

MINUTES OF THE BOARD OF CITY COMMISSIONERS
HELD OCTOBER 3, 2016

The regular meeting of the Devils Lake City Commission was held Monday, October 3 2016 at 5:30 P.M. with the following members present: President Johnson, Commissioners Craig Stromme, Dale Robbins and Ben Sander. Commissioner Rick Morse was absent.

Pledge of allegiance was recited.

Commissioner Robbins moved to approve the minutes of the regular City Commission meeting held September 19, 2016. The motion was seconded by Commissioner Stromme, and the motion carried unanimously.

5:30 P.M. – This was the time set for the bid openings for the daycare equipment. The following bids were opened and read with the bidders having the opportunity to verbally raise their bids:

Room	Name	Bid
Room 1	Glenn Crowe	\$55.00
Room 2	No bids received	
Room 3	No bids received	
Room 4	Jen Eback	\$100.00 \$510.00 \$530.00 \$550.00
	Joe Gleason	\$500.00
	Rose Johnson	\$ 50.00
	Bethel Church	\$ 50.00
	Holly Malheim	\$250.00
	Bethel Church	\$ 20.00
	S&S Childcare	\$ 10.00 \$520.00 \$540.00
Room 5	Ray Ripplinger	\$ 5.00 \$2,010.00 \$2,030.00 \$2,050.00 \$2,070.00 \$2,090.00
	Kristi Peterson	\$ 400.00
	Joe Gleason	\$2,000.00
	Bethel Church	\$ 250.00 \$2,010.00 \$2,020.00 \$2,040.00 \$2,060.00 \$2,080.00 \$2,100.00
	S&S Childcare	\$ 100.00
Room 6	Jen Eback	\$100.00 \$510.00
	Joe Gleason	\$500.00
	Rose Janssen	\$500.00 \$520.00
	Bethel Church	\$ 50.00
	Holly Malheim	\$250.00
	Bethel Church	\$ 20.00
	S&S Childcare	\$ 10.00
	Heartland Care	\$200.00

Commissioner Morse arrived at 5:42 P.M.

Room 7	Jen Eback	\$125.00 \$520.00 \$540.00 \$580.00 \$620.00
	Joe Gleason	\$500.00
	Rose Janssen	\$450.00
	Heartland Care	\$150.00 \$560.00 \$600.00 \$640.00 \$660.00
	Holly Malheim	\$250.00
	S&S Childcare	\$ 30.00 \$510.00 \$530.00 \$550.00 \$570.00 \$590.00 \$610.00 \$630.00
Room 8	Jen Eback	\$100.00
	Joe Gleason	\$400.00
	Rose Johnson	\$ 10.00
	Rose Janssen	\$300.00 \$420.00 \$440.00 \$460.00 \$480.00
	Holly Malheim	\$ 50.00
	S&S Childcare	\$10.00 \$410.00 \$430.00 \$450.00 \$470.00 \$490.00

Room 9	Jen Eback	\$125.00	\$520.00	\$540.00	\$560.00				
	Holly Malheim	\$400.00	\$510.00	\$530.00	\$550.00	\$570.00			
	Joe Gleason	\$500.00							
	S&S Childcare	\$ 1.00							
Room 10	Holly Malheim	\$50.00	\$85.00	\$115.00	\$135.00	\$165.00	\$185.00	\$205.00	\$225.00
		\$245.00	\$265.00						
	Jen Eback	\$50.00	\$95.00	\$145.00	\$195.00	\$215.00	\$235.00	\$255.00	
	Rose Johnson	\$75.00	\$105.00	\$125.00	\$155.00	\$175.00			
	S&S Childcare	\$ 1.00							

Commissioner Stromme moved to accept the high bids for each room – Room 1 Glenn Crowe \$55.00; Room 4 Jen Eback \$550.00; Room 5 Bethel Church \$2,100.00; Room 6 Rose Janssen \$520.00; Room 7 Heartland Care \$660.00; Room 8 S&S Childcare \$490.00; Room 9 Holly Malheim \$570.00; and Room 10 Holly Malheim \$265.00. The motion was seconded by Commissioner Sander, and the motion carried unanimously.

5:30 P.M. – This was the time set for the Confirmation of the Assessment List confirmed by the Special Assessment Commission. Hearing and receiving no comments, President Johnson closed the hearing.

Commissioner Morse moved to confirm the assessments on the 2015 Curb, Gutter & Sidewalk, 2016 Curb, Gutter & Sidewalk, 2016 Miscellaneous Charges, 2016 Parking Authority Maintenance and Beautification District No. 02-01, Sewer Improvement District No. 13-15 – 2nd St NE, and Water & Sewer Improvement District No. 59-14 – Smith Dr. The motion was seconded by Commissioner Stromme, and the motion carried unanimously.

