

November 7, 2016

MINOT CITY COUNCIL – SCHEDULED MEETING – NOVEMBER 7, 2016 AT 6:30 P.M.

ROLL CALL

Members Present:

Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus

Members Absent:

Pankow, Shomento

Mayor Chuck Barney presiding.

PLEDGE OF ALLEGIANCE

Mayor Barney led the City Council in the Pledge of Allegiance.

APPROVAL OF MINUTES

Alderman Frantsvog moved the City Council approve the minutes of the October 3, 2016 Regular City Council meeting, and the October 21, 2016 Special City Council meeting.

Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

APPROVAL OF BILLS – OCTOBER 2016

Alderman Frantsvog moved the City Council approve the bills as listed for October 2016 in the amount of \$9,653,447.84 and transfers, as follows:

A-1 EVANS SEPTIC TANK SERVICE	400.00	AQUA-PURE INC	3150.00
258445		258453	
ABSOLUTE COMFORT INC	450.00	ARAMARK	323.04
258157		258170	
ACKERMAN ESTVOLD	139858.38	ARAMARK	1382.35
258158		258454	
ACME TOOLS	982.66	ARROWHEAD ACE HARDWARE	88.06
258159		258171	
ACME TOOLS	334.83	ASSURANT EMPLOYEE BENEFITS	46.50
258446		258172	
ADVANCED BUSINESS METHODS	2099.45	ASTECH	414753.39
258160		258173	
ADVNT BIOTECHNOLOGIES	1714.85	AT&T	123.03
258447		258174	
ALEXANDER, MELISSA	153.37	AT&T	1021.12
258448		258455	
ALL AMERICAN TROPHIES	43.00	AT&T	1121.98
258161		258773	
ALL AMERICAN TROPHIES	279.00	AT&T	123.03
258449		258775	
ALL SEASON ARENA	2584.22	AT-A-GLANCE	27.99
258162		258456	
AMBERG, PAUL	195.50	ATTIC, THE	8308.00
258163		258175	
AMERICAN WELDING & GAS, INC.	288.32	BAKER & TAYLOR BOOKS	3872.10
258164		258177	
AMERICINN OF BISMARCK	86.99	BAKER & TAYLOR BOOKS	985.64
258450		258457	
AMERIPRIDE	36.89	BAKKEN, SHARON A	172.00
258165		258458	
AMERIPRIDE	36.89	BARNEY, CHUCK	35.25
258451		258178	
AMERITAS LIFE INSURANCE CORP	386.52	BARNEY, CHUCK	1034.36
258166		258459	
AMERITAS LIFE INSURANCE CORP	2563.52	BARNHART, MARGARET	20.00
258167		258460	
ANDERSON, JANET	241.00	BARRY, TOM	1797.40
258168		258461	
APEX ENGINEERING GROUP	231729.77	BATTERIES PLUS BULBS #639	7.18
258452		258179	
APPLIED CONCEPTS, INC	72.10	BATTERIES PLUS BULBS #639	112.85
258169		258462	

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BAUER, KATHERINE	78.20	258463	EMERGENCY APPARATUS MAINTENANCE	1401.63	258510
BB AVIATION ACTIVITIES INC	13.10	258180	EMERGENCY AUTOMOTIVE TECHNOLOGIES	2230.74	258234
BEAN, JORDAN	11.00	258467	EMERGENCY AUTOMOTIVE TECHNOLOGIES	1535.86	258511
BECHTOLD PAVING	98259.38	258181	ENERBASE	22647.82	258253
BECHTOLD PAVING	6502.60	258468	ENERBASE	14284.38	258532
BERGER ENTERPRISES, LLC	299704.58	258184	ENGEL, MICHAEL	87.40	258533
BERTSCH, ANDY	6380.00	258470	ETHANOL PRODUCTS	5274.54	258254
BEST WESTERN RAMKOTA	436.00	258185	ETHANOL PRODUCTS	2102.13	258535
BISMARCK-MANDAN SECURITY, INC	7573.20	258186	FACTORY MOTOR PARTS	449.17	258255
BLACKBURN MANUFACTURING COMPANY	261.93	258471	FACTORY MOTOR PARTS	855.11	258536
BLUE CROSS BLUE SHIELD	131870.44	258187	FARSTAD OIL CO	798.25	258256
BLUETARP FINANCIAL, INC	39.99	258188	FARSTAD OIL CO	2826.75	258538
BORDER STATES ELECTRIC SUPPLY	1047.43	258190	FASTENAL COMPANY	84.00	258257
BORDER STATES ELECTRIC SUPPLY	1908.96	258474	FASTENAL COMPANY	33.70	258539
BRANDT, KELLY	10.00	258475	FEDERAL EXPRESS	898.06	258258
BREMER	960.00	258753	FEDERAL EXPRESS	107.71	258540
BRETHEIM, PAUL & PATTY	23.68	258476	FELTNER, RICHARD	782.70	258541
BROADWAY PRINTING COMPANY	300.00	258192	FERGUSON WATERWORKS #2516	6612.50	258259
BROWN & SAENGER	146.93	258193	FERGUSON WATERWORKS #2516	20555.23	258542
BROWN & SAENGER	381.67	258477	FETTIG, LESLEY	50.00	258543
BSN SPORTS	2002.35	258194	FIDELITY SECURTIY LIFE	1731.42	258176
BUILD A SIGN	106.41	258478	FINKEN, CHAD	256.97	258260
BURLINGTON ELECTRIC	787.80	258195	FIRE EXTINGUISHING SYSTEMS	349.60	258544
BURNS, AUSTIN	.00	258196	FIRST DISTRICT HEALTH UNIT	27662.50	258423
BURNS, AUSTIN	194.46	258479	FIRST WESTERN INSURANCE	14.00	258261
BUTLER MACHINERY CO.	995.64	258197	FLADLAND, DEREK	256.50	258262
BUTLER MACHINERY CO.	448.42	258480	FLEXIBLE PIPE TOOL COMPANY	1227.50	258545
CADLINK TECHNOLOGIES CORP	380.00	258754	FOLEY, JARED	66.00	258263
CALIFORNIA CONTRACTORS SUPPLIES	199.96	258481	FORENSIC STORE, INC	4063.04	258757
CAMERON INDOOR TENNIS CENTER	200.00	258482	FOSS CONSTRUCTION	8350.00	258265
CAROLINA SOFTWARE	250.00	258483	FROEHLICH, JORDAN	45.50	258266
CARSWELL, PAMELA	121.52	258198	FUSION AUTOMATION INC	6735.00	258546
CARSWELL, PAMELA	1037.04	258484	G & P COMMERCIAL SALES	393.00	258547
CASA MOTEL	106.72	258199	GATES, TIM	425.06	258549
CASHWISE LIQUORS	16.95	258200	GENERAL EQUIPMENT	183.75	258550
CDM SMITH	192773.29	258201	GENERAL TRADING	157.48	258267
CDW GOVERNMENT INC.	383.08	258202	GENERAL TRADING	965.17	258553
CDW GOVERNMENT INC.	256.74	258755	GERDAU AMERISTEEL	619.15	258268
CENGAGE LEARNING/GALE	634.55	258485	GERDAU AMERISTEEL	754.84	258554
CENTRAL MACHINING&PUMP REPAIR	526.74	258486	GILLIG LLC	651.30	258269
CHIEF/LAW ENFORCEMENT SUPPLY	133.94	258203	GILLIG LLC	186.01	258556
CHIEF/LAW ENFORCEMENT SUPPLY	1451.58	258487	GLADBACK, BELINDA	52.50	258270
CHRISTIANSON HEATING & AIR	185.00	258488	GOETTLE, SHANE C	7000.00	258557
CHRISTOPHER A. CARLSON	150.41	258419	GONZALEZ, FRANCISCO & KELLY	79.56	258558
CHRISTOPHER A. CARLSON	153.58	258756	GOODMAN MANUFACTURING COMPANY	.00	258271
CIRCLE SANITATION	1726.00	258204	GOODMAN, DAVID	13.98	258424
CLAREY'S SAFETY EQUIPMENT INC.	1740.39	258209	GOODMAN, DAVID	431.90	258559
CLAREY'S SAFETY EQUIPMENT INC.	230.73	258489	GOOSENECK IMPLEMENT	784.30	258560
CLEAN HARBORS ENV. SERVICES	.00	258210	GOOSENECK IMPLEMENT COMPANY	14000.00	258272
CLEAN HARBORS ENV. SERVICES	1540.26	258420	GOOSENECK IMPLEMENT COMPANY	338.12	258425
CLOUSE, TITUS	361.30	258490	GRANITE SPRINGS CO.	245.50	258273
CNA SURETY	50.00	258491	GRANITE SPRINGS CO.	15.00	258561
COLLINS, SCOTT	115.00	258211	GRAVEL PRODUCTS, INC.	3338.36	258274
COLONIAL LIFE PREMIUM PROCESSING	2322.74	258212	GREAT PLAINS DIRECTORY SERVICE	53.00	258562
COMFORT INN, BISMARCK	400.00	258213	GREENTREE DEVELOPMENT	1246.80	258563
COMFORT INN, BISMARCK	160.00	258492	GRONDAHL, JEROME	6.42	258564
COMFORT SUITES-BISMARCK	163.80	258493	GUMDROP BOOKS	223.68	258275
COMPUTER STORE	1513.63	258494	HAALAND, JAY	63.00	258565
CPS, LTD	216.00	258215	HALE, MIRANDA	33.22	258276
CREATIVE PRINTING	467.00	258216	HAMMER, STUART	125.30	258566
CREATIVE PRODUCT SOURCE	167.38	258495	HANSELMAN, ANDREW	348.92	258567
CUMMINS NPOWER, LLC	317.80	258217	HARGROVE, MATTHEW	217.29	258568
CURT'S STARTER & ALT. SERVICE	342.50	258498	HAWKINS, INC	3662.40	258277
DACOTAH PAPER CO.	359.71	258220	HAWKINS, INC	13847.68	258569
DACOTAH PAPER CO.	75.68	258499	HD SUPPLY WATERWORKS	1168.16	258278
DAKOTA FIRE EXTINGUISHER	606.88	258221	HD SUPPLY WATERWORKS	404.66	258570
DAKOTA FIRE EXTINGUISHER	1710.34	258500	HEMPHILL, CINDY	179.05	258279
DAKOTA FLUID POWER, INC	1315.05	258222	HERC-U-LIFT INC MINOT	1013.24	258571
DAKOTA SUPPLY GROUP	2045.39	258223	HOLMY, BRYAN & NADINE	23.68	258572
DAKOTA TERRITORY AIR MUSEUM	250.00	258501	HOME DEPOT CREDIT SERVICES	44.88	258280
DAKOTA TRUCK & FARM	57.30	258224	HOME DEPOT CREDIT SERVICES	17.92	258573
DAVIDSON CONSTRUCTION	6550.00	258502	HOME OF ECONOMY	75.83	258574
DAVIS, LAURIE	80.00	258504	HOMESTEADERS RESTAURANT	34.05	258575
DAVIS, ROBERT	1233.84	258505	HOPE HEALTH/IHAC	195.40	258281
DELL MARKETING L.P.	986.07	258225	HORINKA, BRIAN	1253.26	258576
DELL MARKETING L.P.	1290.73	258506	HOUSTON ENGINEERING, INC	70253.66	258282
DEMCO	312.50	258226	HOUSTON ENGINEERING, INC	210290.03	258577
DEMENT, JACQUELINE	208.23	258227	HP INC	2953.03	258283
DIG IT UP BACKHOE SERVICE	101514.39	258507	HP INC	652.00	258758
DIRECTV	133.99	258422	HUBER SPRINKLER SERVICE	1576.50	258578
DL BARKIE CONSTRUCTION INC	2584.22	258508	HUNTER JAMES CONSTRUCTION	2200.00	258579
DMV RECORD SERVICES	11.50	258228	IAAI	20.00	258580
DOMESTIC VIOLENCE CRISIS CENTE	4614.84	258229	INDUSTRIAL CHEM LABS & SVCS	292.38	258581
DR TRANSPORT, INC	21486.62	258231	INFORMATION SYSTEMS CORP	665.00	258426
DR TRANSPORT, INC	16288.54	258509	INFORMATION TECHNOLOGY DEPARTMENT	2508.70	258583
ECOLAB	457.75	258232	INTERNATIONAL CODE COUNCIL, INC	49.95	258284
ELEMENTS	2379.46	258233	INTERNATIONAL CODE COUNCIL, INC	42.00	258584

