

MINUTES OF THE BOARD OF CITY COMMISSIONERS
HELD JULY 5, 2016

The regular meeting of the Devils Lake City Commission was held Tuesday, July 5, 2016 at 5:30 P.M. with the following members present: President Johnson, Commissioners Ben Sander, Craig Stromme, and Dale Robbins. Commissioner Rick Morse was absent.

Pledge of allegiance was recited.

President Johnson welcomed Ben Sander to the City Commission.

Commissioner Stromme moved to approve the minutes of the regular City Commission meeting held June 20, 2016. The motion was seconded by Commissioner Robbins, and the motion carried unanimously.

5:30 P.M. - This was the time set for the bid opening for playground equipment at East Ditch Recreation Area. The following bids were opened and read:

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| 1. BC6 Builders – Dickinson, ND | Bid \$37,897 | Option 1 \$1,400 |
| 2. My Turn Playsystems - Fargo, ND | Bid \$37,900 with shade \$36,500 without shade | Option 1 \$2,000 |
| 3. Dakota Fence – Fargo, ND | Bid \$42,846 | Option 1 \$1,484 |

Commissioner Robbins moved to accept the bids as read, and refer them to the City Engineer for further review and recommendation. The motion was seconded by Commissioner Sander, and the motion carried unanimously.

5:30 P.M. - This was the time set for a public hearing for the transfer of a Class IV retail liquor license held by Star City Investments Inc dba The Liquor Locker located at 219 6th St NE to County Bottle Shop dba The Liquor Locker. Hearing and receiving no comments, President Johnson closed the public hearing.

Commissioner Stromme moved to approve the transfer of a Class IV retail liquor license held by Star City Investments Inc dba The Liquor Locker located at 219 6th St NE to County Bottle Shop dba The Liquor Locker. The motion was seconded by Commissioner Sander, and the motion carried unanimously.

Commissioner Robbins moved to approve the application and to issue a Class IV retail liquor license to County Bottle Shop dba The Liquor License. The motion was seconded by Commissioner Sander, and the motion carried unanimously.

Peggy Hoel appeared before the City Commission to discuss the building of a rental property in the Roundhouse Subdivision.

The City Assessor stated a building permit has not been issued yet. The contractor intends to build a townhome. The contractor builds them with the intent to sell, but they are rented until sold. The units usually rent for about \$1,400.00/month. It was noted the City cannot control whether housing is built as a rental until or for ownership. The Fire Department inspects rentals annually. When questioned if neighbors had the right to protest what is within 300 feet of their homes, it was noted that is for move-in structures only. Move-in structures need approval from 75% of property owners within 300 feet.

Karen Nick, Lake Region Community Shelter, was unable to appear before the City Commission tonight. The City Administrator will contact her about attending a budget meeting since they are looking for funding.

Commissioner Sander – The City Assessor said everything was fine.

The Public Utilities Supervisor stated everything was fine in the Sewer Department.

Commissioner Stromme - The Police Chief said one officer has resigned and the opening should be filled by mid-August.

The Sanitation Supervisor reported everything was fine.

Commissioner Robbins – The Public Utilities Supervisor said everything was fine in the Water Department.

The Public Ways Supervisor said Rick from Rick's Concrete will do the cemetery fence the end of July.

The Public Ways Supervisor had a request from the City of Starkweather to hire Devils Lake City employees to spray for mosquitoes.

Commissioner Robbins moved to approve City employees being hired by the City of Starkweather to spray for mosquitoes. The motion was seconded by Commissioner Sander, and the motion carried unanimously.

President Johnson – The Public Ways Supervisor said everything was fine.

The City Auditor stated City Commission pictures are tentatively scheduled for July 18th.

The City Administrator said he will get tentative dates for the budget meetings.

The Fire Chief said everything was fine.

The City Engineer reviewed the following projects:

1. Chip Seal – The project will start this week. Residents should watch for no parking signs that the contractor will be putting out adjacent to the roadways to be chip sealed.
2. Pipe bursting on 1st St NE between 6th Ave and 10th Ave will start tomorrow.
3. Cenex – Work continues on this project. Asphalt should be completed by August 1st.
4. East Ditch playground equipment – There were discrepancies in the bids so a recommendation will be brought to the next meeting.

The City Attorney said everything was fine.

Commissioner Stromme moved to approve the consent agenda which included the following:

1. Appointment of Guy Desautel to a three-year term expiring June 30 2019 and the reappointment of Rick Jorgenson as alternate for a one-year term expiring June 30, 2017 to the Board of Adjustment;
2. Game of chance permits for the month of June 2016;
3. Permit to sell alcoholic beverages at a special event submitted by Thirstys Bar for a wedding reception and dance to be held August 6, 2016 at the Burdick Arena; and
4. Permit to sell alcoholic beverages at a special event submitted by Thirstys Bar for a wedding reception and dance to be held August 13, 2016 at the Memorial Building.

The motion was seconded by Commissioner Sander, and the motion carried unanimously.

The City Engineer stated the property to be added is not adjacent to the watermain itself, but does receive water from the watermain. The property owner is in agreement with enlarging the main so he can get a new service line. Discussion followed on the condition of the building, on the old line being lead, on plans for additional apartments in the building and on the current line not being sufficient to service additional units.

Commissioner Robbins moved to approve the resolution enlarging Water Main Improvement District No. 24-15 – Various locations as recommended by the City Engineer. The motion was seconded by Commissioner Sander, and the motion carried unanimously.

Commissioner Stromme moved to approve payment of Estimate No. 10 to Murphy Pipeline Contractors for Watermain Improvement District #24-14 – various locations in the amount of \$136,477.27 as recommended by the City Engineer. The motion was seconded by Commissioner Robbins. On roll call all Commissioners voted aye, and the motion carried.

Commissioner Robbins moved to approve payment of Estimate No. 1 to Elshaug Concrete Construction for 2016 Curb, Gutter & Sidewalk in the amount of \$7,910.61 as recommended by the City Engineer. The motion was seconded by Commissioner Stromme. On roll call all Commissioners voted aye, and the motion carried.

Gordon Johnson, General Manager of the Northeast Regional Water District (NERWD), reviewed how the project for NERWD to purchase water from the City of Devils Lake transpired. Also present were Jeremy Schuler, Langdon branch manager of NERWD, Geoff Slick and Cal Thelen both from AE2S Engineering.

Gordon Johnson's presentation included the history of the joint effort; five alternatives considered by NERWD- Mt. Carmel Dam, Munich Aquifer, North Valley Akra WTP, City of Grafton and Red River Valley Water Supply Project; alternative six – City of Devils Lake Water Supply, why they approached the City of Devils Lake to purchase water, Northeast and Langdon usage, the master plan, the project costs and their share, buying-in to Devils Lake's infrastructure, estimated cost of water from Devils Lake and operation and maintenance costs. Discussion followed on the timeframe for the project. They are currently working on obtaining property and hope to bid the facilities in August 2016. They could be online in the fall of 2017.

Commissioner Stromme moved to approve payment of the list of bills as submitted. The motion was seconded by Commissioner Robbins. On roll call all Commissioners voted aye, and the motion carried.

President Johnson acknowledged the following report:

2016 2nd quarter economic data

There being no further business to come before the Commission, President Johnson adjourned the meeting at 6:50 P.M.

LINDA LYBECK
CITY AUDITOR

RICHARD S. JOHNSON
PRESIDENT