CITY OF WATFORD CITY

CITY COUNCIL MEETING

September 6, 2016

Minutes of the regular City Council meeting held on September 6, 2016 at 6:00 p.m. at City Hall. Present were Mayor Brent Sanford and Council Members Steve Sanford, Phil Riely, Aaron Gravos, Bethany Devlin, and Kenny Liebel. Absent was Matt Beard. Also present were City Planner Curt Moen, City Auditor Peni Peterson, and Attorney Wyatt Voll.

Council Member Gravos moved to approve the minutes of the city council meetings held on August 1, 8 and 25, 2016. Motion also included approving the agenda. Motion seconded by Council Member Riely and carried unanimously.

Chad Larson, Krause-Anderson, presented Pay Application #21 in the amount of $4,784,056.04.

Council Member Sanford moved to approve Pay Application #21 from Krause-Anderson (Watford City Events Center) in the amount of $4,784,056.04. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Sanford, Riely, Devlin, Liebel, and Gravos; nays: none.

Mayor Sanford called the Public Hearing, as advertised, to order for the Petition to Vacate Easement submitted by McKenzie County Healthcare Systems, Inc. There were no written comments or comments from the public. The Public Hearing was closed.

Council Member Riely moved to approve the Petition to Vacate Sewer and Water Line Easement (Document #316493 located in portion of 8th St NE known as IT 1608) submitted by McKenzie County Healthcare Systems. Motion seconded by Council Member Gravos and carried by the following roll call vote: ayes: Riely, Liebel, Devlin, Gravos, and Sanford; nays: none.

Mayor Sanford called the Public Hearing, as advertised, to order for the Annexation Application submitted by Sierra Jordan for property described in Document #439099 and IT#2461 located in the NW1/4 of Section 18, T150N, R98W (1500, 1504, 1600, 1604 E Pheasant Ridge Street). There were no written comments or comments from the public. The Public Hearing was closed.

Council Member Liebel moved to approve the Annexation Application submitted by Sierra Jordan for property described in Document #439099 and IT#2461 located in the NW1/4 of Section 18, T150N, R98W (1500, 1504, 1600, 1604 E Pheasant Ridge Street). Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Devlin, Gravos, Sanford, Riely, and Liebel; nays: none.

Flint Christensen, Rough Rider Event Center Facility Manager, presented three Special Liquor License Permits for events to be held at the Rough Rider Event Center.

Council Member Riely moved to approve the Special Liquor License Permits for Watford City Hotel Partners on September 23rd from 6:30 p.m. – 11:00 p.m., Six Shooter’s LLC on September 24th from 7:45 p.m. – 12:00 a.m., and Six Shooter’s LLC on October 1st from 4:00 p.m. – 12:00 a.m. Approval is contingent on security approval from the Chief of Police. Motion seconded by Council Member Gravos and carried unanimously.

Luke Taylor gave an update on the Watford City Airport.

Todd Norton, Advanced Engineering, presented Pay Estimates and Change Orders.

Council Member Gravos moved to approve Change Order #3 from DW Excavating (Fish Pond Multi-use Trail) in the amount of $5,100. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Sanford, Riely, Liebel, Gravos, and Devlin; nays: none.

Council Member Riely moved to approve Pay Estimate #3 from BEK Consulting, Inc (11th Ave South Street Improvements) in the amount of $1,518,569.52. Motion seconded by Council Member Gravos and carried by the following roll call vote: ayes: Liebel, Devlin, Gravos, Sanford, and Riely; nays: none.

Council Member Gravos moved to approve Pay Estimate #2 from Kanyon Specialties Construction (12th St SE – Street Construction) in the amount of $448,785.26. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Riely, Liebel, Sanford, Devlin, and Gravos; nays: none.

Council Member Sanford moved to approve Pay Estimate #11 from Rice Lake Construction Group (Water Resource Reclamation Facility – Phase II) in the amount of $630,901. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Liebel, Sanford, Riely, Devlin, and Gravos; nays: none.

Chief Walgren gave an update on the Police Department.