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INTERSTATE BATTERY SYSTEM	6728.15	258285	MINOT PAVING	14350.00	258327
INTERSTATE BATTERY SYSTEM	333.85	258585	MINOT PLUMBING&HEATING CO INC	335.10	258635
JDP ELECTRIC INC	244.18	258587	MINOT VETERINARY CLINIC	3593.00	258328
JEROMES COLLISION CENTER	455.00	258286	MINOT VETERINARY CLINIC	3134.50	258636
JH MEDICAL SUPPLY	53.96	258287	MINOT WELDING COMPANY	4648.00	258637
JOB SERVICES OF NORTH DAKOTA	7181.00	258759	MISCELLANEOUS A/R	750.00	258465
JOELEON HOLDINGS	831.20	258588	MISCELLANEOUS A/R	2025.00	258466
JOHN T. JONES CONSTRUCTION CO	11573.47	258288	MISCELLANEOUS A/R	45.00	258604
JOHNSON, CHARLES	267.50	258589	MISCELLANEOUS A/R	450.00	258638
JONASSON, DAN	1053.94	258289	MISCELLANEOUS A/R	788.64	258751
JUNDT, LISA	50.00	258590	MN CHILD SUPPORT PAYMENT CENTER	162.43	258431
K MART	174.51	258290	MN CHILD SUPPORT PAYMENT CENTER	162.43	258764
K MART	200.00	258427	MOORE ENGINEERING, INC	87243.46	258329
K MART	31.47	258591	MORELLI'S DISTRIBUTING INC.	136.10	258639
KADRMAS, LEE & JACKSON (BISMARCK)	6643.04	258291	MOVIE LICENSING USA	572.00	258330
KADRMAS, LEE & JACKSON (BISMARCK)	69519.62	258592	MOWBRAY & SONS	5805.00	258331
KADRMAS, LEE & JACKSON (BISMARCK)	52502.67	258774	MR. LAWN	530.00	258332
KALIX	74.27	258593	MUNICODE	4072.56	258333
KARDOES, MICHAEL J	2689.69	258594	MUUS LUMBER	19.17	258640
KELLER PAVING AND LANDSCAPING	374926.73	258292	MVTL LABORATORIES	351.00	258334
KELLER PAVING AND LANDSCAPING	593765.17	258595	MVTL LABORATORIES	310.00	258641
KLC OF WILLMAR INC	675.00	258597	MWH AMERICAS, C/O HMJV A JOINT	113867.16	258642
KLEIN, ADAM	214.26	258294	MYLES RICHARDS CONSTRUCTION	1779.25	258643
KLUG, JOHN	33.94	258598	NAGEL, THOMAS	1100.00	258765
KNOOP, SCOT	10.00	258599	NAPA AUTO PARTS	680.86	258336
KRAFT, JOSHUA	642.06	258295	NAPA AUTO PARTS	1338.79	258645
KUSTOM ELECTRONICS INC.	.00	258600	NATIONAL PAYMENT CORPORATION	132.16	258646
KUSTOM SIGNALS, INC.	149.20	258601	NATIONWIDE PROCESSING CENTER	1444.00	258766
KUSTOM SIGNALS, INC.	256.43	258760	ND DEPT OF TRANSPORTATION	.00	258337
LACKEY, SHANNON	38.50	258296	ND DEPT OF TRANSPORTATION	11.50	258338
LACKEY, SHANNON	10.00	258602	ND DEPT OF TRANSPORTATION	5.00	258647
LAUDENSCHLAGER, JAY	269.45	258603	ND LEAGUE OF CITIES	407.50	258339
LEVEL UP BUILDER'S CONSTRUCTION	10000.00	258297	ND PORT SERVICES	1500.00	258648
LEVEL UP BUILDER'S CONSTRUCTION	6900.00	258605	ND STATE FAIR	44500.00	258340
LEWIS & CLARK TRAIL HERITAGE FOUNDA	49.00	258298	ND STATE RADIO COMM.	2400.00	258649
LINNERTZ, DARRELL	10.20	258299	NDAAO	400.00	258341
LOCATORS & SUPPLIES	567.09	258606	NDFA	65.00	258650
LOWE'S FLORAL	254.98	258300	NEBRASKA CHILD SUPPORT PAYMENT	137.54	258767
LOWES PRINTING, INC.	806.95	258301	NELSON, PAULETTE	271.00	258342
LOWES PRINTING, INC.	1358.95	258607	NET TRANSCRIPTS	2851.72	258343
LUNDEEN, MATTHEW	610.75	258608	NEWARK ELEMENT 14	21.02	258651
LUPU, HEATHER	28.00	258609	NEWMAN OUTDOOR ADVERTISING	1135.00	258344
M & H GAS	38.44	258610	NEWMAN OUTDOOR ADVERTISING	1135.00	258652
M & S SHEET METAL, INC.	174.00	258302	NICOLAISEN, CLEO	72.74	258432
M & S SHEET METAL, INC.	625.49	258611	NIESS IMPRESSIONS	343.72	258345
M&T FIRE AND SAFETY INC	1559.00	258612	NORTH PRAIRIE RURAL WATER	50.84	258346
M-B COMPANY	5716.00	258303	NORTH PRAIRIE RURAL WATER	78.83	258434
MACS INC	29.11	258304	NORTHERN PLAINS CHILDREN'S ADVOCACY	1097.22	258653
MACS INC	151.92	258613	NORTHERN PLAINS CONTRACTING	135550.00	258654
MADC	30416.67	258305	NORTHERN TESTING	190.00	258655
MAIN ELECTRIC CONSTRUCTION	3270.29	258306	NORTHWEST TIRE AND RETREAD	1715.71	258347
MAIN ELECTRIC CONSTRUCTION	1774.75	258428	NORTHWEST TIRE AND RETREAD	5706.26	258657
MARCO, INC	672.15	258614	NYLANDER, ARLYCE	23.68	258658
MARKETPLACE FOODS ARROWHEAD	27.93	258307	O'DAY EQUIP. INC.	475.12	258659
MARMON, SHANNON	10.00	258615	OAKLAND COMMUNITIES OF MINOT, LLC	2442.00	258660
MATERIAL TESTING	6539.00	258616	ODNEY ADVERTISING	65.00	258661
MATHSON, JUDY	191.61	258308	OFFICE DEPOT	92.10	258435
MATTICE, KRISTA	38.50	258309	OFFICE DEPOT	492.51	258662
MATTSO CONSTRUCTION	1000.00	258617	OK AUTOMOTIVE	33.23	258348
MCKIBBEN, JASON	603.35	258618	OLSON, JASON	26.93	258663
MCLEOD, MATT	893.76	258311	OLSON'S TOWING	1386.00	258349
MDU	284.79	258619	OLSON'S TOWING	131.00	258664
MEHLHOFF, ANDREW	52.50	258312	OVERHEAD DOOR CO. OF MINOT	136.00	258436
MENARDS	1553.65	258314	OXFORD UNIVERSITY PRESS, INC	32.98	258350
MENARDS	6116.38	258622	OZIGBO, LYOBOSA RICHARD	420.00	258665
MICKELSON, TODD	17.34	258315	PARK PLACE DEVELOPMENT	1810.50	258666
MICROSOFT CORPORATION	1372.00	258316	PCS MOBILE	256.14	258667
MINOT AUTO	588.18	258319	PEDERSON, ROBERT A	10.00	258668
MINOT AUTO	1342.94	258628	PEOPLE FACTS, LLC	16.67	258669
MINOT AUTOMOTIVE CENTER	1350.00	258320	PETCO	139.97	258670
MINOT AUTOMOTIVE CENTER	1890.75	258629	PETERSON, JORDAN	28.00	258351
MINOT CHAMBER OF COMMERCE	50.00	258321	PIONEER MANUFACTURING COMPANY	585.75	258352
MINOT CHAMBER OF COMMERCE	.00	258630	PRAIRIE SCALE SYSTEMS, INC	2993.01	258671
MINOT CHAMBER OF COMMERCE	2510.00	258761	PRAIRIE SUPPLY	31.49	258353
MINOT COMMISSION ON AGING	12500.00	258429	PRAIRIE SUPPLY	408.69	258672
MINOT CONVENTION&VISITORS BUR.	36215.59	258322	PRAIRIE SUPPLY	5.64	258673
MINOT CONVENTION&VISITORS BUR.	30588.25	258631	PRAIRIE SUPPLY	84.54	258674
MINOT DAILY NEWS	1587.29	258323	PRAIRIE SUPPLY	2688.00	258354
MINOT DAILY NEWS	3510.15	258632	PREMIERE DEVELOPMENT 2 LLC	294.00	258675
MINOT DAILY NEWS	24.82	258762	PRINGLE & HERIGSTAD, P.C.	1671.66	258676
MINOT ELECTRIC	118750.00	258324	PRINGLE & HERIGSTAD, P.C.	7560.43	258677
MINOT EMPLOYEE DONATIONS	1283.73	258763	PROCOLLECT	756.90	258355
MINOT HIGH BOYS TRACK	1200.00	258325	PROTHMAN	1337.50	258678
MINOT LUMBER	.00	258326	PROVIDENT LIFE & ACC INS CO	52.68	258356
MINOT LUMBER	45.48	258430	PUPPY DOG PROPERTIES, LLC	732.69	258679
MINOT LUMBER	265.62	258633	QUALITY BOOKS	139.75	258357
MINOT PARK DISTRICT	2500.00	258634	R & R INDUSTRIES, INC	10190.36	258680
			RAINBOW PHOTO LAB, INC.		
			RD LAND DEVELOPMENT, LLC		

