

MINUTES OF THE BOARD OF CITY COMMISSIONERS
HELD NOVEMBER 19, 2018

The regular meeting of the Devils Lake City Commission was held Monday, November 19, 2018 at 5:30 P.M. with the following members present: President Dick Johnson, Commissioners Dale Robbins, Shane Hamre, Rob Hach and Jacob Volk. None were absent.

Pledge of allegiance was recited.

Commissioner Hamre moved to approve the minutes of the regular City Commission meeting held November 5, 2018. The motion was seconded by Commissioner Volk, and the motion carried unanimously.

5:30 P.M. – This was the time set for a public hearing to review a request for a conditional use permit to allow an above ground fuel tank at 300 Dakota Aero Dr (airport hangar). Hearing and receiving no comments, President Johnson closed the public hearing.

Commissioner Volk moved to approve a conditional use permit to allow an above ground fuel tank to be moved onto the lot at 300 Dakota Aero Dr NW at the airport and submitted by Devils Lake Aero Service as recommended by the Devils Lake Planning Commission. 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 for a conditional use permit to allow residential and church related uses at 219 14th Ave SE. Hearing and receiving no comments, President Johnson closed the public hearing.

It was noted the lower level would need a second exit. The City Assessor stated access is part of the building permit process, and the building must meet building and zoning codes.

Commissioner Volk moved to approve a conditional use permit to allow residential use for the upper level and church related classroom use for the lower level of a home located at 219 14th Ave SE and submitted by Bethel Evangelical Free Church as recommended by the Devils Lake Planning Commission. Parking will not be on street, but in the Church parking lot. The motion was seconded by Commissioner Hach, and the motion carried unanimously.

Commissioner Robbins – The City Engineer stated the ND Department of Transportation sent a letter to the lone bidder for the downtown project rejecting the bid since it failed to meet the DBE goals in good faith. The project will be rebid with bid opening in February.

The City Engineer said a meeting would be held on Tuesday at 5:45 P.M. to discuss snow removal guidelines and procedures with the public.

The Police Chief stated the Department needs to purchase new radios. Kenwood radios will be purchased from Jamestown Communications since Kenwood radios are a lot less expensive than the Motorola radios. The only drawback is for repairs, the radios will need to go to Jamestown.

The Police Chief said the officer is back from military duty.

Commissioner Volk – The Public Ways Supervisor stated the Department is getting Christmas decorations ready, and plans to hang the decorations next week.

Commissioner Hach – The City Assessor stated everything was fine.

Commissioner Hamre – The City Engineer stated everything was fine in the Sewer and Water Departments.

President Johnson – The City Auditor stated everything was fine.

The City Administrator stated the Governor has issued an executive order for closing state offices from 8:00 A.M. until noon on Christmas Eve. The County offices will also be closed. City employees are done at noon on Christmas Eve. Discussion followed on closing city offices for the entire Christmas Eve day except for essential employees. Those employees would receive 4 hours of comp time to use at a different time.

Commissioner Robbins moved to approve giving city employees the entire Christmas Eve day off with those essential employees required to work receiving four hours of comp time to be used at a different time. The motion was seconded by Commissioner Volk, and the motion carried unanimously.

The Fire Chief said truck 206 was sent to South Dakota. The volunteers have decided to payoff the new truck early.

The City Attorney stated everything was fine.

The first reading of Ordinance No. 957 – snow and ice removal from sidewalks was held.

The first reading of Ordinance No. 958 – snow removal penalty was held.

The first reading of Ordinance No. 959 – snow removal and street sweeping penalty was held.

Discussion followed on sweeping and snow fines, and days of snow removal.

Commissioner Robbins moved to approve payment of Estimate No. 3-Final to Elshaug Concrete Construction for 2018 Curb, Gutter and Sidewalk in the amount of \$26,767.61 as recommended by the City Engineer. The motion was seconded by Commissioner Hamre. On roll call all Commissioners voted aye, and the motion carried.

The City Engineer stated more work was required on 2nd Ave near Sweetwater and 4th Ave north of 12th Street since the subgrade was soft. The final pay estimated is about \$100,000 more than estimated because of the extra work.

Commissioner Volk moved to approve payment of Estimate No. 3-Final to Mayo Construction for Street Improvement Districts 66-18, 68-18 and 57-17 in the amount of \$49,266.13 as recommended by the City Engineer. The motion was seconded by Commissioner Hach. On roll call all Commissioners voted aye, and the motion carried.

It was noted Lake Region Corporation will no longer be purchasing aluminum and will not need the City to bale and sell the aluminum. Therefore, the agreement for the baling and selling needs to be terminated.

Commissioner Hamre moved to approve terminating the agreement with Lake Region Corporation for the baling and selling of aluminum. The motion was seconded by Commissioner Volk, and the motion carried unanimously.

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

President Johnson acknowledged the following reports:

1. City Auditor monthly report and
2. Municipal Court monthly report.

There being no further business to come before the Commission, President Johnson adjourned the meeting at 6:03 P.M.

LINDA LYBECK
CITY AUDITOR

RICHARD S. JOHNSON
PRESIDENT