5:30 P.M. – This was the time set for a public hearing to issue a Class II retail liquor license to Charras and Tequila Inc located at 210 Hwy 2 W, Suite 6. Hearing and receiving no comments, President Johnson closed the public hearing. The City Attorney stated the business’s incorporated name is Charras Inc, and the liquor license should be in the incorporated name.

Commissioner Robbins moved to table issuing a Class II retail liquor license to Charras and Tequila Inc located at 210 Hwy 2 W, Suite 6. The motion was seconded by Commissioner Sander. Discussion followed on when the restaurant was planning to open. Commissioner Sander rescinded seconding the motion, and Commissioner Robbins rescinded the motion.

Commissioner Stromme moved to issue a Class II retail liquor license to Charras Inc located at 210 Hwy 2 W, Suite 6 contingent upon the applicant correcting the name on the application, and it being approved by the City Attorney. The motion was seconded by Commissioner Sander, and the motion carried unanimously.

5:30 P.M. – This was the time for a public hearing to review a request for a conditional use permit to allow more than 18 children in a daycare at Bethel Free Church, 1312 Walnut St E. Hearing and receiving no comments, President Johnson closed the hearing.

Commissioner Stromme moved to approve a conditional use permit to allow more than 18 children in a daycare at Bethel Free Church, 1312 Walnut St E as recommended by the Devils Lake Planning Commission and submitted by Holly Malheim and Bethel Free Church. The motion was seconded by Commissioner Robbins, and the motion carried unanimously.

5:30 P.M. – This was the time set for a public hearing to review a request to change zoning from residential rural suburban to agricultural for a parcel of land described at Outlot 05-0095 and located in the SW ¼ Section 9. Hearing and receiving no comments, President Johnson closed the public hearing.

Commissioner Morse moved to approve a change in zoning from residential rural suburban to agricultural for a parcel of land described as Outlot 05-0095 located in the SW ¼ of Section 9 as recommended by the Devils Lake

Planning Commission and submitted by Joel Elvrum. The motion was seconded by Commissioner Sander, and the motion carried unanimously.

Commissioner Robbins – The Public Utilities Supervisor said the department has replaced leaking fire hydrants, and are now working on curb stops.

The Public Ways Supervisor stated he is setting up the city sale for November 7th through November 10th. Items need to be declared surplus.

Commissioner Morse – The Public Ways Supervisor said the city crew would be cutting trees next week.

The City Engineer stated the City Attorney sent a letter to the contractor on the water treatment plant roof, and the contractor has agreed to work with the City on repairs that are non insurance related.

Commissioner Stromme – The Police Chief said everything was fine.

The Sanitation Supervisor discussed Saturdays and free dumping.

Commissioner Sander - The Public Utilities Supervisor said the new sprayer has been picked up, and the ditches have been cleaned.

President Johnson – The City Auditor stated everything was fine.

The City Administrator requested donating sick leave to Brad Halldorson. Discussion followed on the amount of sick leave to allow to be donated.

Commissioner Sander moved to approve city employees donating sick leave to the Public Utilities Operator II – Water due to medical issues with the City Administrator determining the amount of sick leave donated. The motion was seconded by Commissioner Robbins, and the motion carried unanimously.

The Fire Chief said fire prevention week is October 9th through October 15th. An open house will be held October 12th.

The Fire Chief stated the department was awarded a grant from Department of Emergency Services for \$8,200.00 with \$5,000.00 going towards the thermal imaging camera, \$1,250.00 for chemical gas detector, \$1,400.00 for batteries for portable radios and \$550.00 for storage equipment. Also, a grant from the North Dakota Community Foundation was received for \$4,650.00 which will go towards the thermal imaging camera.

The City Attorney said everything was fine.

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

1. Game of chance permits for the month of September 2016;
2. Gaming site authorization submitted St Joseph School to be held June 23, 2017 at the Knights of Columbus – 522 4th St NE. ; and
3. Permit to sell alcoholic beverages at a special event submitted by Proz Inc for the key event fundraiser for Lake Region State College to be held October 21, 2016 at the Memorial Building

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

Commissioner Stromme moved to approve funding for the fourth quarter of 2016 for the Lake Region Heritage Center in the amount of \$5,500.00 to be paid from general fund (1000-000-55170). The motion was seconded by Commissioner Sander. On roll call all Commissioners voted aye, and the motion carried.

Commissioner Robbins moved to approve 2016 funding for Retired Seniors and Volunteers Program ND in the amount of \$5,100.00 to be paid from general fund (1000-000-55160). The motion was seconded by Commissioner Morse. On roll call all Commissioners voted aye, and the motion carried.

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

President Johnson acknowledged the following reports:

1. 2015 Audit;
2. 3rd quarter economic data; and
3. Police Department monthly report.

There being no further business to come before the Commission, President Johnson adjourned the meeting at 6:25 P.M.

LINDA LYBECK
CITY AUDITOR

RICHARD S. JOHNSON
PRESIDENT