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RDO EQUIPMENT	17.70	258358	VERENDRYE ELECTRIC	47000.00	258398
RDO EQUIPMENT	176.71	258681	VERENDRYE ELECTRIC	83.94	258727
REALTIME TRANSLATIONS, INC	51.50	258359	VERICOM, LLC	165.00	258399
RECORDED BOOKS	163.80	258682	VERIZON	40.01	258400
REPUBLIC PARKING SYSTEM	29478.76	258683	VERIZON	117.51	258441
REYNOLDS, JOHN	1511.43	258360	VERIZON	2399.23	258728
RHI SUPPLY	84.16	258361	VERIZON	415.75	258771
RHI SUPPLY	568.26	258684	VILLAGE FAMILY SERVICE CENTER	3150.00	258401
RICE LAKE CONTRACTING CORP	716214.61	258362	VOLLER, KAYLA, VIP COLORING	76.00	258729
ROERS DEVELOPMENT	5116.25	258685	WAGNER CONSTRUCTION	2437472.45	258730
ROLAC CONTRACTING	153301.45	258363	WAGNER CONSTRUCTION	1216332.18	258776
ROTARY CLUB OF MINOT	372.00	258364	WARD COUNTY AUDITOR	7994.21	258402
ROWMAN & LITTLEFIELD	86.15	258365	WARD COUNTY AUDITOR	10950.00	258731
RUELLE, TYLER	62.00	258686	WARD COUNTY RECORDER	.00	258403
RYAN HONDA OF MINOT	21900.00	258687	WARD COUNTY RECORDER	16.00	258732
SANITATION PRODUCTS	535.92	258366	WARD COUNTY RECORDER	29.00	258772
SCHOCKS SAFE AND LOCK SERVICE	54.00	258368	WARD COUNTY SHERIFF	902.98	258733
SCHOCKS SAFE AND LOCK SERVICE	343.64	258688	WARREN, BRIAN	40.01	258734
SCHONSTEDT INSTRUMENT COMPANY	306.00	258369	WASTE NOT RECYCLING LLC	5983.20	258404
SECRETARY OF STATE	36.00	258371	WASTE NOT RECYCLING LLC	3996.00	258442
SECURITY FENCE, INC.	1070.90	258689	WATER ACCOUNT REFUNDS	267.44	258156
SECURITY PLUS	113.00	258690	WATER ACCOUNT REFUNDS	65.28	258182
SHERWIN WILLIAMS	165.48	258372	WATER ACCOUNT REFUNDS	23.40	258191
SIVICK, ROBERT	569.20	258691	WATER ACCOUNT REFUNDS	31.96	258205
SLOBODEN, TIM	10.00	258692	WATER ACCOUNT REFUNDS	7.07	258206
SNAP ON TOOLS	549.00	258373	WATER ACCOUNT REFUNDS	29.68	258207
SNAP ON TOOLS	549.00	258693	WATER ACCOUNT REFUNDS	31.20	258208
SORENSON, JASON	1589.33	258374	WATER ACCOUNT REFUNDS	15.78	258214
SOURIS BASIN PLANNING COUNCIL	2319.24	258375	WATER ACCOUNT REFUNDS	10.00	258230
SOUTH DAKOTA CHILD SUPPORT	187.85	258438	WATER ACCOUNT REFUNDS	139.71	258264
SOUTH DAKOTA CHILD SUPPORT	187.85	258768	WATER ACCOUNT REFUNDS	7.03	258293
SPOKEN ARTS	15.00	258376	WATER ACCOUNT REFUNDS	39.86	258310
SRT COMMUNICATIONS	400.00	258694	WATER ACCOUNT REFUNDS	71.64	258367
STALHEIM, STEFANIE	291.74	258695	WATER ACCOUNT REFUNDS	5.62	258370
STANTEC CONSULTING SERVICES INC	24354.05	258769	WATER ACCOUNT REFUNDS	19.37	258410
STAPLES	.00	258378	WATER ACCOUNT REFUNDS	42.49	258418
STAPLES	1054.53	258439	WATER ACCOUNT REFUNDS	4.43	258421
STAPLES	1050.77	258696	WATER ACCOUNT REFUNDS	25.28	258433
STATE WATER COMMISSION	83638.11	258379	WATER ACCOUNT REFUNDS	17.05	258437
STATE WATER COMMISSION	31991.04	258697	WATER ACCOUNT REFUNDS	6.94	258443
STEEN CONSTRUCTION CO.	29516.00	258698	WATER ACCOUNT REFUNDS	38.03	258444
STEIN'S INC.	58.31	258380	WATER ACCOUNT REFUNDS	21.71	258464
STEIN'S INC.	182.81	258699	WATER ACCOUNT REFUNDS	3.40	258469
STROKLUND, TAMI	33.66	258381	WATER ACCOUNT REFUNDS	52.70	258472
STUART, JOSEPH	439.25	258700	WATER ACCOUNT REFUNDS	38.03	258496
SUNDBAKKEN, JASON	80.50	258701	WATER ACCOUNT REFUNDS	38.03	258497
SUNGARD PUBLIC SECTOR	180.84	258382	WATER ACCOUNT REFUNDS	31.96	258503
SUNNY 101.9/KBTO FM	150.40	258702	WATER ACCOUNT REFUNDS	500.00	258534
SWANSTON EQUIPMENT	1085.30	258383	WATER ACCOUNT REFUNDS	5.66	258537
SWANSTON EQUIPMENT	1937.06	258703	WATER ACCOUNT REFUNDS	285.84	258548
TASER INTERNATIONAL	1974.00	258705	WATER ACCOUNT REFUNDS	5.62	258555
TEAM ELECTRONICS INC	155.50	258384	WATER ACCOUNT REFUNDS	44.34	258586
TEAM ELECTRONICS INC	109.00	258706	WATER ACCOUNT REFUNDS	95.32	258596
TEAM LAB CHEMICAL CORP	810.00	258385	WATER ACCOUNT REFUNDS	6.99	258704
TENN CHILD SUPPORT	92.30	258440	WATER ACCOUNT REFUNDS	61.86	258718
TENN CHILD SUPPORT	92.30	258770	WATER ACCOUNT REFUNDS	11.37	258745
THE HILLMAN GROUP, INC	196.00	258707	WEGNER, SHAWN	80.50	258735
THOMSON REUTERS-WEST PAYMENT CENTER	228.98	258386	WESSLEN CONSTRUCTION INC	102556.49	258405
THOMSON REUTERS-WEST PAYMENT CENTER	585.14	258708	WESSLEN CONSTRUCTION INC	709.75	258736
TILLEMA, LUKE	97.50	258709	WEST DAKOTA UTILITY SERVICES	601.49	258737
TITAN MACHINERY	400.69	258710	WESTERGAARD, STEVE	10.00	258738
TODD FERM CONSTRUCTION LLC	4057.50	258387	WESTERN STEEL AND PLUMBING	215.10	258739
TODD FERM CONSTRUCTION LLC	3885.00	258711	WESTLIE FORD	419.67	258406
TRACTOR SUPPLY CREDIT PLAN	171.45	258388	WESTLIE FORD	1968.71	258740
TRACTOR SUPPLY CREDIT PLAN	318.93	258712	WESTLIE TRUCK CENTER	1608.23	258407
TRAFFIC CONTROL CORPORATION	555.90	258713	WESTLIE TRUCK CENTER	701.62	258741
TRANE COMPANY	600.53	258389	WHEELER, DAN	45.50	258408
TRANE COMPANY	599.08	258714	WHEELER, MARY	45.50	258409
TRI-STATE CONSULTING	1613.00	258715	WHITESELL, STEVE	20.97	258411
TRILLION AVIATION	2319.20	258716	WHITESELL, STEVE	34.95	258742
TRINITY MEDICAL GROUP	1368.00	258390	WIENBAR, STEVE & MELINDA	23.68	258743
TRINITY MEDICAL GROUP	1403.25	258717	WILBUR-ELLIS CO LLC	864.00	258412
ULRICKSON, PAUL	1604.08	258719	WILBUR-ELLIS CO LLC	159.35	258744
UNIFORM CENTER	2906.00	258391	WILLIAM E. YOUNG CO., INC	390.72	258413
UNIFORM CENTER	1074.97	258720	WILO USA LLC	1750.00	258414
UNITED MAILING SERVICE	279.26	258392	WINNELSON	59.91	258746
UNITED MAILING SERVICE	301.67	258721	WOLSKY, CHAD	26.88	258747
UNITED PRINTING	519.00	258722	WORKFORCE SAFETY & INSURANCE	117.46	258748
UNUM LIFE INSURANCE COMPANY OF AMER	326.22	258393	XEROX	131.00	258415
UNUM LIFE INSURANCE COMPANY OF AMER	12587.23	258394	XEROX	1295.40	258749
UNUM LIFE INSURANCE COMPANY OF AMER	2420.94	258395	ZABACK, DARRELL	225.00	258416
UNUM LIFE INSURANCE COMPANY OF AMER	7780.92	258396	ZABACK, DARRELL	17.50	258750
UPS STORE #1423	87.11	258397	3D SPECIALTIES INC.	1519.82	258417
UPS STORE #1423	13.80	258723	3D SPECIALTIES INC.	3376.95	258752
VACUUM & SEWING CENTER	393.18	258724			
VALS CYCLERY	13.00	258725			
VEIT & COMPANY	468990.06	258726			
			TOTAL:	\$9,653,447.84	

