

CITY OF WATFORD CITY
CITY COUNCIL MEETING
May 7, 2018

Minutes of the regular City Council meeting held on May 7, 2018 at 6:00 p.m. at City Hall. Present were Mayor Justin Voll and Council Members Phil Riely, Steve Sanford, Bethany Devlin, Kenny Liebel, Matt Beard, and Aaron Gravos. Also present was City Auditor Peni Peterson and Attorney Wyatt Voll.

Council Member Liebel moved to approve the May 7, 2018 agenda as presented. Motion seconded by Council Member Sanford and carried unanimously.

Council Member Riely moved to approve the minutes of the city council meetings held on April 2, 10, and 25, 2018. Motion seconded by Council Member Gravos and carried unanimously.

City Assessor Rita Olson presented Applications for Abatement or Refund of Taxes submitted by Larry Strutz (Dry Creek Business Community) and McKenzie County (Senior Apartments).

Council Member Liebel moved to deny the Application for Abatement or Refund of Taxes submitted by Larry Strutz. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Beard, Riely, Liebel, Sanford, and Gravos; nays: none.

Council Member Beard moved to approve the Application for Abatement or Refund of Taxes submitted by McKenzie County (Senior Apartments). Motion seconded by Council Member Gravos and carried by the following roll call vote: ayes: Gravos, Beard, Liebel, Sanford, and Riely; nays: none.

Council Member Devlin arrived at 6:10 p.m.

Council Member Gravos moved to approve the Task Agreement between the City of Watford City and Brosz Engineering, Inc. for 3rd Ave SW (10th Street SW) Resurfacing – Phase II Final Design, Geotechnical, and Bidding in the amount of \$13,870. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Liebel, Sanford, Gravos, Beard, Riely, and Devlin; nays: none.

Josh Norby, Fox Hills Golf Course, provided golf course financials.

Council Member Riely moved to approve paying \$10,000 annually (to cover sales tax costs) and that this would be in addition to the \$10,000 that is already paid out annually, as per the Watford City Golf Club and City of Watford City Maintenance and Operation Agreement dated May 4, 2015. There would need to be a change to the Maintenance and Operation Agreement to increase the annual payment from \$10,000 to \$20,000 for the remainder of the 10 year agreement, which is until 2025. Motion seconded by Council Member Gravos and carried by the following roll call vote: ayes: Beard, Devlin, Liebel, Sanford, Gravos, and Riely; nays: none.

Council Member Gravos moved to approve Pay Application #10 from Landscapes Unlimited (Golf

Course Expansion Project) in the amount of \$22,305.15. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Sanford, Riely, Beard, Gravos, Devlin, and Liebel; nays: none.

Assistant Chief Jesse Wellen was present and gave an update on the police department.

Council Member Gravos moved to approve the Division of Land Use Application – Simple Lot Split submitted by Craig Nelson and James C Ohnstad. Motion seconded by Council Member Liebel, Gravos, Sanford, Riely, and Devlin; nays: none. Abstained: Beard.

Council Member Liebel moved to approve the Division of Land Use Application – Simple Lot Split submitted by Warren Hovland. Motion seconded by Council Member Gravos and carried by the following roll call vote: ayes: Riely, Devlin, Liebel, Sanford, and Gravos; nays: none. Abstained: Beard.

Council Member Sanford moved to terminate the Conditional Use Permit issued to Lindsey Wall for an in-home daycare that is no longer in existence. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Devlin, Liebel, Beard, Riely, Gravos, and Sanford; nays: none.

Council Member Gravos moved to deny the Division of Land Use Application – Variance submitted by Curtis Anderson. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Riely, Beard, Sanford, Gravos, Liebel, and Devlin; nays: none.

Council Member Riely moved to approve the Public Works safety equipment request totaling \$15,750 and to be paid out of the sewer fund. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Gravos, Beard, Riely, Sanford, Devlin, and Liebel; nays: none.

Council Member Riely moved to approve the annual step increase for Brianna Alex - Category I, Step 0; Eva Bertagnolli - Category J, Step 0; Natasha Skala – Category H, Step 1; Charlee Kidd – Category J, Step 1; and Nick Pavek – Category H, Step 5. Motion seconded by Council Member Gravos and carried by the following roll call vote: ayes: Beard, Devlin, Liebel, Sanford, Riely, and Gravos; nays: none.

Council Member Devlin moved to approve the Occupancy Tax funding requests: \$10,000 to McKenzie County Tourism, \$10,000 to Pioneer Museum, \$1,000 to ConnectWell ND. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Sanford, Riely, Liebel, Devlin, Beard, and Gravos; nays: none.

Council Member Beard moved to approve Mayor Voll's appointment of Brady Lund to the Lodging Tax Committee until June 30, 2021. Motion seconded by Council Member Liebel and carried unanimously.

Council Member Gravos moved to approve the bid submitted by J & C Construction in the amount of \$28,900 for a remodeling project at the Long X Visitors Center. Motion seconded by Council

Member Devlin and carried by the following roll call vote: ayes: Liebel, Gravos, Sanford, Beard, Devlin, and Riely; nays: none.