Asst. Chief Wellen requested to replace twelve Glock 22 pistols with thirteen updated Glock 21 pistols and requested to sell two Mossberg Model 535 shotguns and three Ruger mini rifles. After purchasing the pistols and selling the other guns, there will be a difference of $1966 that would be paid out of the Police Unit Fees.

Council Member Riely moved to approve purchasing 13 pistols, selling 2 shotguns and 3 rifles, and the outstanding balance to be paid out of the Police Unit Fees. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Devlin, Gravos, Liebel, Sanford, and Riely; nays: none.

Sergeant Langowski requested to purchase 10 new tactical vests and plates, medical kits, and glock magazines totaling $11,402.61.

Council Member Gravos moved to approve the Police Department equipment request in the amount of $11,402.61 with the funds to be paid out of the Police Unit Fees. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Sanford, Gravos, Devlin, Liebel, and Riely; nays: none.

Council Member Gravos moved to approve the Land Use Application – Zone Change submitted by Bison Run Land Holding for property located at 309 & 313 25th Ave NE (Block 2, Lots 9 & 10 Little Bison Run Subdivision) rezoning the property from R2 to CF. Motion seconded by Council Member Riely and carried by the following roll call vote: ayes: Devlin, Sanford, Gravos, Riely, and Liebel: nays: none.

Council Member Sanford moved to approve the Land Use Application – Variance submitted by Joel Lockhart for property located at 505 5th St NE (Block 3, Lot 8 First Addition Holms) allowing for a 7’ variance from the front yard setback requirement of 30’ to 23’. Motion seconded by Council Member Gravos and carried by the following roll call vote: ayes: Sanford, Riely, Liebel, Gravos, and Devlin; nays: none.

Council Member Riely moved to approve a weekend on-call policy for the Police Department. Detectives will receive a minimum of 3 hours each day of scheduled on-call. On-call is to be paid at an overtime rate regardless of hours worked prior in the week. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Devlin, Riely, Sanford, Gravos, and Liebel; nays: none.

Council Member Riely moved to approve the promotion of Shannon Wellen to Administrative Lieutenant at a rate of pay described by Category 15, Step 2, and effective September 1, 2016. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Devlin, Liebel, Gravos, Sanford, and Riely; nays: none.

Council Member Gravos moved to approve Raffle Permits #746 for Watford City High School Close Up, #747 Watford City High School Sports Booster, #748 Friends of WC Fire Department, and #749 McKenzie County Pheasants Forever. Motion seconded by Council Member Liebel and carried unanimously.

Council Member Gravos moved to approve the Gaming Site Authorization Application from North Dakota Friends of NRA State Fund Committee LLC. Motion seconded by Council Member Devlin and carried unanimously.

Council Member Gravos moved to approve the Special Liquor Permit for D & M’s Office for October 1, 2016 from 5:30 p.m. – 1 a.m. at the Veterans Memorial Building. Motion seconded by Council Member Sanford and carried unanimously.

Council Member Gravos moved to approve the Special Liquor Permit for D & M’s Office for October 8, 2016 from 4 p.m. – 12 a.m. at the Veterans Memorial Building. Motion seconded by Council Member Liebel and carried unanimously.

Council Member Gravos moved to approve the Offer to Acquire Right of Way from NDDOT for the Watford City Multi-lane Project in the amount of $662.50. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Devlin, Riely, Gravos, Liebel, and Sanford; nays: none.

Council Member Gravos moved to approve Mayor Sanford’s appointment of Lindsay Ybarra to the Watford City Housing Authority to fulfill Karla Quale’s unexpired term until September 1, 2017, and the appointment of Elizabeth O’Leary to fulfill Benjamin Hemilright’s unexpired term until June 30, 2017. Motion seconded by Council Member Liebel and carried by the following roll call vote: ayes: Gravos, Devlin, Liebel, Sanford, and Riely; nays: none.

Council Member Liebel moved to approve the Standard Form of Agreement between City of Watford City and Advanced Engineering and Environmental Services, Inc. for Professional Services - Task Order Edition. Motion seconded by Council Member Devlin and carried by the following roll call vote: ayes: Gravos, Riely, Sanford, Liebel, and Devlin; nays: none.