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**CHARGE THESE FUNDS:**

Airport	\$ 15,798.75
Cemetery	3,195.08
Parking Authority	376.25
Garbage	
Collection	21,274.42
Landfill	30,171.00
Water/Sewer	
Storm Sewer Maintenance	6,230.75
Water Supply	61,993.67
Water Distribution	37,655.42
Sewer	23,643.58
Utility Billing	6,772.42
Replacement	8,852.50
Public Transportation	4,767.92
Library	4,834.75
Auditorium/Recreation	12,190.00
Pension	22,023.72
Total Transferred	\$ 259,780.23

**ELECTRONIC PAYMENTS**

AFLAC	23,937.34
BCBS	154,861.26
Federal Tax Withholding	320,459.46
State Income Tax	70,440.80
Sales and Use Tax	1500.75
ND State Disbursement	7,821.20
Deferred Comp	18,745.52
Verendrye Electric	18,532.07
Xcel	150,133.97
MDU	5,503.84
SRT	33,721.86
Verizon	251.84
Credit Card Payments	5,065.22
Mass Mutual	111,816.37
Miscellaneous	25.00
Total	\$ 921,816.50

Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

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**APPROVAL OF PAYROLL – SEPTEMBER 18, 2016 THROUGH OCTOBER 15, 2016 – APPROVED**

Alderman Frantsvog moved the City Council approve the payroll for the period of September 18, 2016 through October 15, 2016 in the amount of \$1,889,051.13.

Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**RESOLUTION NO. 3524 – AUTHORIZING SALE, ESTABLISHING TERMS AND DIRECTING ISSUANCE OF DEFINITIVE IMPROVEMENT WARRANTS ON THE FUNDS OF VARIOUS IMPROVEMENT DISTRICTS AND PROVIDING FOR AND APPROPRIATING SPECIAL ASSESSMENTS FOR THE SUPPORT AND MAINTENANCE OF SAID FUNDS – APPROVED**

Alderman Frantsvog moved the City Council adopt resolution no. 3524 authorizing sale, establishing terms and directing issuance of definitive improvement warrants on the funds of various improvement districts and providing for and appropriating special assessments for the support and maintenance of said funds.

Motion seconded by Alderman Hedberg and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**RESOLUTION NO. 3533- CALLING FOR THE RECEIPT OF BIDS; AUTHORIZING THE ISSUANCE AND SALE, PRESCRIBING THE FORM AND DETAILS AND PROVIDING FOR THE PAYMENT OF \$780,000 REFUNDING IMPROVEMENT BONDS, SERIES 2016A – APPROVED**

Alderman Frantsvog moved the City Council adopt resolution no. 3533 calling for the receipt of bids; authorizing the issuance and sale, prescribing the form and details and providing for the payment of \$780,000 Refunding Improvement Bonds, Series 2016A.

Motion seconded by Alderman Hedberg and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**RESOLUTION NO. 3525 – AUTHORIZING, SELLING AND ESTABLISHING THE TERMS OF \$10,110,000 GENERAL OBLIGATION HIGHWAY BONDS, SERIES 2016B, CREATING A SINKING FUND THEREFOR, AND LEVYING TAXES FOR THEIR PAYMENT – APPROVED**

Alderman Hedberg moved the City Council adopt resolution no. 3525 authorizing, selling and establishing the terms of \$10,110,000 general obligation highway bonds, series 2016B, creating a sinking fund therefor, and levying taxes for their payment.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**RESOLUTION NO. 3526 – WATER AND SEWER UTILITY RESERVE REVENUE BONDS, SERIES 2016C – APPROVED**

Alderman Lehner moved the City Council adopt resolution no. 3526 authorizing the issuance and awarding the sale of \$4,785,000 water and sewer utility reserve revenue bonds, series 2016c to finance the expansion and improvement of the municipal water and sewer utility.

Motion seconded by Alderman Withus and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**MAYOR'S REPORT**

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The Mayor listed the recent meetings he has attended including, ND Cares, the City Manager Reception and interviews, the Boys and Girls Ranch, the USACE and the Leadership Institute. He mentioned the FEMA presentation and presented a coin to Dayna Morton, Project Civil Engineer, who developed the Community Rating System (CRS).

He asked Lance Meyer, City Engineer to explain the progress on improving services provided to the City. Mr. Meyer stated, they are implementing new processes and working with local engineers and contractors to gain feedback on improving the City's processes and communication.

He said, Trinity cancelled their meeting regarding the Hepatitis C issue and he is waiting to reschedule. He also said he will appoint the Sales Tax Ad Hoc Committee next month. He concluded by inviting the Council to a meeting with Burdick Job Corps on November 16<sup>th</sup> and stated they would appreciate community involvement.

### **APPOINTMENTS AND REAPPOINTMENTS – APPROVED**

Alderman Jantzer moved the City Council approve the following Mayoral appointments:

#### Planning Commission

Jynette Larshus to replace Jessica Henderson with a term to expire September 2021

Randy Bartsch to replace Travis Zablotney with a term to expire June 2017

#### Zoning Ordinance Steering Committee

Jason Sanders

Motion seconded by Alderman Olson and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **CITY MANAGER REPORT**

The Acting City Manager, Cindy Hemphill, listed the dates for upcoming events including, the Liquor & Gambling Ad Hoc Committee meeting, which will meet November 9<sup>th</sup> at 2:00 pm. The Mississippi Valley Division Corps of Engineers High Level Risk Assessment will take place November 8<sup>th</sup> and 9<sup>th</sup>. There will be neighborhood buyout meetings November 9<sup>th</sup> and 10<sup>th</sup> for residents to find out more information about the process. The Assiniboine River Basin Initiative meetings will be held at the Holiday Inn, November 9<sup>th</sup> and 10<sup>th</sup> and the Souris River Joint Board Meeting is November 10<sup>th</sup> at 4:00 pm.

Ms. Hemphill gave a brief over view on the FEMA Community Rating System. The City of Minot was enrolled as a Class 9, which offers a 5% discount on Flood Insurance Premiums for non-preferred rate policies. Enrollment adds additional benefits for citizens. She recognized the recipients of the Award of Excellent Customer Service from Chamber Eagle Awards given to Kelly Brandt, Utility Operator and Shannon Marmon, Laboratory Technician.

She stated, the bond sale was approved and made appoint to mention, the debt level is now over \$100 million so that should be kept in mind when considering projects for next year. She said the City maintained the Aa2 rating and has fairly good interest rates.

Ms. Hemphill gave an update on the National Disaster Resilience Grant by stating, the Planning Director is looking at various sites in the downtown area for the Downtown Gathering place. She said, several meetings have been held with MSU to gather internal data for the MSU Technical Center and the affordable housing study is still taking place.

She continued by saying the City has purchased four blighted properties through the North Dakota State Financing Agency grant and is in the process of buying four more properties for demolition next spring.

She gave brief updates on the parking structures by stating, the City's obligation for the structures are complete and were built under urgent need for the Community Development Block Grant- Disaster Recovery funds. The developer's obligation for completion of the apartments and commercial space has a substantial completion date of October 6, 2022. However, Commercial space must be completed by November 1, 2017 on the Renaissance structure and November 1, 2018 on the Central structure to avoid losing forgiveness of the MAGIC Fund loan.

