

City Council Meeting
February 1, 2010

The City Council met in regular session at 5:00 PM at City Hall with the following members present: Council: Brandriet, Forward, Kuipers, and Sitzler. Mayor Opp, Rosendahl and Harris were absent. Visitors present: Mike Sandy, Larry Engel, Bernie Vculek, Bill Geffre, Monty Zimmer, Dawn Osborn, and Dale McHarry. Employees present: Gary Neuharth, Ralph Packulak, Rod Rodningen, Lee Bredeson, Marke Roberts, Zasha Johnson, and April Haring.

New Business:

Sales Tax Request, Oakes Parks & Recreation, first reading of sales tax request for \$2,500 for new playground equipment at Eagle Scout Park.

Sales Tax Request, Oakes Basketball Boosters, first reading of sales tax request for \$1,500 for improvements to Quam Court.

Sales Tax Request, Oakes Chamber of Commerce, Kuipers moved, Forward second to approve second reading of sales tax request of \$2,500 for Irrigation Days, carried.

Minutes: Forward moved, Brandriet second to approve minutes, carried.

Court & Auditor Reports: Brandriet moved, Forward second to approve all other reports as presented, carried.

Building Permits:

Forward moved, Kuipers second to approve building permits as listed, carried:

1. Hwy. 1 Fuel & Service, Lot 1 Visto's, temporary building structure.
2. Praska's Hardware Hank, Lots 19-21 & S 20' Lot 22 & Blvd adj to Lot 19 Block 10 OP, building renovations.
3. John Bakke, Lot 7 Block 2 Vculek's 1st Addition, new home.

Bills: Forward moved, Kuipers second to approve bills as listed, roll call approved:

AFLAC	442.26	Alltel	225.18
Alltel	212.53	Capital Bank & Trust	50.00
American Welding Supplies	7.75	April Haring	1349.94
Flex	249.87	Dakota Valley Electric	283.00
Farmland Coop	4844.23	FCCU	37.50
Mertz Lumber	29.88	Moore Engineering	4807.53
Napa	515.48	NDPERS- Deferred Comp	50.00
NDPERS- Group Insurance	10532.53	ND One Call, Inc	5.20
Travelers	3891.00	Waste Management- Roll Offs	1514.94
Waste Management- Recycle	2247.40	Alltel	83.97
Alltel	198.73	Capital Bank & Trust	50.00
FCCU	37.50	NDPERS- Deferred Comp	50.00
Primevest Financial	100.00	Bank of ND	30,810.00
Bank of ND	3400.84	Barnes & Noble Inc	40.72
Brokers National Life	618.30	Buhl's	50.68
Circle R	349.92	Computer Express	356.50
Crete Grain	315.00	Dakota Valley Electric	2592.60
Dickey County Sheriff	75.00	DRN	758.97
Dr. Mary Ellen Erickson	27.45	Gary Neuharth	525.00

Hawkins, Inc.	4067.62	Hwy 1 Fuel & Service	1248.64
Karen Sund	30.00	Kustom Machine	195.00
Lau Motors	92.45	Midwest Pest Control	105.00
ND Public Health Lab	32.00	ND Sewage Pump Lift Station	800.00
ND State Radio Comm	110.88	NDPERS-Group Insurance	10,083.19
NDPERS- Part Time	48.89	NDPERS- Retirement	3249.44
Newman Signs	175.95	ND Chiefs Association	30.00
Novak Electric	1700.00	Oakes Area Chamber of Com	70.00
Oakes Drug	4.26	Oakes Enhancement	7920.74
Oakes Food Center	78.26	Oakes Times	391.45
Oakes True Value	122.18	Oakes Vet Service	30.00
Ottertail Power Company	6653.74	Prairie Printing & Design	107.85
Quill	129.12	Ralph Packulak	190.00
RDO Equipment	108.90	Rod's Cleaning	380.00
S&S Tree Service	125.00	Sanitation Products	178.75
Seyer Plumbing & Heating	90.00	Simek Refrigeration	115.00
State Fire & Tornado	36.62	Sweets & Stories	217.20
Visa	415.15	Salaries	31,121.49

Visitors:

Moore Engineering reported construction on Phase 1 of the Water and Sewer Main project is expected to resume in early April and is expected to be completed by September 15, 2010. An informational meeting was held with Main Ave. business owners to discuss construction. Many business owners supported diagonal parking on Main Ave. Further discussion of the sidewalk/streetlight project is needed. A majority of the Rural Development application for Phase 2 of the project has been submitted. After all items are submitted it will take approximately one month to receive an official response from Rural Development. Bids and awarding of bids could take place as early as April, 2010. Forward moved, Brandriet second to approve payment of Moore Engineering invoice 17395, \$3342.50, carried.

