

April 4th, 2016 Mayville City Council

The Mayville City Council met in regular session on April 4th, 2016 at 6:05 pm in the council chambers with Mayor Don Moen presiding and the following Aldermen responding to call of the roll: Carlson, Jorgensen, Petersen, O'Brien and Bohnsack. Absent: Meshefski-LaBine. Gail Olstad, Shelia Anderson, Julie Brenna, Kevin Karl, Peter Haugen, Cassie Olson, John & Richelle Mewes and Lynn Slaathaug Moen were also in attendance

Carlson made a motion to approve the Council Minutes from 03-07-16, Bohnsack seconded it, motion carried.

The following April 2016 bills were presented for Council discussion:

11273	Aflac	all	insurance	\$1,297.14
11274	American Funds	all	retirement	\$3,060.86
11275	Ameripride	all	misc	\$651.86
11276	Bank of North Dakota	water 19 & 20	loan payment	\$12,700.00
11316	Best Western Ramkota Hotel	water treatment	travel - Dan & Matt	\$480.60
11277	Black Mountain Software	all	computer support	\$3,481.00
11278	Brittany Bachmeier	library	salary	\$145.00
11279	Brudvik Law	City Attorney	legal	\$1,227.50
11280	Butler	armory	generator repair	\$991.94
11281	Cardmember Services	all	misc	\$738.31
11282	City of Fargo	water treatment	lab tests	\$38.00
11283	Delbert's Window Cleaning	City Hall	misc	\$42.00
11284	Emergency Apparatus Maintenance Inc	Fire dept	maint/operation	\$4,622.35
11285	Farmers Union Oil	water treatment/water dist	fuel for vehicles	\$56.50
11286	Ferguson Waterworks	water distribution	repair/maintenance	\$2,649.16
11287	First & Farmers Bank	sales tax	payloader payment	\$15,912.25
11288	First & Farmers Bank	all	water collection fee	\$2.23
11290	Gary Winger	auditor	misc	\$110.00
11291	Goose River Bank	all	water collection fee	\$61.46
11292	Great America Copier Lease	all	lease on copier	\$1,002.99
11289	Hannaer's/Gaffney's	library	office supplies	\$123.36
11293	Haroldson's	all	office supplies	\$515.81
11294	Hawkins	water treatment	chemicals	\$5,489.61
11295	Jeff's Electric	City Hall & armory	repair/maintenance	\$1,178.13
11296	Jet-Way Multiple Services	Waste Water collection	maint/operation	\$1,149.50
11297	Lake Agassiz Water Authority	water treatment	annual dues	\$250.00
11298	Matthew Weaver	water treatment	reimbursement for conference	\$115.00
11299	MayPort Farmers Co-op	all	fuel for vehicles	\$299.47
11300	MayPort Hardware Hank	armory & streets	misc & maint/operation	\$45.84
11269	MayPort Insurance	all	annual premium	\$19,371.00
11301	Mayville State University	sales tax	February's payment	\$14,699.57
11302	Merv Carlson	Governing board	travel	\$254.80
11303	Millers Fresh Foods	city hall & library	misc/office supplies	\$69.11
11304	MPEDC	sales tax	February's payment	\$4,997.85
11305	Napa Auto Parts	streets, water treat & dist	maint/operation	\$96.25
11307	ND League of Cities	Mayor & Governing Board	registration fees	\$320.00
11311	ND State Auditor	all	state audit fee	\$165.00
11330	ND Workforce Safety & Ins	all	workers compensation	\$6,553.87
11308	NDPERS	all	insurance	\$3,523.68
11309	Network Center	all	City computer	\$209.00
11310	Newman Inc	streets	stop signs	\$202.74
11306	North Dakota Dept of Transportation	Reserve/Special Projects	NDDOT - highway 200	\$194.01

