Watford City New Public Works Facility) in the amount of \$534,319. Motion seconded by Council Member Renville and carried by the following roll call vote: ayes: Renville, Sanford, Beard, Devlin, Bulzomi, and Liebel; nays: none.

No action was taken on AE2S Amendment to Task Order No. 52.

Council Member Liebel moved to approve the Release and Hold Harmless Agreement between the City of Watford City and the Department of Defense, the Congested Area Operation Worksheet, and the Authorization Application from Aero Spraying Service Inc. Motion seconded by Council Member Liebel and carried unanimously.

Council Member Beard moved to approve Resolution 2024-05 – Utility Rate Resolution – Amended. Motion seconded by Council Member Renville and carried by the following roll call vote: Beard, Sanford, Liebel, Devlin, Renville, and Bulzomi; nays: none.

Council Member Bulzomi moved to delegate authority to the Building Committee to enter into a contract with Steve Dube Construction for the Long X Visitors Center interior renovations. Motion seconded by Council Member Sanford and carried unanimously.

Council Member Sanford moved to approve the Private Golf Cart Storage Agreement. Motion seconded by Council Member Beard and carried by the following roll call vote: ayes: Devlin, Sanford, Liebel, Bulzomi, Beard, and Renville; nays: none.

Council Member Sanford move to approve the McKenzie County Ambulance Service Housing Agreement and Resolution 2024-06 – Resolution of Transfer of Real Property Owned by the City of Watford City, North Dakota. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Bulzomi, Beard, Renville, Sanford, Liebel, and Devlin; nays: none.

Council Member Liebel moved to approve the 2024 Fox Hills Golf Course and Williston High School Usage Agreement. Motion seconded by Council Member Renville and carried by the following roll call vote: ayes: Liebel, Beard, Sanford, Renville, Devlin, and Bulzomi; nays: none.

Council Member Sanford moved to approve the bills as listed. Motion seconded by Council Member Bulzomi and carried unanimously. Aflac \$5,783.88; BCBS of North Dakota \$102,964.60; EFTPS \$131,218.78; Nationwide Financial \$1,095.66; Nationwide Retirement Solutions \$2,894.26; ND Fraternal Order of Police \$436.45; NDPERS-Def Comp \$4,890.00; Payroll \$537,841.14; Symetra Life Insurance \$1,336.54; TASC \$3,268.36; Wolf Run Village Inc. \$500.00; Accusource \$405.25; Advanced Elements \$5,925.50; AgTerra Technologies \$70.00; American Water Works Association \$358.00; Annie Gallop \$26.94; Armor Interactive \$13,441.86; Badlands Hardware \$490.63; Badlands Hydrovac Services \$1,440.00; Balco Uniform \$155.65; BEK Consulting \$11,583.06; Black Mountain Software \$24,405.00; Border States Electric \$497.36; Brady's Towing & Recovery \$700.00; Brightly Software \$5,553.70; Brosz Engineering \$54,041.25; C&C Plumbing & Heating \$1,385.00; C&D Water Services \$105.00; Cascade Glass & Signs \$1,343.50; CDW Government \$3,691.60; Christopher Malone \$29.16; CIM Sanitary Tech \$7,000.00; City of Watford City \$984.78; Code Red Towing \$675.00; Cole Papers \$873.89; Construction Engineers \$534,319.00; Core & Main \$39,910.00; Dakota Back & Neck \$120.00; Darrington Snow Removal \$145.00; David Warner \$32.59; Dean Anderson \$304.00; Dustbusters Enterprises \$2,524.18; Ecolab \$267.30; Edling Electric \$3,210.68; Elite Cabinets & Building \$61.45; Farmers Union Oil \$12,983.07; Fastenal \$1,207.15; Frontier Precision \$4,950.00; Galls \$204.95; Gateway Chevrolet \$142,977.00; Guardian Fleet Safety \$28,115.57; Hansen Diesel & Automotive \$2,768.83; Hawkins \$90.00; Heggen Equipment \$3,045.24; Helena Chemical \$962.03; High RPM \$4,143.34; Home of Economy \$799.99; Indian Hill Electric \$2,125.00; Information Technology Dept. \$4,651.05; International Assoc. of Chiefs \$190.00; IXOM Watercare \$3,999.00; Jack & Jill \$39.42; Johnson Controls \$3,202.77; JP Morgan Chase Bank \$2,508.87; KLJ Engineering \$33,648.48; Language Link \$35.85; Lexipol LLC \$12,072.25; Lund Oil \$1,151.37; Marco Technologies \$2,330.43; Margaret Carter \$94.40; McKenzie County Heritage Association \$54,500.00; McKenzie County JDA \$3,437.50; McKenzie County Landfill \$19,685.40; McKenzie County Treasurer \$973,410.77; McKenzie

County Water Resource \$97,678.53; McKenzie Electric \$7,436.00; Melanie Fitzwater \$125.00; MFOA \$40.00; Mid-States Organized Crime \$150.00; MDU \$26,690.70; Moore Engineering \$1,082.50; MTI Distributing \$85,116.07; MVTL Laboratories \$2,329.00; ND Building Official Assoc. \$50.00; ND Dept of Transportation \$27,554.42; ND League of Cities \$180.00; ND Office of State Tax Commissioner \$107.43; ND Safety Council \$380.00; ND Secretary of State \$72.00; ND State Radio Communications \$360.00; Nelson Contracting \$3,290.00; Northland Truck Sales \$224,565.00; OK Implement \$1,505.50; Olympic Sales \$69.80; One Call Concepts \$33.80; Quadient Finance \$500.00; Quality Flow Systems \$23,754.23; RDO Trust \$2,003.02; Reservation Telephone \$4,541.93; Rip’N Stitches LLC \$20,000.00; Rough Rider Center \$40,272.26; Safeguard Business Systems \$1,423.79; Schmitz-Holmstrom \$500.00; Schock’s Safe & Lock Service \$957.00; Siteone Landscape Supply \$1,577.15; Snow-Wheel System \$5,660.00; Starlight IT & Security \$242.50; Stenehjem Development LLP \$137.08; Stenehjem Holdings, LLC \$975.82; Stephanie Packer \$14.00; Steve Dube Construction \$34,000.00; Swanson & Warcup LTD \$910.00; Swanston Equipment \$781.49; The Tessman Company \$5,130.00; Titanium Plumbing \$187.50; Trittech Software Systems \$31,653.75; Uline \$876.33; UPS \$210.46; Valli Information \$1,041.45; Verizon Connect \$19.19; Verizon Wireless \$3,533.32; Visa \$7,048.77; Wallwork Truck Center \$92.84; Watford City Park District \$2,509.82; Watford City Veterinary Clinic \$150.00; Westlie Truck Center \$354.36; WEX Bank \$1,605.09; Winn Construction Inc \$83,901.18; Wolf Pup Daycare \$12,525.00; Wolf Run Village I \$30,449.79; Wolf Run Village II \$14,550.22.

The next regularly scheduled City Council meeting will be on Tuesday, March 5, 2024 at 6:00 p.m. at City Hall.

There being no further business, the meeting was adjourned at 7:17 p.m. These minutes are published subject to the City Council’s Review and Revision pursuant to NDCC 40-01-09.1.

Peni Peterson, City Auditor

Philip K. Riely, Mayor