Council Member Gravos moved to approve the two landscaping bids for the Long X Visitors Center from Steve's Elk River Nursery (\$9,568) and Colby's Outdoor Services (\$1,110). Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Devlin, Sanford, Gravos, Beard, Riely, and Liebel; nays: none.

Council Member Gravos moved to purchase a new Intel Custom Server from Meuchel Computer Services in the amount of \$20,168. Motion seconded by Council Member Beard and carried by the following roll call vote: ayes: Liebel, Devlin, Riely, Sanford, Beard, and Gravos; nays: none.

Council Member Gravos moved to approve the Watford City and McKenzie County Server Implementation quote from AE2S in the amount of \$26,800 with the city's portion not to exceed \$10,700. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Devlin, Riely, Sanford, Gravos, Beard, and Liebel; nays: none.

Council Member Gravos moved to approve the First Reading on an Ordinance Amending Chapter XV, Article XXX relating to Subdivision Requirements. Motion seconded by Council Member Devlin and carried unanimously.

Council Member Gravos moved to approve the First Reading on an Ordinance Amending Chapter XV, Article XXXII relating to Landscaping Requirements. Motion seconded by Council Member Riely and carried unanimously.

Council Member Gravos moved to approve the Second Reading on Ordinance #473 Annexing Property to the City of Watford City per Annexation Application submitted by Watford City Assembly of God. Motion seconded by Council Member Beard and carried by the following roll call vote: ayes: Sanford, Riely, Gravos, Beard, Devlin, and Liebel; nays: none.

Council Member Gravos moved to approve the Second Reading on Ordinance #474 amending Section 1-712(2) Article 7, Chapter 1 regarding False Alarms. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Beard, Liebel, Sanford, Gravos, Riely, and Devlin; nays: none.

Council Member Gravos moved to approve the Special Liquor License Permits for D & M's Office on May 18, 2018 from 6:00 p.m. – 10:00 p.m. at the Rough Rider Center; D & M's Office on June 6, 2018 from 6:00 p.m. – 10:00 p.m. at the Rough Rider Center; D & M's Office on June 12, 2018 from 5:30 – 10:00 p.m. at the Rough Rider Center; D & M's Office on June 23 from 4:00 p.m. – 1:00 a.m. at the Rough Rider Center; Fraternal Order of Eagles on July 5, 6, 7, 2018 from 1:00 p.m. – 1:00 a.m. at the McKenzie County Fair Grounds. Motion seconded by Council Member Liebel and carried unanimously.

Council Member Liebel moved to approve the Authorization Application from Aero Spraying Service, Inc. Motion seconded by Council Member Gravos and carried unanimously.

Council Member Gravos moved to approve the Right-of-way Easement Agreement between the City of Watford City and BNN North Dakota, LLC. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Liebel, Sanford, Gravos, Riely, Beard, and Devlin; nays: none.

Council Member Gravos moved to approve equipment requests for the new city shop totaling \$389,000 and to be paid out of the GPT fund. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Sanford, Gravos, Beard, Devlin, Liebel, and Riely; nays: none.

Council Member Gravos moved to approve Pay Application #9 – Tooz Construction (Public Works Shop) in the amount of \$62,277.71. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Liebel, Riely, Devlin, Beard, Gravos, and Sanford; nays: none.

Council Member Gravos moved to approve the Joint Powers Agreement Between the City of Watford City and McKenzie County on Wolf Run Village, Inc. Loan Guaranty. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Beard, Devlin, Sanford, Liebel, Riely, and Gravos; nays: none.