11312	Petty Cash	auditor & water dept	reimburse petty cash	\$244.86
11313	Polar Communications	auditor & water dept	phones	\$60.77
11272	Praxair	streets	maint/operation	\$20.97
11314	Quorum Consulting Group	City Pension	retirement fee	\$725.00
11315	Ramada Bismarck Hotel	Governing board	travel	\$90.00
11317	Reliance Standard	all	life insurance	\$189.00
11318	Starion Bond Services	Tiff #25 - Starion	principal & interest payment	\$156,360.25
11219	Traill County Recorder	Cemetery	warranty deed	\$10.00
11319	Traill County Treasurer	police	April's payment	\$15,649.20
11320	Traill County Tribune	non dept	annual subscription	\$36.00
11321	Traill County Tribune	all	general & elections	\$658.08
11322	Traill Rural Water	water treatment	purchase of raw water	\$5,188.09
11323	Traill Rural Water	Water 26 pt 1	debt & reserve	\$2,330.00
11324	Upstart	library	Community Service Projects	\$168.04
11325	USA BlueBook	water treatment	chemicals	\$504.93
11326	Verizon	all	cell phones	\$232.00
11328	Waste Management	sanitation	garbage & recycling	\$12,560.56
11329	Wigen Companies Inc	water treatment	maint/operation	\$5,966.50
11327	WW Goetsch	water treatment	maint/operation	\$600.00
11331	Xcel Energy	all	electricity	\$13,845.76

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REPORT TOTALS

\$ 324,534.76

O'Brien moved to pay the bills, a second by Petersen supported the motion, motion carried.

Calendars for April and May were reviewed and discussed. There will not be an Administrative committee on 4/18 prior to the Tax Equalization meeting.

NDLC March Madness was in Bismarck March 8 & 9, 2016. Mayor Moen and Council President Carlson attended. They attended presentations on election law changes, state budgeting changes resulting from recent legislation and ordinances. They anticipate additional cuts for the state budget beyond what we have already cut. The League of Cities is planning a special meeting for Auditors in budgeting in the June time frame and recommend Mayville attends.

Mayor Moen in March included a briefing on how the study was going that Moore Engineering was doing on the water treatment plant (WTP). On March 30th, Moore Engineering met with the Physical Plant Committee and delivered a report that included 7 recommendations for potential improvements. These changes do not address the hardness issue as hardness was not part of the study we commissioned Moore to perform. Should we decide that we really do want to go to softer water, this is not difficult to do technically but, again, there is going to be a cost. We are making plans to present at a Joint Powers Committee meeting. We have opportunity to submit, to the State Water Commission, information regarding projects for which we may ask for cost-share assistance during the 2017-2019 biennium. This must be done by April 22. We have asked Moore Engineering to prepare the appropriate form to submit. I asked them to include everything we think we might want to do. There is no commitment associated with filing this form. Also, there is no guarantee that filing the form will get us grant money. The Study and analysis are available in the Auditor's office for review.

The street lights along ND HWY 200 are in process of being added to the city's service contract and conversion to LED lighting for the City's Street Lights will begin this spring, wooden poles first, metal to follow.

The City of Mayville will hold its Tax Equalization meeting April 18th, 5pm at City Hall.

Spring cleanup will be held for residents May 10th and 11th.

Information from the Traill Rural Water Annual meeting was provided to the Council.

Congratulations to the Water Department on the Safe Drinking Water Act Certificate of Achievement.

Anyone interested in running for Council or Park Board needs to have their paperwork into the Auditor's Office by 4pm 4/11/16.

Mill Levy increase request for Library on the June Ballot is for operating expenses, to meet state and historical requirements and to maintain current staffing and programs. For the last 29 years the library has been fortunate in receiving grants, donations, and support from both local and non-local business and individual monies.

The Auditor's Office and the Planning and Zoning Committee have received a request to rezone an area between the MayPort Coop and Shopko properties for Dollar General. The Sale is contingent on rezoning from ag lands to business general. O'Brien requested that research be done as when he was annexed into the city as the then owner of the property it was to have been rezoned at that time. The Auditor's Office will work with Brudvik Law and the records to research and with Kevin Karl on any further rezoning.