2010-01 Phase 2:

Forward moved, Brandriet second to introduce and approve RESOLUTION CREATING AN IMPROVEMENT DISTRICT – WATER AND SEWER IMPROVEMENT DISTRICT #2010-1, PHASE 2, roll call approved.

Kuipers moved, Forward second to introduce and approve RESOLUTION TO APPROVE ENGINEERING AGREEMENT- MOORE ENGINEERING, roll call approved.

Forward moved, Kuipers second to introduce and approve RESOLUTION TO APPROVE LEGAL SERVICES AGREEMENT – NEUHARTH LAW OFFICE, roll call approved.

Kuipers moved, Forward second to introduce and approve RESOLUTION TO APPROVE BOND COUNSEL LEGAL SERVICES AGREEMENT – JOHN SHOCKLEY, roll call approved.

Forward moved, Kuipers second to introduce and approve RESOLUTION DIRECTING ENGINEER TO PREPARE REPORT, roll call approved.

Forward moved, Brandriet second to introduce and approve RESOLUTION TO APPROVE ENGINEER REPORT, roll call approved.

Kuipers moved, Brandriet second to introduce and approve RESOLUTION TO AUTHORIZE EXECUTION OF LOAN/GRANT DOCUMENTS, roll call approved.

Kuipers moved, Brandriet second to introduce and approve RESOLUTION TO DIRECT PREPARTION OF PLANS & SPECS, roll call approved.

Forward moved, Kuipers second to introduce and approve RESOLUTION TO APPROVE PLANS & SPECS, roll call approved.

Committee Reports:

Fire, Fire Department Death and Dismemberment policy paid, still in talks with insurance company to combine Fire and Ambulance policies. **Streets & Alleys**, Kuipers moved, Brandriet second to introduce and approve RESOLUTION TO NAME DAKOTA AVENUE, roll call Kuipers-yes, Forward-yes, Brandriet-yes, Sitzler-yes, carried. **Airport**, Forward moved, Brandriet second to approve payment to Heritage Insurance, \$1424.00, for Liability Insurance, carried. **Trees & Parks**, ND Forestry tree grant application was denied until schedule for Highway 1 construction is set, will apply again next year.

New Business:

Armory Rates & Update, City has been in talks with Ottetail Power Company in how it could improve the energy efficiency of the heating system. A quote for installing thermal storage heaters came in at \$155,000. A \$100,000 grant has been applied for leaving \$55,000 to pay if grant is awarded. There is a 7 year pay back schedule based on the fuel savings.

Brandriet moved, Kuipers second to approve Armory rental rate changes, carried.

Unfinished Business:

Dangerous Building, 411 Main Avenue, Bill Geffre stated he spoke with an engineer who did not believe his building needed to be demolished, but proof of such a statement was not provided. Since a consensus of what to do with the building was not reached, Mr. Geffre has until February 22, 2010 to decide if he will demolish the building or if he would like a formal hearing to be held. Such a hearing would involve the city council hearing the testimony of the city's building inspector, Mark Housh of Moore Engineering and Mr. Geffre's engineer if he so wishes to bring one.

Visitors: Dale McHarry requested the city provide a responsibility waiver for him to provide to businesses when he requests permission to collect solid waste from their garbage containers. The City will not provide such a waiver; it will be up to Mr. McHarry to obtain one through other means.

Announcements & Correspondence:

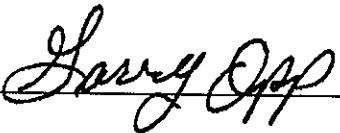
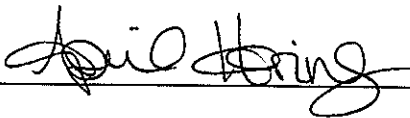
North Dakota Pipeline Association, information provided about dates and locations of meetings around the state. If any members wish to attend they can contact City Hall.

Census, informational sheet handed out reminding council members to take part in the census and spread the word to others about the importance of participation.

Animal Abuse Article, Ethel Day brought in a few news articles regarding animal cruelty laws. She wanted to inform the council in the hopes that Oakes may step up and include something about animal cruelty in the ordinances. Gary Neuharth stated that state law would cover any issues that may arise.

Next regular meeting will be Monday, March 1, 2010, at 6:00 PM.

Kuipers moved, Forward second to adjourn meeting at 6:25 PM.

MAYOR  ATTEST 
(minutes subject to correction and approval at the next regular meeting)