

**RUGBY CITY COUNCIL
REGULAR MEETING
MONDAY, OCTOBER 4, 2010 - 7:30 P.M.
COUNCIL CHAMBERS**

Council Members present: Rheault, Jacobson, Hoffert, J. Harmel, Geiszler, Wentz and Lotvedt by speakerphone. Also present were Mayor Cichos, City Attorney Hartl, and City Auditor K. Harmel. Absent was Council Member Bednarz.

Mayor Cichos called the meeting to order at 7:30pm. Council members recited the Pledge of Allegiance. Roll call of council members by Mayor Cichos.

There were no additions to the agenda.

Motion by Hoffert to approve the minutes of the September 7 & 15, 2010 meetings. Second by Wentz; all voting yes, motion carried.

Motion by Hoffert to approve the Municipal Judge's report for September 2010. Second by Geiszler; all voting yes, motion carried.

Brenda Foster, JDA Executive Director, reported on the Iberdrola Wind Farm Dedication to be held at the Pierce County Fairgrounds on October 12. She also reported that the ND State Dept. of Commerce will be in Rugby at the Cornerstone Café on October 7, and that the JDA has contracted to have a Housing Needs Assessment done, with a portion of the costs to be covered by a grant.

Motion by Jacobson to approve the financial statements, payment of the bills, including a correction to the Josh Houim bill from \$50.00 to \$850, and the bills paid since the last meeting: 10616 Alltel \$122.70, 10617 Cenex C-Store \$3.79, 10618 Convention & Visitors Bureau \$7,592.24, 10619 Jerome Duchscherer \$150.00, 10620 ND One Call \$16.90, 10621 ND Telephone Co. \$498.16, 10622 Otter Tail \$6,558.21, 10623 POST Board \$75.00, 10624 Rugby Job Authority \$20,980.65, 10625 Sally Faine \$250.00, 10626 Felice Anderson \$200.00, 10627 Merchants Bank \$26,997.01, 10628 Postmaster \$276.19, 10629 Roberta Boser \$400.00, 10630 Rugby Sanitation \$19,015.28, 10631 Scarlet Olsen \$250.00, Total Regular Bills Paid \$83,386.13; 10632-10663 Payroll Checks for Sept. \$42,838.79, Soc. Sec. \$6,725.98, Medicare Taxes \$1,572.98, Payroll Taxes \$4,368.66, Electronic Total \$12,667.62; 10664 AFLAC \$375.68, 10665 NDPERS \$8,532.78, 10666 NDPERS \$620.00, 10667 NDPERS \$3,409.19, 10668 State Tax Commissioner \$2,226.91 Total Bills For Payroll \$70,670.97; Grand Total All Bills Paid Since Last Meeting \$154,057.10. Bills to be approved: 10669 A & C Tire & Truck Repair \$195.75, 10670 Advanced Engineering \$1,470.00, 10671 Aqua-Pure \$510.00, 10672 Bartsch Electric \$4,900.00, 10673 Bechtold Paving \$177.78, 10674 Bob's Photo \$873.05, 10675 Comfort Inn \$71.00, 10676 Cow Country Supply \$3,158.80, 10677 CRA Payment Center \$67.77, 10678 Deplazes Redi-Mix \$413.00, 10679 Environmental Equip. & Service \$420.13, 10680 Ethanol Products \$1,455.89, 10681 Expressway Inn \$145.90, 10682 Fargo Water Equipment \$95.55, 10683 Farmers Union \$906.48, 10684 G & P Commercial Sales \$94.87, 10685 Galls \$78.97, 10686 Glenko Enterprises \$1,676.48, 10687 H.E. Everson \$179.07, 10688 HACTC \$1,125.00, 10689 Hawkins \$2,253.83, 10690 Heart of America Med. Center \$207.26, 10691 Hy-Z Wireless \$610.96, 10692 Janitor Supply Co. \$32.60, 10693 Johnson's Plumbing \$195.00, 10694 Josh Houim \$850.00, 10695 Karla Harmel \$150.00, 10696 Luis V. Coca, Jr. \$209.45, 10697 M.J. McGuire Co. \$218.97, 10698 Maintenance Engineering \$126.96, 10699 ND Sewage Pump Lift Station \$3,750.00, 10700 ND Water & Pollution Conf.