O'Brien made a motion to approve the zoning changes recommended by the Planning and Zoning and issue the conditional use permit. Petersen seconded it for a roll call vote:

**An Ordinance to Amend Ordinance
Chapter Seventeen Article No. 4 of the Revised
Ordinances of 1979 of the City of Mayville
By Adding a Portion
Thereto Ordinance No. 17-0402**

Be it Ordained by the City Council and Mayor of the City of Mayville, North Dakota

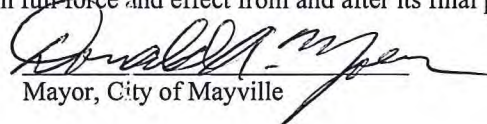
Section 1. Amendment. Ordinance No. 17-0402 relating to "Zoning District Maps" which accompany and are made a part of the regulations and ordinance is hereby amended to change "B-G" (Business General), as defined by the 1979 Revised Ordinances of the City of Mayville, as amended, to "I-L" (Industrial Light), as defined by the 1979 Revised Ordinances of the city of Mayville, as amended, the following property:

An area 366' x 70' East of the railroad tracks and West of 2nd Ave SE, running parallel to the rail and 2nd Ave SE. The South border (approx. 70') is the holdings of Mayport Co-Op and is zoned I-L. The area runs from the South side of East Main Street along 2nd Ave SE up to the South side of 1st ST SE (366'), all within the City of Mayville, Traill County, North Dakota.

As is depicted on the attached map, which reflects the zoning change to take place on the City of Mayville's Zoning District Maps.



Section 2. Time of Taking Effect. This ordinance shall be in full force and effect from and after its final passage and adoption.


Mayor, City of Mayville

ATTEST:

Gail Olstad, City Auditor

First Reading (Date) _____ 04-04-2016 _____

Roll Call Vote:

April 4th, 2016

Yea: O'Brien, Bohnsack, Carlson, Jorgensen, Petersen
Nay:
Absent: Meshefski-LaBine
Second Reading and Final Passage: _____
Roll Call Vote:
Yea:
Nay:
Absent:
Publication Date: _____
Effective Date: _____

Carlson made a motion to approve the sale of Lot 1 and the East ½ Lot 2 Block 2, Riverwood addition to Stefan & Shannon Hofer for \$3,500 per the Planning and Zoning committee recommendation and contingent upon approval the Riverwood Subcommittee. Bohnsack seconded the motion and upon a roll call vote the following voted: Yea: O'Brien, Bohnsack, Carlson, Jorgensen, Petersen; Nay: 0; Absent: Meshefski-LaBine.

Gregory & Melissa Mostad offered \$8,000 for Lot 24 and Lot 25, Block 4, Riverwood addition. This offer is tabled until plans are available for review.

John & Richelle Mewes offered \$5,000 for Lot 17 and the West ½ lot 18, Block 4 Riverwood addition. They had questions on ability to build on and by the storm sewer system, would like contacts with the designing engineers to review options. Mewes also requested that the city consider matching costs up to 50% of the \$5,000.00 lot cost/offer toward moving the electrical/storm drain. Offer is tabled to Administrative Committee once cost estimates are received.

O'Brien made a motion to approve the Physical Plant Committee recommendation to purchase the emergency generator for the Riverwood Lift Station. The bid from Caterpillar is for \$42,168 for a 40 kW diesel generator complete package. Petersen seconded the motion and upon a roll call vote the following voted: Yea: Bohnsack, Carlson, Jorgensen, Petersen, and O'Brien; Nay: 0; Absent: Meshefski-LaBine.

Carlson made a motion to authorize Moore Engineering, per the Physical Plant Committee recommendation, to do the work to renew Mayville's inert Landfill Permit. Billing will be on a time and materials basis with an estimated cost of \$15,000. Petersen seconded the motion and upon a roll call vote the following voted: Yea: Carlson, Jorgensen, Petersen, O'Brien, and Bohnsack; Nay: 0; Absent: Meshefski-LaBine.