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Ms. Hemphill continued by listing the status of current construction projects. She stated, the EIFS is being installed on the Central Parking Structure and will continue thru winter in order to be completed by the summer of 2017. All lanes of 16<sup>th</sup> Street are expected to open November 8<sup>th</sup> and the concrete work of the flood walls is complete. The surrounding roads east of the Water Treatment Plant are expected to be finished by Thanksgiving and landscaping will begin next spring. The second phase of the Downtown Infrastructure Project is expected to be completed before Thanksgiving. Two blocks, North Main Street and the section of 1<sup>st</sup> St and 1<sup>st</sup> Ave, will be moved to Phase 3. Final concrete is being poured and specialty light poles are being installed. She listed some recently completed projects such as, 37<sup>th</sup> Avenue Road Expansion, the nearly completed Ramstad Access Road, and Hillcrest Drive.

Ms. Hemphill mentioned several events taking place at the Minot Public Library, including, a class on purchasing new technology and an event to celebrate the release of "Fantastic Beasts". She concluded with a report on the Minot Recreation Department. She stated, the Sertoma parking project is now complete, the auditorium lighting project is expected to be finished in next couple weeks. She also said, volleyball and basketball seasons will begin around Thanksgiving.

### **SUBDIVISION OF BLUFF POINT ESTATES, LOTS 1-31 – APPROVED**

Alderman Frantsvog moved the City Council approve an application by Duane Johnson, Future Builders, to subdivide an unplatted portion of the SE1/4, Section 36-155-83 into 31 lots to be known as Bluff Point Estates, Lots 1-31.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5122- REZONE BLUFF POINT ESTATES, LOTS 1-31 FROM AG TO RM WITH A PUD OVERLAY – FIRST READING – APPROVED**

Alderman Frantsvog moved the City Council place ordinance no. 5122 on first reading to change the zone from AG (Agricultural) District to RM (Medium Density Residential) District with a PUD (Planned Unit Development) overlay on proposed Bluff Point Estates, Lots 1-31. Motion seconded by Alderman Lehner and carried unanimously.

This property is located on the southwest corner of 37th Ave SE and 13th St SE.

#### Findings of Fact:

1. The Property is zoned Agriculture and its highest and best use would be residential.
2. The PUD would be consistent with the comprehensive plan for the city if certain conditions were met.
3. The PUD provides for preservation of surrounding natural amenities.
4. The subject property is designated as partially Medium Density Residential and partially Commercial on the Future Land Use Map and said map shall be amended to accommodate the change in use.
5. The surrounding zones are complimentary to the proposed zone change.
6. The proposed use meets the requirements of the proposed zone.
7. The conditioned project details will provide a public benefit in that they are of improved site and architectural design and have shown preserved open space.

#### Conditions:

1. The developer must provide an explanation of the character of the planned development and the manner in which it has been planned to take advantage of the planned development regulations including public benefits it is providing.
2. A general indication of the expected schedule of development including progressive phasing and time schedule.
3. That the building plans be modified to the extent that garage doors are not the dominant feature of the front façade. Revised elevation renderings have been provided to the Planning Department for review and approval. The side facade should provide windows and or dormers in a style consistent with what is found on the residential units.
4. Primary roofs shall be articulated by at least one of the following: changes in place and elevations combining low and high, dormers, gables.
5. Exterior building finishes and colors to include a variety of building materials, distributed through the facades and coordinated to create an architecturally balanced appearance. Facades of each attached unit shall be finished with a variety of colors to be less repetitive and more exciting.
6. Rear decks and porches should be provided as part of the dwelling unit building plans.
7. That the petitioner submit a Detailed Development Plan describing:

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- a. Uses permitted
  - b. Modifications to Section 7-7. Lot, Height, Area and Yard Setback Requirements of the RM District
  - c. Modifications to Section 7-8. Design Requirements for Buildings Containing Three Units or Greater of Attached Units
  - d. Provisions of Section 7-8. Homeowner's Association requirements.
8. Identify where and how trash will be handled on the site.
  9. Provide sizes of all proposed plant materials as shown on the Landscape Plan.
  10. Provide irrigation notes on the Landscape Plan.
  11. Storm Water Management Plans will be required and approved by the City Engineer.
  12. Erosion Control practices will need to meet State of North Dakota requirements and approved by the City Engineer.
  13. Developer's Agreement and/or Home Owners Association will be in place prior to the plat being recorded.
  14. Sidewalks will be required along improved public right of ways and that there are connections from the buildings in the PUD to sidewalks that serve the neighborhood.
  15. The gateway into the development from the sidewalk should provide for a sense of arrival by clearly designated entry points. Pedestrian treatment within the development should provide a clear connection to adjacent sidewalks in the right-of-way.
  16. Public Utility Fees will be required.
  17. A suitable vehicular turn-around for emergency services shall be provided on the east private drive as approved by Engineering.

Alderman Frantsvog moved the City Council pass ordinance no. 5122 on first reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**ORDINANCE NO. 5123 ANNEX BLUFF POINT ESTATES, LOTS 1-31 AND ADJACENT 13TH ST SE & 37TH AVE SE RIGHT-OF-WAY INTO CITY LIMITS – FIRST READING – APPROVED**

Alderman Frantsvog moved the City Council place ordinance no. 5123 on first reading to annex proposed Bluff Point Estates, Lots 1-31 and adjacent 13th ST SE & 37th Ave SE right-of-way into city limits. Motion seconded by Alderman Lehner and carried unanimously.

Alderman Frantsvog moved the City Council pass ordinance no. 5123 on first reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**RESOLUTION NO. 3527- AMEND THE FUTURE LAND USE MAP FROM MEDIUM DENSITY, AGRICULTURAL, AND COMMERCIAL DESIGNATIONS TO MEDIUM DENSITY RESIDENTIAL ON BLUFF POINT ESTATES, LOTS 1-31 – APPROVED**

Alderman Frantsvog moved the City Council adopt resolution no. 3527 to amend the Future Land Use map from Medium Density, Agricultural, and Commercial designations to Medium Density Residential on Bluff Point Estates, Lots 1-31.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**SUBDIVISION OF THE BLUFFS 7TH ADDITION, LOTS 1-38 – APPROVED**

Alderman Frantsvog moved the City Council approve an application by Golf Minot, Inc. represented by Chris Strange, to subdivide The Bluffs Addition, Block 1, Lot 16, 20, 21, 24, 28-30, 32, 33, 35-37, 47, & 49; The Bluffs 2nd Addition, Block 1, Lots 8, 10-13, 16-20, 26-29, 31, 35, 38, 40, 45, & 47-50; The Bluffs 5th Addition, Lots 1 & 2; The Bluffs 6th Addition, Lots 2 & 3 into 38 lots to be known as The Bluffs 7th Addition, Lots 1-38.

This property is the Country Club Golf Course, various properties adjacent to the golf course and 4260 27th St SE.

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Findings of Fact:

1. The Property is zoned R-1, Single-Family Residential and its highest and best use is low density residential.
2. Golf courses, public and private, are an allowable use in R-1 zoning.
3. Golf courses are compatible with surrounding single-family land use.
4. The existing zoning is consistent with the comprehensive plan for the city.
5. The property owners of the lots in question have agreed to purchase the additional land from the golf course.
6. The existing development pattern has been established through previous platting in terms of access points, road alignments, overall lot and block configurations, and availability of public services.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**ORDINANCE NO. 5124- ANNEX OUTLOTS 6, 20, 27, & 28, SECTION 21-155-83 INTO CITY LIMITS – FIRST READING – APPROVED**

Alderman Frantsvog moved the City Council place ordinance no. 5124 on first reading to annex into city limits Outlots 6, 20, 27, & 28, Section 21-155-83. Motion seconded by Alderman Lehner and carried unanimously.

This property is located east of the Hwy 83 Bypass, between 7th Ave SW and 14th Ave SW.

Findings of Fact:

1. The property is primarily in the 100-year and 500-year floodplain, and as such, not developable except for recreational uses.
2. The existing outlots along U.S. Hwy. 83 By-Pass are also in the floodplain, have never been annexed even though they abut the corporate limits, and would continue to be an "island" of un-annexed land if they are not brought into the City limits at this time.
3. The highest and best use of this land is recreational and open space, with very limited low density residential north of 7<sup>th</sup> Avenue SW.
4. The various zoning categories in place on this property today including AGP, AG, R-1 and C-1 would better represent the use of the land as recreational and open space if the zoning districts were changed to P, Public zone, while the three existing R-1 lots can remain R-1. Golf courses, public and private, are an allowable use in R-1 zoning.
5. Platting of this property allows for the dedication of public right-of-way to complete the 7<sup>th</sup> Avenue SW corridor and also dedication of the permanent flood control levees.
6. The applicant has requested a variance based on a demonstrable hardship such that the proposed pump house cannot be located on the irregularly shaped lot without the setback variance.