Council Member Sanford moved to approve the bills as listed. Motion seconded by Council Member Gravos and carried unanimously. EFTPS \$149,803.14; TASC \$6,274.92; NDPERS \$5,150.00; BCBS \$96,632.35; Payroll \$393,622.25; NDPERS-Retirement \$66,721.52; NDPERS AT&BT \$442.32; Nationwide Financial \$1,259.73; Nationwide Retirement Solutions \$4,932.28; Wolf Run Village \$3,500.00; Hunters Run Rental Revenue \$2,500.00; ND Job Service \$4,321.58; AFLAC \$5,595.60; 3 Sixty 5 \$1,000.00; 4 Fires Enterprises \$1,575.00; Accusource \$346.50; Adapco, Inc. \$18,181.90; Advanced Engineering \$9,278.60; Agri Industries \$746.38; Airgas On-site Safety Services \$144.00; Almquist Welding & Fab \$1.88; Andrew Eisenschenk \$131.10; Andrew Swanson \$84.99; Armor Interactive \$2,922.50; Badger Oilfield Construction \$74,655.00; Badlands Hardware Inc. \$437.25; Badlands Occupational Testing \$899.00; Badlands Power Fuels, LLC \$1,920.00; Balco \$3,869.70; Barrett Pharmacy \$1.89; Big Boys Toys \$47.00; Border States Electric \$2,461.67; Brady's Roadside Service \$900.00; Brosz Engineering \$345.00; Buttons By Fish \$17.50; C&D Water Services \$97.50; Chamley Pipe & Salvage \$1,350.00; CIM Sanitary Tech \$7,500.00; CIMCO Refrigeration \$332.51; City of Watford City \$374.33; Coborn's Inc. \$49.70; Cody Kummer \$208.85; Cole Papers \$1,310.44; Cornerstone Bank \$85,607.62; CTS Language Link \$20.40; D's Custom \$1,000.00; Dakota Back & Neck \$120.00; Dakota Supply Group \$2,934.06; Darrington Snow Removal \$625.00; Eberline Analytical Corp. \$248.91; Ed Elkins \$162.07; EMS Education ND \$1,440.00; Environmental Consulting \$1,850.00; Family Crisis Shelter \$2,873.73; Farmer's Union Oil. Co \$11,456.47; Fastenal \$1,155.95; First International Bank & Trust \$864,613.60; First International Insurance \$995.00; Flexible Pipe Tool Company \$911.65; Franz Construction, Inc. \$1,872.00; FS Solutions Group \$343.33; Galls \$82.24; Gregory Brooks \$168.00; Hansen Diesel & Automotive \$2,563.06; Hawkins \$1,855.66; Heggen Equipment \$815.86; Holiday Credit Office \$5,577.96; Holiday Inn-Glendive \$564.00; Hurley Enterprises, Inc. \$507.50; ICON Architectural \$145.00; INPRO \$886.62; ITD \$4,504.00; International Assoc. of Chiefs \$150.00; Interstate All Battery Center \$80.68; J Custom \$27,315.63; Jack & Jill \$62.50; Jamar Company \$22.48; Jeffrey Jensen \$152.10; JN Tire & Auto Repair

\$115.00; John Hutter Towing \$187.50; Johnson Controls \$26,677.00; Jonathan Davis \$131.10; Jordan Danielson \$37.97; Kelly Inn – Bismarck \$520.00; Kevin Harris \$162.07; Kimberly Clemons \$223.64; Kotana Communications \$29,437.84; Kyle Ruggles \$218.07; LA Police Gear, Inc. \$723.60; Landscapes Unlimited, LLC \$22,305.15; Locators & Supplies \$1,031.27; Lund Oil \$2,616.69; Lupine Construction \$6,190.00; Lyle Signs Inc. \$1,577.53; Marco Technologies \$1,808.40; Margaret Carter \$117.67; McCody Concrete Products \$384.00; McKennett Law Firm \$18,318.75; McKenzie County Ambulance \$19,529.39; McKenzie County Farmer \$1,510.51; McKenzie County Landfill \$28,899.50; McKenzie County Recorder \$20.00; McKenzie County Tourism \$10,000.00; McKenzie County Water Resource \$77,470.43; McKenzie Electric \$3,655.00; Meuchel Enterprises \$2,238.85; MidWest Hose & Specialty \$1,868.78; MDU \$23,189.25; MVTL \$175.00; NCL of Wisconsin \$239.75; ND State Radio Communications \$360.00; ND Fraternal Order of Police \$924.00; Northern Pump & Compression \$13.00; Northwest Dakota Public Transit \$130.00; Northwest Iron Fireman, Inc. \$757.70; Northwest Pipe Fittings, Inc. \$134.08; Office Depot \$151.89; Office of State Tax Commissioner \$13,041.20; OK Implement \$2,372.03; OK Tire Stores \$652.28; Olympic Sales \$118.24; One Call Concepts \$23.10; POST Board \$180.00; Pro Auto Body \$117.19; Quality Inn – Bismarck \$83.70; Record Keepers LLC \$16.00; Red Rock Ford – Dickinson \$9,214.12; RHI Supply \$235.71; RMB Environmental Labs \$225.00; RTC \$2,498.27; Rough Rider Center \$2,117.62; S.W. Williams and Son \$10,200.00; Safeguard Business \$201.14; Schock’s Safe & Lock Service \$50.50; Sensus \$250.00; Shannon Wellen \$77.00; Stein’s, Inc. \$14,539.00; Streicher’s \$1,986.51; Suds Laundry \$136.50; Swanston Equipment \$967.45; The Bismarck Tribune \$768.70; Titanium Plumbing \$960.00; Tooz Construction Inc. \$62,277.71; Triple AAA Safety/Training \$1,163.79; Ultramax \$1,012.47; UPS \$1,036.85; Valli Information Systems \$702.16; Van Diest Supply \$1,262.00; Verizon \$3,394.26; Visa \$4,218.30; WallWork Truck Center \$194.29; Warren Jarland \$193.57; Watchguard \$4,225.00; Watford City Express Laundry \$745.95; Watford City Park District \$1,110.59; Watford City Vet Clinic \$493.45; Wingate by Wyndham – Bismarck \$186.00.

The next regularly scheduled City Council meeting will be on Monday, June 4, 2018 at 6:00 p.m. at City Hall.

There being no further business, the meeting was adjourned at 7:26 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

Justin Voll, Mayor