Council Member Gravos moved to approve the purchase of a plow truck wing for approximately $20,000, the purchase of a used plow truck for approximately $20,000, and to relocate a generator to the civic center for an amount not to exceed $30,000. Motion seconded by Council Member Sanford and carried by the following roll call vote: ayes: Liebel, Sanford, Gravos, Riely, and Devlin; nays: none.

At 7:55 p.m. Council Member Riely made a motion to move into executive session as allowed by NDCC 44.04-19.1 to discuss public works shop options and a purchase price. Motion seconded by Council Member Gravos and carried unanimously.

Attorney Voll left the meeting at 7:57.

Whereby, the City Council met in executive session to discuss potential property purchase and assign a negotiator as authorized by NDCC 44-04-19.1. Present were Mayor Sanford and Council Members Riely, Gravos, Sanford, Devlin, and Liebel. Also present were Auditor Peterson, City Planner Moen, Finance Director Wright, City Engineer Jore, and Director of Public Works Smith. The executive session was adjourned at 8:25 p.m.

Council Member Riely moved to assign Mayor Sanford as the negotiator to purchase land. Motion seconded by Council Member Gravos and carried by the following roll call vote: ayes: Devlin, Riely, Sanford, Gravos, and Liebel; nays: none.

Council Member Riely moved to approve the bills as listed. Motion seconded by Council Member Gravos and carried unanimously. EFTPS $115,306.86; TASC $608.96; NDPERS $4,075.00; Nationwide Financial $930.00; Nationwide Retirement Solutions $2,665.21; Payroll $255,363.45; BCBS $46,861.90; NDPERS $42,139.81; NDPERS $394.31; Symetra $727.33; AFLAC $4,565.18; 4Imprint $733.12; Advanced Engineering $227,845.62; Airgas On-Site Safety $51.00; Almquist Welding $43284.09; Andrew Langowski $87.50; Applied  Concepts $50.35; Badlands Hardware $567.70; Badlands Occupational Testing $636.00; Balco $6,484.65; BEK Consulting $1,514,830.79; Big Boys Toys $307.95; BioQuip Products $56.40; BNC Bank $28.00; Border States Electric $22,985.31; Brianna Allex $10.50; Brosz Engineering $21,090.00; Bytespeed LLC $330.00; C Emery Nelson $1,023.46; C&D Water Services $ 120.00; Chamley Pipe & Salvage $450.00; CIM Sanitary Tech $7,500.00; City of Watford City $1,014.81; Coborn’s Inc. $36.51; Cole Papers $234.93; Comfort Inn-Bismarck $240.00; Cornerstone Bank $19,137.42; Craig’s Small Engine Repair $57.98; Dakota Back & Neck $120.00; Dakota Farm Equipment $254.86; DC Entertainment $7,500.00; Dealers Electrical Supply $619.05; Dean Anderson, Inc $530.00; Dell Marketing L.P. $1,194.00; Doormen Overhead, Inc. $662.50; Drew Johnson $416.66; Eide Bailly LLP $23,000.00; Electronic Communications $70,718.75; Farmer’s Union Oil $6,402.85; Fastenal $1,443.40; Federal Signal Corporation $49,288.00; Ferguson Waterworks $262.45; First International Bank & Trust $114,613.00; First International Insurance $70,869.00; Flexible Pipe Tool Co $5,181.75; Foley Brothers LLC $1,497.00; Forsgren Associates Inc. $36,180.00; Forterra Pipe & Precast $4,126.10; Frank J. Zamboni $72,968.58;  Galls $229.97; Gene’s Tree Service $5,725.00; Glenn & Tina Wahus $9,900.00; Gooseneck Implement $91.10; Hansen Diesel & Automotive $328.31; Hawkeye Oilfield Supply $147.81; Hawkins $2,355.41; HCI Home Development $22.80; Heggen Equipment Inc. $1,524.29; Helena Chemical Co. $841.50; Hockenbergs $44,015.00; Holiday Credit