Alderman Frantsvog moved the City Council pass ordinance no. 5124 on first reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**SUBDIVISION OF NAPA VALLEY 19TH ADDITION; BLOCK 1, LOTS 1-3; BLOCK 2, LOT 1; BLOCK 3, LOTS 1 & 2, BLOCK 4, LOT 1 – APPROVED**

Alderman Frantsvog moved the City Council subdivide, Outlots 6, 20, 27, & 28, Section 21-155-83; Outlots 8, 17-20, 22, and unplatted portions of the NW1/4SW1/4, SW1/4SW1/4, SE1/4SE1/4SE1/4NW1/4SE1/4 & SE1/4SE1/4, Section 22-155-83; Outlot 31, Section 27-155-83; Napa Valley Addition, Block 5, Lot 1; Napa Valley 18th Addition, Lots 1 & 2 into 7 lots to be known as Napa Valley 19th Addition; Block 1, Lots 1-3; Block 2, Lot 1; Block 3, Lots 1 & 2, Block 4, Lot 1.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**ORDINANCE NO. 5125- REZONE NAPA VALLEY 19TH ADDITION, BLOCK 1, LOTS 1-3 FROM AG, P, C1 AND R1 TO R1 DISTRICT – FIRST READING – APPROVED**

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Alderman Frantsvog moved the City Council place ordinance no. 5125 on first reading to rezone proposed Napa Valley 19th Addition, Block 1, Lots 1-3 from AG (Agricultural) District, P (Public) District, C1 (Neighborhood Commercial) District, and R1 (Single Family Residential) District to R1 (Single Family Residential) District. Motion seconded by Alderman Lehner and carried unanimously.

Alderman Frantsvog moved the City Council pass ordinance no. 5125 on first reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5126- REZONE NAPA VALLEY 19TH ADDITION, BLOCK 2, LOT 1, BLOCK 3, LOTS 1 & 2, BLOCK 4, LOT 1 FROM AG, P, C1, R1 TO P DISTRICT – FIRST READING – APPROVED**

Alderman Frantsvog moved the City Council place ordinance no. 5126 on first reading to rezone proposed Napa Valley 19th Addition, Block 2, Lot 1, Block 3, Lots 1 & 2, Block 4, Lot 1 to P (Public) District. Motion seconded by Alderman Lehner and carried unanimously.

Alderman Frantsvog moved the City Council pass ordinance no. 5126 on first reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5152- REZONE TRINITY HEALTH ADDITION, LOT 1 FROM AG TO C2 – FIRST READING – APPROVED**

Alderman Frantsvog moved the City Council place ordinance no. 5152 on first reading to change the zone from AG (Agricultural) District to C2 (General Commercial) District on Trinity Health Addition, Lot 1. Motion seconded by Alderman Lehner and carried unanimously.

This property is located along 37th Ave SW, between 20th St SW and Crossing St SW.

#### Findings of Fact:

1. The property location is well suited for C2 zoning and a proposed hospital.
2. The existing Future Land Use map contemplates a mixture of uses and must be amended to conform to the proposed zoning before the subject property can be rezoned to C2.
3. Hospitals require a Conditional Use Permit to locate and operate in C2 zones.
4. Since efficiency is of utmost importance to providing the best possible hospital services, the building can operate more efficiently as it grows vertically by adding stories and maintaining a compact footprint, as opposed to sprawling out across a large footprint adding more distance between functional areas. Therefore, the height variance is justifiable from a maximum height of sixty feet (60') to an increase of one hundred feet (100') as allowed by the conditional use permit.

#### Conditions:

1. Final building elevations and materials are submitted prior to the issuance of any building permits.
2. An illustrative Landscaping Plan is submitted prior to the issuance of any building permits.
3. A traffic impact analysis is submitted prior to the issuance any building permits.

Alderman Frantsvog moved the City Council pass ordinance no. 5152 on first reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **RESOLUTION NO. 3528- CONDITIONAL USE PERMIT ON TRINITY HEALTH ADDITION, LOT 1 – APPROVED**

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Alderman Frantsvog moved the City Council adopt resolution no. 3528 for a conditional use permit to build a new hospital and for the hospital to exceed the allowable maximum height of 60' to approximately 100' on Trinity Health Addition, Lot 1.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**RESOLUTION NO. 3529- AMEND THE FUTURE LAND USE MAP FROM GENERAL MIXED USE, MEDIUM DENSITY RESIDENTIAL, & LOW DENSITY RESIDENTIAL TO HOSPITAL ON TRINITY HEALTH ADDITION, LOT 1 – APPROVED**

Alderman Frantsvog moved the City Council adopt resolution no. 3529 to amend the Future Land Use Map from General Mixed Use, Medium Density Residential, & Low Density Residential to Hospital on Trinity Health Addition, Lot 1.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**AUTHORIZE A CORRECTION TO THE LEGAL DESCRIPTION IN RESOLUTION NO. 3517 FOR A CONDITIONAL USE PERMIT ON HILLTOP 6TH ADDITION, LOT 2 – APPROVED**

Alderman Frantsvog moved the City Council authorize a correction to the legal description for the Conditional Use Permit for Hilltop 6<sup>th</sup> Addition, Lot 2.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**FINAL PAYMENTS – APPROVED**

Alderman Frantsvog moved the City Council authorize the following final payments:

- a. Astech Corp. in the amount of \$105,039.38 for the 2016 Street Seal District Project (4165)
- b. Wagner Construction, Inc. in the amount of \$51,928.14 for the NE Water Distribution System Improvements (3681)
- c. First Dakota Enterprises in the amount of \$30,408.53 for the 55<sup>th</sup> Crossing Fire Station (CDBG09)
- d. Main Electric in the amount of \$16,286.50 for the 55<sup>th</sup> Crossing Fire Station (CDBG09)
- e. 3D Specialties, Inc. in the amount of \$425.93 for signage at the new Terminal (AIR015)
- f. Wesslen Construction, Inc. in the amount of \$57,373.82 for the 2016 4th St Storm Sewer Rehabilitation (4009)
- g. Northern Plains in the amount of \$7,287.75 for the Dakota Square Pump Station Rehab (4030)
- h. EAPC in the amount of \$1,262.53 for the 55th Crossing Fire Station (CDBG09)

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**ANTI-DISPLACEMENT POLICY – APPROVED**

Alderman Frantsvog moved the City Council approve the City of Minot Anti-Displacement policy, and further authorize the Mayor to sign the policy.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**INVOLUNTARY (HOME) ACQUISITION POLICY – APPROVED**

Alderman Frantsvog moved the City Council approve the City of Minot Involuntary Acquisition Policy, and further authorize the Finance Director to sign the policy.

**November 7, 2016**

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**SURPLUS PROPERTY- 616 3RD STREET NW – APPROVED**

Alderman Frantsvog moved the City Council declare 616 3rd Street NW surplus property; authorize the Finance Director to advertise the property for sale with a minimum bid price of \$32,000; authorize the Finance Director to sell the property if the minimum bid price is met; and further authorize the Mayor to sign the necessary documentation.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**ORDINANCE NO. 5127- AMEND THE 2016 ANNUAL BUDGET- AUDITORIUM LIGHTING (REC025) – FIRST READING – APPROVED**

Alderman Frantsvog moved the City Council place ordinance no. 5127 on first reading to amend the 2016 annual budget to increase the Equipment Capital Revenue and Expenditures and decrease the Auditorium Maintenance Building and Grounds Expenditures for the Auditorium lighting. Motion seconded by Alderman Lehner and carried unanimously.

Alderman Frantsvog moved the City Council pass ordinance no. 5127 on first reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**ORDINANCE NO. 5128- AMEND THE 2016 ANNUAL BUDGET- CHIEF RESILIENCE OFFICER POSITION – FIRST READING – APPROVED**

Alderman Frantsvog moved the City Council place ordinance no. 5128 on first reading to amend the 2016 annual budget to increase the Planning Department salary and benefits and decrease the City Manager salary and benefits for the Chief Resilience Officer position. Motion seconded by Alderman Lehner and carried unanimously.

Alderman Frantsvog moved the City Council pass ordinance no. 5128 on first reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**ORDINANCE NO. 5129- AMEND THE 2016 ANNUAL BUDGET- FLAIL MOWER (STR043) – FIRST READING – APPROVED**

Alderman Frantsvog moved the City Council place ordinance no. 5129 on first reading to amend the 2016 annual budget to increase the Equipment Capital Revenue and Expenditures and decrease the Contract Mowing Expenditures for the Flail Mower. Motion seconded by Alderman Lehner and carried unanimously.

Alderman Frantsvog moved the City Council pass ordinance no. 5129 on first reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**ORDINANCE NO. 5112 – REZONE NW1/4, SECTION 33-155-83; S1/2S1/2SW1/4, S1/2N1/2S1/2SW1/4, & SW1/4SE1/4 LESS N330' & SORENSON'S 4TH ADDITION ALL IN SECTION 28-155-83 – SECOND READING – APPROVED**

Alderman Frantsvog moved the City Council place ordinance no. 5112 on second reading to rezone NW1/4, Section 33-155-83; S1/2S1/2SW1/4, S1/2N1/2S1/2SW1/4, & SW1/4SE1/4 Less N330' & Sorenson's 4<sup>th</sup> Addition all in Section 28-155-83. Motion seconded by Alderman Lehner and carried unanimously.

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Alderman Frantsvog moved the City Council pass ordinance no. 5112 on second reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5117 - AMEND THE 2016 ANNUAL BUDGET- SNOW REMOVAL EQUIPMENT – SECOND READING – APPROVED**

Alderman Frantsvog moved the City Council place ordinance no. 5117 on second reading to amend the 2016 annual budget to increase the Airport’s capital purchases revenues and expenses for the purchase of a snow removal equipment truck with plow attachment. Motion seconded by Alderman Lehner and carried unanimously.

Alderman Frantsvog moved the City Council pass ordinance no. 5117 on second reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5118 - AMEND THE 2016 ANNUAL BUDGET – LED LIGHTING UPGRADE – SECOND READING – APPROVED**

Alderman Frantsvog moved the City Council place ordinance no. 5118 on second reading to amend the 2016 annual budget to increase the Airport’s capital purchases revenues and expenses for the LED light replacement. Motion seconded by Alderman Lehner and carried unanimously.