O'Brien made a motion to commit up to \$35,000.00 of the 2017 Budget to participate with the National Guard's cost sharing program. The Guard's share will pay 1/2 of the cost up to \$20,000.00. The project must be completed prior to May 15th, 2017. The Auditor is directed to get an updated cost estimate from the low bidder for the roof repairs and have a completion date of May 15th, 2017 in the 2017 contract for work and work with the Guard to secure their portion of the funding. Bohnsack seconded the motion and upon a roll call vote the following voted: Yea: Jorgensen, Petersen, O'Brien, Bohnsack, and Carlson; Nay: 0; Absent: Meshefski-LaBine.

Petersen made a motion to approve the gaming site licenses for the Comet Athletic Club (Tommy's and Stub's) and the Mayport Multipurpose Community and Event Center (Top Hot). Jorgensen seconded the motion and upon a roll call vote the following voted: Yea: Petersen, O'Brien, Bohnsack, Carlson, and Jorgensen; Nay: 0; Absent: Meshefski-LaBine.

Carlson made a motion to approve the annual flood protection ordinances; while a remote issue this year we need these current and in place to work with FEMA.

They may be viewed in the Auditor's Office:

***RESOLUTION REAFFIRMING
CITY OF MAYVILLE STANDARDS
FOR STREET DEVELOPMENT AND IMPROVEMENTS***

**DESIGNATION OF APPLICANT AGENT
DECLARATION NUMBER – FEMA – ____-DR-ND**

**City of Mayville
Emergency declaration**

April 4th, 2016

Bohnsack seconded the motion and upon a roll call vote the following vote: Yea: O'Brien, Bohnsack, Carlson, Jorgensen, and Petersen; Nay: 0; Absent: Meshefski-LaBine.

The Auditor's Office approved a liquor license transfer to Stub's for the Fireman's Fundraiser at the Armory.

The Auditor's Office approved a Mayville's Woman Club Raffle 3/23/16.

Carlson made a motion to adjourn, Jorgensen seconded it, motion carried.

Progress on the Library Renovation projects was provided by the architect and Margaret Rice.

Attest:



Gail Olstad Auditor

Mayor:



Donald Moen

Ordinance No. 17-0402

AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF MAYVILLE, NORTH DAKOTA, AS ADOPTED IN SECTION 17-0402 OF THE REVISED ORDINANCES OF 1979 OF THE CITY OF MAYVILLE.

Be it Ordained by the City Council and Mayor of the City of Mayville, North Dakota:

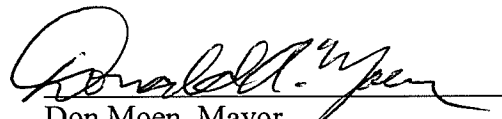
SECTION 1. The Official Zoning Map of the City of Mayville, North Dakota as adopted in Section No. 17-0402 of the Revised Ordinances of 1979 of the City of Mayville, North Dakota, is hereby amended as follows:


The district in the following described area shall be and the same is hereby rezoned from B-G (Business General District) to I-L (Industrial Light District):

An area 366' x 70' East of the railroad tracks and West of 2nd Ave SE, running parallel to the rail and 2nd Ave SE. The area runs from the South side of East Main Street along 2nd Ave SE up to the South side of 1st ST SE (366'), all within the City of Mayville, Traill County, North Dakota.

SECTION 2. Amendment of Zoning Map. The proper City Officials are hereby authorized to amend and change the City Zoning Map to correspond thereto.

SECTION 3. Effective Date. This ordinance shall be in full force and effect from and after the date of its final passage and publication.


Don Moen, Mayor
Mayville, North Dakota

ATTEST:

Gail Olstad, City Auditor

First Reading (Date) 04-04-2016

Roll Call Vote:

Yea: O'Brien, Bohnsack, Carlson, Jorgensen, Petersen

Nay:

Absent: Meshefski-LaBine

Second Reading and Final Passage: 05-02-2016

Roll Call Vote:

Yea: Petersen, O'Brien, Jorgensen, Bohnsack, Carlson

Nay:

Absent: Meshefski-LaBine

Publication Date: 05-07-16

Effective Date: 05-07-16