\$366.00, 10701 Northern Plains Electric \$1,982.31, 10702 Otter Tail \$26.09, 10703 Pamida \$41.61, 10704 Petty Cash \$72.62, 10705 Pierce County Auditor \$2,208.33, 10706 Pierce County Tribune \$54.51, 10707 Pioneer Mutual Life Ins. \$252.00, 10708 Postmaster \$193.60, 10709 Power Plan \$507.15, 10710 Quill \$47.88, 10711 Ragan Communications \$139.00, 10712 Rugby Hardware Hank \$602.15, 10713 Rugby Lumber \$49.64, 10714 Rugby Sanitation \$127.00, 10715 Rugby Service Center \$15.00, 10716 Rugby Veterinary \$157.00, 10717 Rugby's Computer Guy \$300.00, 10718 Schneider Custom Hauling \$3,080.00, 10719 Scott Bommersbach \$60.00, 10720 Share Corporation \$62.00, 10721 SRT \$28.88, 10722 Staples \$49.56, 10723 State Tax Commissioner \$519.81, 10724 Streicher's \$269.94, Sub-Total Bills Submitted For Approval \$37,832.60; 11/1/10 Wells Fargo Bank \$98,733.75, Total Bills Submitted For Approval \$136,566.35. Second by Hoffert; roll call vote: all voting yes, motion carried.

The 2011 Final Budget Summary was reviewed. Motion by Jacobson to approve the 2011 Budget as presented. Second by Geiszler; roll call vote: all voting yes, motion carried.

Lance Johnson, Johnson Plumbing, provided information and pictures on cast iron plumbing leaks at the Armory. Discussion was held on the possible extent of the plumbing leaks, leaks that may be occurring within the concrete walls, and safety issues with sewer gas. Motion by Hoffert to authorize up to \$2,500.00 for Johnson's Plumbing to inspect and repair exposed pipes. Second by Wentz; roll call vote: all voting yes, motion carried.

The Council reviewed equipment breakdown insurance coverage with Hartford Steam Boiler, now offered by ND State Fire and Tornado. Motion by Geiszler to purchase the coverage immediately. Second by Rheault; roll call vote: all voting yes, motion carried.

The Council reviewed information on different types of chlorine that can be used at the Rugby Swimming Pool. The pool currently uses liquid chlorine and gas chlorine would be a less expensive alternative, although a separate building would need to be built to house the cylinders. Motion by J. Harmel to approve switching to gas chlorine at the swimming pool. Second by Rheault; roll call vote: all voting yes, motion carried.

Discussion was held on the Home Rule repeal petition. City Auditor K. Harmel and City Attorney Hartl reported that based on information contained in Attorney General Opinion and Advisory letters, the sales tax would be abolished without Home Rule Charter. Repealing the Home Rule Charter would not change the powers given to the council.

City Attorney Hartl reviewed a special event application and two raffle applications and recommended approval. Motion by Jacobson to approve applications for a special event permit for Jester's Lounge at the Armory on Oct 28 - 31, a raffle permit for ND National Guard at the Armory on June 15, 2011, and a raffle permit application for Northern Lights Shootout at Hardware Hank on Dec. 18, 2010. Second by Wentz; all voting yes, motion carried.

Committee Reports: Buildings/Property - met and discussed a new fire station, and recommended approval of an RFP for Architects. Motion by Rheault to approve a Request for Proposals from Architects for a new fire station. Second by J. Harmel; roll call vote: all voting yes, motion carried. Finance - no report. Ordinances/Rec - no report. Personnel - no report. Public Safety - Police Dept. was awarded a \$9,000.00 grant for seatbelt enforcement, impaired driving, and an in car video. The dept. will also be reviewing yield/stop/speed signs for visibility, reflectivity and conformance. Water/Streets/Sewer -

met with Rod Rock, Integrated Process Solutions, to review the water plant computer hardware and software systems on Sept. 9, and met with Gene Jordan, Fargo Water Equipment, on new water meters, and Audrey Boe Olsen, ND Rural Water Systems ARRA Circuit Rider, on potential financing for new water meters. Also made some changes regarding animal control responsibilities, and installed new curb and gutter on 3rd Ave SE, and a valley gutter at the intersection of 6th Ave SE & 3rd St SE. Discussion was held on street maintenance.

Correspondence Received, Special Meetings and Reminders: Fire Prevention Week - Oct. 3- 9; Meeting with ND Dept. of Commerce at Cornerstone Café - Thursday, October 7 at 8am; Planning & Zoning Commission Meeting - Monday, October 11 at 7:30pm; Iberdrola Wind Tower Dedication at Fairgrounds - Tuesday, October 12 at Pierce County Fairgrounds; Ordinance/Recreation Committee Meeting - Wednesday, October 20 at 4pm; Public Safety Committee Meeting - Thursday, October 28 at 8am. The Council also reviewed the following: Fire Dept. letter, Pierce County Budget Hearing notice- Oct. 5, Pierce County Minimum Sales Price notice- Oct. 5, and an upcoming ND League of Cities Seminar notice.

There being no further business to transact or to come before the Council at this time, Mayor Cichos adjourned the meeting at 8:35pm.



Karla Harmel, City Auditor

10/8/10

Date Submitted