Alderman Frantsvog moved the City Council pass ordinance no. 5118 on second reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5119 - AMEND THE 2016 ANNUAL BUDGET- OLD TERMINAL DEMOLITION – SECOND READING – APPROVED**

Alderman Frantsvog moved the City Council place ordinance no. 5119 on second reading to amend the 2016 annual budget to increase the Airport professional service contract expenses and federal and state revenue. Motion seconded by Alderman Lehner and carried unanimously.

Alderman Frantsvog moved the City Council pass ordinance no. 5119 on second reading. Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **AWARD OF BID- SANITATION TRUCKS (4238) – APPROVED**

Alderman Frantsvog moved the City Council award the bid for sanitation trucks to Sanitation Products for the 5-year lease option in the amount of \$387,266.00/year.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **NATIONAL DISASTER RESILIENCE GRANT AGREEMENT – APPROVED**

Alderman Frantsvog moved the City Council ratify the Mayor’s signature on the National Disaster Resilience Grant Agreement between the City of Minot and U.S. Department of Housing and Urban Development.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **RESOLUTION NO. 3530- OFFERING TO PURCHASE LAND AND AUTHORIZING USE OF EMINENT DOMAIN AUTHORITY – APPROVED**

**November 7, 2016**

Alderman Frantsvog moved the City Council adopt resolution no. 3530 offering to purchase land and authorizing use of eminent domain.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**ALTERNATE MUNICIPAL JUDGE – TIMOTHY C. WILHELM – APPROVED**

Alderman Frantsvog moved the City Council appoint Mr. Timothy C. Wilhelm as an alternate municipal judge compensated at \$300 per day.

Motion seconded by Alderman Lehner and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**INSTALLATION OF SAFETY FEATURES FOR UTILITY BILLING – FAILED**

Alderman Frantsvog moved the City Council approve the installation of safety features for utility billing. Motion seconded by Alderman Olson.

Alderman Podrygula suggested the item be sent back to the committee to consider alternatives to the proposed glass barrier. He stated there should be additional training for employees in handling difficult situations. He believes a screen conveys the wrong message to the public and could further enflame a problematic situation. He said he would like to keep an open accessible office so the public feels welcome at City Hall.

Alderman Podrygula moved the item be sent back to the Finance Committee for further review. Motion seconded by Alderman Kossan and failed by the following roll call vote: ayes: Hedberg, Kossan, Podrygula, Sipma, Straight. nays: Berg, Frantsvog, Jantzer, Lehner, Olson, Schuler, Withus.

Whereupon a vote was taken on the original motion by Alderman Frantsvog, seconded by Alderman Olson and failed by the following roll call vote: ayes: Frantsvog, Lehner, Olson, Withus. nays: Berg, Hedberg, Jantzer, Kossan, Podrygula, Schuler, Sipma, Straight.

**16TH ST NW FROM 5TH AVE TO 7TH AVE PARKING ORDINANCE RECOMMENDATION – APPROVED**

Alderman Schuler moved the City Council leave in place the existing traffic ordinances and direct staff to continue to monitor traffic volumes on 16th St NW.

Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**AUTHORIZATION TO SIGN CONSTRUCTION EASEMENTS- BROADWAY VIADUCT REPLACEMENT (3979) – APPROVED**

Alderman Schuler moved the City Council grant the City Engineer and Director of Public Works the authority to sign temporary construction easements for City owned property along Broadway Bridge.

Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**LIBRARY RENOVATION ARCHITECT/ENGINEERING FIRM SELECTION (LIB024) – APPROVED**

Alderman Schuler moved the City Council select JLG Architects to perform the architect/engineering services for the Library renovation, authorize the Library Director to negotiate a scope and fee, and authorize the Mayor to sign the contract.

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Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5130- AMEND THE 2016 ANNUAL BUDGET- LIBRARY RENOVATION (LIB024) – FIRST READING – APPROVED**

Alderman Schuler moved the City Council place ordinance no. 5130 on first reading to amend the 2016 annual budget to increase the Library Fund Revenue and Expenditures and decrease the Library Capital Equipment Purchases Revenue and Expenditures. Motion seconded by Alderman Jantzer and carried unanimously.

Alderman Schuler moved the City Council pass ordinance no. 5130 on first reading. Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5131- AMEND THE 2016 ANNUAL BUDGET- INTERNET CRIMES AGAINST CHILDREN EQUIPMENT GRANT (PD0126) – FIRST READING – APPROVED**

Alderman Schuler moved the City Council place ordinance no. 5131 on first reading to amend the 2016 annual budget to increase the criminal investigations budget for internet crimes against children equipment grant. Motion seconded by Alderman Jantzer and carried unanimously.

Alderman Schuler moved the City Council pass ordinance no. 5131 on first reading. Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5113-AMEND THE 2016 ANNUAL BUDGET- BOILER ROOM PUMP (LIB027) – SECOND READING – APPROVED**

Alderman Schuler moved the City Council place ordinance no. 5113 on second reading to amend the 2016 annual budget to increase the Equipment Purchase revenues and expenditures and decrease the Library's Maintenance Buildings and Grounds revenue and expenditures for the purchase of a new boiler room pump. Motion seconded by Alderman Jantzer and carried unanimously.

Alderman Schuler moved the City Council pass ordinance no. 5113 on second reading. Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5114 - AMEND THE 2016 ANNUAL BUDGET- ENGINEERING RESTROOMS (PM0006) – SECOND READING – APPROVED**

Alderman Schuler moved the City Council place ordinance no. 5114 on second reading to amend the 2016 annual budget to increase the Equipment Purchase expenditures and decrease the Property Maintenance department expenditures for the upgrade to Engineering restrooms. Motion seconded by Alderman Jantzer and carried unanimously.

Alderman Schuler moved the City Council pass ordinance no. 5114 on second reading. Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5115- AMEND THE 2016 ANNUAL BUDGET- NEW WORLD ENTERPRISE THIRD PARTY INTERFACE SOFTWARE (FD0050) – SECOND READING – APPROVED**

Alderman Schuler moved the City Council place ordinance no. 5115 on second reading to amend the 2016 annual budget to increase the Fire Equipment Capital expenditures and decrease the General Fund expenditures for the New World Enterprise Third Party Interface Software. Motion seconded by Alderman Jantzer and carried unanimously.

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Alderman Schuler moved the City Council pass ordinance no. 5115 on second reading. Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5116 – AMEND THE 2016 ANNUAL BUDGET- VEHICLE FOR IT DEPARTMENT – SECOND READING – APPROVED**

Alderman Schuler moved the City Council place ordinance no. 5116 on second reading to amend the 2016 annual budget by moving the \$1,900 from IT operation supplies to the capital projects funds for purchase of a vehicle for the IT Department. Motion seconded by Alderman Jantzer and carried unanimously.

Alderman Schuler moved the City Council pass ordinance no. 5116 on second reading. Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ANIMAL PERFORMANCE EVENT PERMITS- BRANDON BEESLEY, APPLICANT – APPROVED**

Alderman Schuler moved the City Council approve the Animal Performance Event permits for events taking place at Nature's Nook Children's Toys and Books, 1700 21st Ave NW, on November 19, 2016 and MSU Campus, 500 University Ave West, on November 29, 2016.

Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **HILLCREST DRIVE RETAINING WALL ENGINEERING CONTRACT AMENDMENT 2 (4088.1) – APPROVED**

Alderman Schuler moved the City Council approve a contract amendment with KLJ on an hourly basis not to exceed the maximum amount of liquidated damages assessed on the Hillcrest Drive Retaining Wall.

Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **APEX CONTRACT AMENDMENT (4010.2) – APPROVED**

Alderman Schuler moved the City Council approve the request to amend the current contract with Apex by \$68,580 for the 8th Street Water and Sewer Improvements project and authorize the Mayor to sign the amendment.

Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **MINOT SWIF DEFICIENCY WORK – ENGINEERING AMENDMENT (3135.2) – APPROVED**

Alderman Schuler moved the City Council approve the engineering amendment with Houston Engineering for the SWIF deficiency work and authorize the Mayor to sign the contract amendment on behalf of the City.

Motion seconded by Alderman Jantzer and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **GAMING SITE EXTENSION – GRAND HOTEL, CANDLE LIGHT ROOM – MSU ALUMNI ASSOCIATION – APPROVED**

Alderman Hedberg moved the City Council authorize gaming site authorization extension of premises from MSU Alumni Association at the Grand Hotel on October 6th and 7th for a special event.

Motion seconded by Alderman Withus and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

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**GAMING SITE EXTENSION – VEGAS MOTEL – MSU ALUMNI ASSOCIATION – APPROVED**

Alderman Hedberg moved the City Council authorize gaming site authorization extension of premises from MSU Alumni Association at the Atrium at the Vegas Motel, December 29, 2016 through January 1, 2017.

Motion seconded by Alderman Withus and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**GAMING SITE EXTENSION – GRAND HOTEL, GRAND BALL ROOM – MSU ALUMNI ASSOCIATION – APPROVED**

Alderman Hedberg moved the City Council authorize gaming site authorization extension of premises from MSU Alumni Association at the Grand Hotel on January 21, 2017 for a special event.

Motion seconded by Alderman Withus and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**GAMING SITE AUTHORIZATION- MINOT HOCKEY BOOSTERS INC. – ROOSTERS NIGHTCLUB – APPROVED**

Alderman Hedberg moved the City Council approve a gaming site authorization for Minot Hockey Boosters to conduct games at Roosters Nightclub, effective November 1, 2016.

Motion seconded by Alderman Withus and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**SPECIALTY RESTAURANT BEER AND WINE LICENSE- CHINA STAR MINOT, INC. DBA CHINA STAR – APPROVED**

Alderman Hedberg moved the City Council approve the request from China Star Minot, Inc. for a Specialty Restaurant Beer and Wine License effective September 1, 2016 through June 30, 2017.