Office $1,606.81; Hose & Rubber Supply $389.45; HP Inc. $1,222.66; Interiors by France $102,954.50; ITD $830.00; Jack & Jill $139.43; Jamar Company $879.46; Jesse Wellen $17.50; JLG Architects $174,051.63; Joshua Trevena $35.00; Kanyon Specialty Contractors $448,785.26; Keepers $2,130.99; Kohler Communications, Inc. $4,468.00; Kraus Anderson Const. $4,784,056.04; Kylee Roff $31.21; Lund Oil Inc. $2,676.79; Lupine Construction, Inc. $5,913.00; Marco $2,102.23; Mariah Nelson $10.50; McKennett Law $15,222.75; McKenzie Building Center $197.63; McKenzie County Farmer $3,710.73; McKenzie County Healthcare $1,000,000.00; McKenzie County Heritage Association $1,530.21; McKenzie County Landfill $26,859.85; McKenzie County Recorder $360.00; McKenzie County Tourism Bureau $22,025.01; McKenzie County Water Resource $161,490.38; McKenzie Electric $42,890.00; Meuchel Enterprises $4,246.32; Michael Todd & Company $535.46; Midwest Gym Supply $145,131.15; Mohave Engineering Associates $2,248.10; Montana Dakota Utilities $17,478.31; MTI Distributing Company, Inc. $83.53; Municipal Code Corporation $695.40; MVTL Laboratories $977.00; NCL of Wisconsin $748.30; ND Building Official Association $215.00; ND CPA Society $580.00; ND League of Cities $1,451.00; ND Planning Association $100.00; ND State Radio Communications $360.00; ND Water & Pollution Control $205.00; NDACO Resources Group $2,708.56; Northern Pump & Compression $172.70; Office Depot $2,248.27; OK Implement $4,118.93; OK Tire Stores $1,535.58; Olympic Sales, Inc. $311.28; One Call Concepts, Inc. $403.30; Oscar Knudtson $310.47; Parkson Corporation $584.00; Patio Homes of Watford LLC $30.78; Pioneer Museum $1,396.00; Post Board $855.00; Postmaster $955.01; Pro Auto Body $1,761.95; Quality Flow Systems $2,177.50; R&C Tree Service $14,500.00; Red Rock Ford $543.44; Relentless LLC dba Desert $1,354.95; Reservation Telephone $3,723.28; Rice Lake Construction Group $630,901.00; Rita Olson $149.78; Roadworx, LLC $12,284.63; Rock River Arms, Inc. $6,156.00; Roughrider Industries $49,764.00; Ryan Chaffee $350.00; Schock’s Safe & Lock Service $99.00; Seth Hilleren $45.64; SHRM $190.00; Stein’s, Inc. $53.90; Strata Corporation $222.00; Streicher’s Inc. $94.19; SUDS Laundry $49.20; Swanston Equipment $3,848.24; Syclone Corporation $2,421.59; TD&H Engineering $263.75; The Radar Shop $473.00; Thorsrud Supply Company $238.92; Tractor Supply $194.09; Traffic Control Corp. $3,570.00; Triple AAA Safety $228.60; UltraMax $1,692.00; UPS $407.08; Vailarts Industries $29,618.36; Van Diest Supply Company, LLC $4,542.00; Verizon $3,841.47; Vermont Systems $458.25; Visa $5,931.50; Water Environment Federation $148.00; Watford City Enterprises $550.00; Watford City Express Laundry $545.72; Watford City Self Storage $335.48; Watford City Veterinary Clinic $255.00; Watford Electric $2,133.50; Wesco Disposal Inc. $1,000.00; Williams Plumbing & Heating $380.00; Wolf Creek Development $325.00; Wolf Run Village Inc. $101,944.00; Zuercher Technologies LLC $42,286.95.

The next regularly scheduled City Council meeting will be on Monday, October 3, 2016 at 6:00 p.m. at City Hall.

There being no further business, the meeting was adjourned at 8:40 p.m. These minutes are published subject to the City Council’s Review and Revision pursuant to NDCC 40-01-09.1.

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Peni Peterson, Auditor Brent Sanford, Mayor