Motion seconded by Alderman Withus and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

**ADMINISTRATIVE APPROVALS – RATIFICATION**

Alderman Hedberg moved the City Council ratify the following administratively approved requests for October 2016:

- a. The Pour Farm for an event permit on September 24, 2016 at Harley Davidson (515 20<sup>th</sup> Ave SE)
- b. The Landing Bar, Grill and Bottleshop for an event permit on October 1, 2016 at Moose Park (400 9<sup>th</sup> St SW)
- c. Lisa Hiller to conduct a raffle for the benefit of Nicole Ennis Medical Expenses at Dae Udder Place (1015 South Broadway Ste. 18B)
- d. Sons of Norway to conduct a raffle on December 19, 2016 in Minot
- e. Heather M. Hutchins to conduct a raffle for the benefit of Lisa Ericksmoen medical expenses on October 29, 2016 at Minot State University (500 University Ave W)
- f. Nedrose Cardinals Athletic Boosters to conduct bingo, a raffle and sports pool from September 26, 2016 through May 31, 2017 at Nedrose High School (5705 15<sup>th</sup> Ave SE)
- g. North Dakota Guaranty Relay for Life to conduct a calendar raffle at 1835 16<sup>th</sup> St SW
- h. The Starving Rooster for an event permit on October 15, 2016 at 1<sup>st</sup> Ave N and 1<sup>st</sup> St N
- i. Little Flower Church to conduct a raffle on November 20, 2016 at 800 University Ave W
- j. The Pour Farm for an event permit on October 10, 2016 at Swanston Equipment (3915 Burdick Expressway E)
- k. Sevens Bar and Restaurant for an event permit on October 29, 2016 at Central Parking Ramp
- l. Minot Area Homeless Coalition, Inc. to conduct a raffle November 10, 2016 at the Grand Hotel (1505 N Broadway)
- m. Minot Y's Men Club to conduct a calendar raffle during 2017 at the YMCA (3515 16<sup>th</sup> St SW)
- n. First Lutheran Church to conduct a raffle on November 5, 2016 at First Lutheran Church

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- o. Minot State University Native American Club to conduct bingo and raffles from October 6, 2016 through April 29, 2017 at Minot State University (500 University Ave W)
- p. Nature's Nook Children's Toys and Books to conduct a raffle November 19, 2016 at 1700 21<sup>st</sup> Ave NW Ste. B)
- q. The Bread Box Bakery & Patisserie to conduct a raffle October 15, 2016 at 400 E Central Ave Ste. 103
- r. Minot Prairie Quilters to conduct a raffle from March 24, 2017 through December 7, 2017 at the Grand Hotel & Vincent Methodist Church (1505 N Broadway & 1024 2<sup>nd</sup> St SE)
- s. Sports On Tap for an event permit to use the lower level of Sports On Tap for an event (220 South Broadway )
- t. ND Chapters of Delta Waterfowl, Inc. to conduct a raffle at The Grand Hotel (1505 N. Broadway)

Motion seconded by Alderman Withus and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5120 – CHAPTER 5 ARTICLE II SECTION 5-21 – SECOND READING – APPROVED**

Alderman Hedberg moved the City Council place ordinance no. 5120 on second reading amending Chapter 5 (Alcoholic Beverages), Article II (Licenses), Section 5-21 (Premises Ineligible for License), of the City of Minot Code of Ordinances to remove Section 5-21 (b) and (c) regarding premises at gasoline filling stations. Motion seconded by Alderman Withus and carried unanimously.

Alderman Hedberg moved the City Council pass ordinance no. 5120 on second reading. Motion seconded by Alderman Withus and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5121 – CHAPTER 5, ARTICLE I, SECTION 5-6 – SECOND READING – APPROVED**

Alderman Hedberg moved the City Council place ordinance no. 5121 on second reading amending Chapter 5 (Alcoholic Beverages), Article I (In General), Section 5-6 (Persons Under Twenty-One Not To Enter Upon Licensed Premises; Exceptions), of the City of Minot Code of Ordinances regarding bowling centers. Motion seconded by Alderman Withus and carried unanimously.

Alderman Hedberg moved the City Council pass ordinance no. 5121 on second reading. Motion seconded by Alderman Withus and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **ORDINANCE NO. 5132- REPEALING AND REENACTING SECTIONS 2-126, 2-157, 4-16, 5-25, 5-32, 9-135, 18-193, 18-196, AND 18-197 OF THE CITY OF MINOT CODE OF ORDINANCES – FIRST READING – APPROVED**

Alderman Jantzer moved the City Council place ordinance no. 5132 on first reading repealing and reenacting Sections 2-126, 2-157, 4-16, 5-25, 5-32, 9-135, 18-193, 18-196, and 18-197 of the City of Minot Code of Ordinances. Motion seconded by Alderman Hedberg and carried unanimously.

Alderman Jantzer moved the City Council pass ordinance no. 5132 on first reading. Motion seconded by Alderman Hedberg and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

### **RESOLUTION NO. 3531- CALLING AND SCHEDULING A SPECIAL ELECTION FOR JUNE 13, 2017 TO ELECT SIX AT-LARGE ALDERMEN, OUTLINING THE ELECTION SCHEDULE FOR THE SPECIAL ELECTION, AND AUTHORIZING FURTHER THE POLLING PLACE AND HOURS IN WHICH THE POLLS SHALL REMAIN OPEN – APPROVED**

Alderman Jantzer moved the City Council adopt resolution no. 3531 calling and scheduling a special election for June 13, 2017 to elect six at-large aldermen, outlining the election schedule for the special election, and authorizing further the polling place and hours in which the polls shall remain open.

Motion seconded by Alderman Hedberg and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Podrygula, Schuler, Sipma, Straight, Withus; nays: none.

November 7, 2016

**ORDINANCE NO. 5133- REPEALING AND REENACTING CHAPTER 2 (ADMINISTRATION), ARTICLE II (CITY COUNCIL), DIVISION 1 (GENERALLY), SECTIONS 2-16 THROUGH 2-24, REPEALING AND REENACTING CHAPTER 2 (ADMINISTRATION), ARTICLE III (CITY OFFICERS), DIVISION 10, AND REPEALING AND REENACTING CHAPTER 11 ½ (ELECTIONS) OF THE CITY OF MINOT CODE OF ORDINANCES – FIRST READING – APPROVED**

Alderman Jantzer moved the City Council place ordinance no. 5133 repealing and reenacting Chapter 2 (Administration), Article II (City Council), Division 1 (Generally), Sections 2-16 through 2-24, repealing and reenacting Chapter 2 (Administration), Article III (City Officers), Division 10, and repealing and reenacting Chapter 11 ½ (Elections) of the City of Minot Code of Ordinances. Motion seconded by Alderman Hedberg and carried unanimously.

Alderman Jantzer moved the City Council pass ordinance no. 5133 on first reading. Motion seconded by Alderman Hedberg.

Mayor Barney said, in his opinion, the compensation increase is not warranted. He explained, if money is the motivation to run for Council then the candidate is not worth it.

Alderman Sipma moved the City Council amend the proposed ordinance to replace the increase in compensation with the current salary structure. Motion seconded by Alderman Frantsvog and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Schuler, Sipma, Straight, Withus; nays: Podrygula.

Whereupon a vote was taken on the original motion by Alderman Jantzer seconded by Alderman Hedberg, as amended and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Schuler, Sipma, Straight, Withus; nays: Podrygula.

**RESOLUTION NO. 3532- ESTABLISHING DATES, PROCEDURE, AND ORDER OF BUSINESS FOR COMMITTEE OF THE WHOLE MEETINGS OF THE CITY COUNCIL – APPROVED**

Alderman Jantzer moved the City Council adopt resolution no. 3532 establishing dates, procedure, and order of business for Committee of the Whole meetings of the City Council. Motion seconded by Alderman Straight.

Alderman Podrygula stated, the resolution is a good start but it is not enough of an improvement. He said, he would like to see time allotted in the Committee of the Whole agenda for personal appearances, or specifically invite public input. He said, the resolution still restricts open discussion. He listed other issues which he wants to discuss further such as, Mayor Appointments, participation of Council members during an absence, and the ability to add items to an agenda.

Alderman Lehner stated, there is intended to be some flexibility during the transition for the new Council to establish new rules as they see fit.

Whereupon a vote was taken on the motion by Alderman Jantzer, seconded by Alderman Straight and carried by the following roll call vote: ayes: Berg, Frantsvog, Hedberg, Jantzer, Kossan, Lehner, Olson, Schuler, Sipma, Straight, Withus; nays: Podrygula.

**OTHER BUISNESS**

Natasha Coats of 617 1<sup>st</sup> Ave NW came before the council to discuss the possibility of creating new parks on the empty lots behind the Minot Public Library. Cindy Hemphill said the land from demolished properties will be used for the first three phases of the flood control project but there is potential for them to be used as greenspace after the project is completed. Ms. Coats asked about the location of the former Lincoln School, to which Ms. Hemphill responded by saying, the City began negotiations last week to purchase the property.

Alderman Sipma pointed out, if she is interested in a nearby park, they could visit Riverside Park, since he knows it is often forgotten and unattended.

**ADJOURNMENT**

**November 7, 2016**

There being no further business, Alderman Lehner moved the City Council meeting be adjourned. Motion seconded by Alderman Withus and carried unanimously. Meeting adjourned at 7:11 pm.

ATTEST: \_\_\_\_\_  
Kelly Matalka, City Clerk

APPROVED: \_\_\_\_\_  
Chuck Barney, Mayor