

**RUGBY CITY COUNCIL
REGULAR MEETING
MONDAY, DECEMBER 6, 2010 - 7:30 P.M.
COUNCIL CHAMBERS**

Council Members present: Rheault, Lotvedt, Jacobson, Bednarz, Hoffert, J. Harmel, Geiszler, and Wentz. Also present were Mayor Cichos, City Attorney Hartl, and Deputy Auditor Johnson.

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 amendments, additions or deletions to the agenda.

Motion by Hoffert to approve the minutes of the November 1, 2010 meetings. Second by Geiszler, all voting yes, motion carried.

Motion by Wentz to approve the financial statements, payment of the bills, and the bills paid since the last meeting: 10816 ND Post Board \$110.00, 10817 Alltel \$121.85, 10818 B & M Laundry \$25.92, 10819 Convention & Visitors Bureau \$6,443.31, 10820 Elaine Kakela \$250.00, 10821 Farmers Union \$4,553.25, 10822 HACTC \$8,815.00, 10823 Hi-Way Tesoro \$1,245.54, 10824 ND One Call Concepts \$28.60, 10825 ND Public Health Lab \$48.00, 10826 ND Telephone \$492.16, 10827 Otter Tail \$6,608.96, 10828 Rugby Job Authority \$16,416.52, 10829 Shantel Skorick \$200.00, 10830 Staples \$69.23, 10831 Postmaster \$263.17, 10832 Rugby Sanitation \$17,851.12, Total Regular Bills Paid \$63,432.63, 10833-10855 Payroll Checks \$38,086.06, Soc. Sec \$6,142.58, Medicare Taxes \$1,436.60, Payroll Taxes \$4,619.72, Electronic Total \$12,198.90, 10856 AFLAC \$466.58, 10857 NDPERS \$8,532.78, 10858 NDPERS \$620.00, 10859 NDPERS \$3,726.72, Total Bills For Payroll \$63,631.04, Grand Total All Bills Paid Since Last Meeting: \$127,063.67. Bills to be approved: 10860 A & C Tire & Truck Repair \$95.05, 10861 A & E Auto \$92.99, 10862 B & M Laundry \$149.04, 10863 Bechtold Paving \$632.45, 10864 Black Mountain Software \$1,636.00, 10865 Bobcat of Devils Lake \$126.76, 10866 Brad Radomski \$100.00, 10867 Brady, Martz & Associates \$8,877.48, 10868 Cole Papers \$496.00, 10869 Ethanol Products \$1,178.60, 10870 Experience Works \$400.00, 10871 Gary Laughridge \$133.00, 10872 Glenko Enterprises \$1,640.21, 10873 Graymont Western Canada \$4,232.80, 10874 H.E. Everson \$181.43, 10875 HACTC \$9,632.47, 10876 Harper Oil \$614.35, 10877 Hawkins \$528.25, 10878 Heart of America Med. Center \$205.74, 10879 Hi-Way Tesoro \$1,542.87, 10880 J.P. Cooke Co. \$60.13, 10881 Janitor Supply Co. \$82.30, 10882 Lotvedt Lumber \$60.00, 10883 M.J. McGuire Co. \$66.83, 10884 MARC \$807.15, 10885 Mark Underhill \$325.00, 10886 ND POST Board \$45.00, 10887 ND Public Health Lab. \$48.00, 10888 ND Water Users Assoc. \$300.00, 10889 Newman Signs \$185.73, 10890 Northern Plains \$1,481.60, 10891 Pamida \$41.29, 10892 Petty Cash \$157.06, 10893 Pierce County Auditor \$2,208.33, 10894 Pierce County Tribune \$470.58, 10895 Pioneer Mutual Life Ins. Co. \$236.25, 10896 Precision Autobody \$203.90, 10897 Public Safety Equipment Co. \$3,668.00, 10898 Q Business Source \$86.43, 10899 Rugby Eagles \$75.00, 10900 Rugby Hardware Hank \$260.31, 10901 Rugby Park District \$16,058.58, 10902 Rugby Sanitation \$127.00, 10903 Rugby Veterinary Service \$65.50, 10904 Schneider Aerial \$287.50, 10905 Sharon Peterschick \$155.50, 10906 SRT Communications \$28.84, 10907 Streicher's \$1,475.78, 10908 Team Laboratory Chem Corp. \$120.75, 10909 The Attic \$252.00, 10910 The Computer Store \$103.99, 10911 Troy Munyer \$100.00, 10912 Vaaler Insurance \$331.00, Total Bills Submitted For Approval \$68,093.34. Second by Geiszler, roll call vote: all voting yes, motion carried.

Motion by Jacobson to approve the Municipal Judge's report for November 2010. Second by Wentz, all voting yes, motion carried.

There were no JDA Minutes or Financial Statements to review.

The public hearing on Farmers Union Elevator's Zoning Application was held for Lots 1 - 7, Block 1, Sikes Northside Addn. The current zoning is Multi-family residential (R2), and they are requesting it to be changed to Light Industrial (L1) to build new storage tanks/grain handling facility. No written protests were received by city hall. Tim McKay, representing the elevator board, presented three drawings showing first, the current map, second, Plan A map with zoning changes and third, Plan B map with no changes to the current zoning. Motion by Lotvedt to approve the 1st reading of the zone change request Plan A without a recommendation that the area be paved. Second by Geiszler, all voting yes, motion carried.

JDA Executive Director, Brenda Foster, reviewed the JDA 2009 Audit Compilation completed by A.H. Steinke and Co. and the proposed 2011 JDA Budget with the council. After some discussion, a motion was made by Hoffert to accept the Audit Compilation. Second by Lotvedt, all voting yes, motion carried. A motion was made by Wentz to accept the proposed 2011 JDA Budget. Second by Lotvedt, all voting yes, motion carried.

In compliance with NDCC, Section 40-13-05, a motion was made by Hoffert that Councilman, Neil Lotvedt be approved to be involved with all aspects of the planning, preparation and negotiations, including architect and engineer selection and related council or city decisions, relating to the building of a new fire hall, despite the fact that in the future, Councilman Lotvedt, who is a contractor, may submit a bid for furnishing supplies or labor for the construction of said fire hall. Second by Geiszler, roll call vote, all voting yes, except for Lotvedt, who abstained, motion carried.

There was no other business, nor new business.

City Attorney Hartl reviewed raffle permits submitted by Barton Sportsman Club, Dollars for Scholars, Bethany Lutheran Church and Rugby Panther Boosters and recommended approval. Motion by Jacobson to approve the raffle requests. Second by Lotvedt, all voting yes, motion carried.

City Attorney Hartl reviewed the following liquor and beer licenses submitted for 2011: Class A license, "on-sale only" beer and liquor to the American Legion Club; Class B license, "off-sale only" to Gryphon Limited (dba Gryphon Liquors); Class C license, "on and off sale" beer and liquor to Jester's Lounge LLC, Lee's Bar, and Cormet, Inc. (dba Crooks Lounge), Third Street Station; and Class E license, "on sale only" beer to Hart Management, (dba Pizza Hut), and the Coffee Cottage. Motion by Lotvedt to approve the licenses. Second by Hoffert, all voting yes, motion carried.

Committee Reports: **Buildings/Property** – Chairman Bednarz gave a synopsis of the 12/02/10 committee meeting and made a motion to retain Icon Architects from Grand Forks for the building of a proposed fire station. Second by Lotvedt, all voting yes, motion carried. Bednarz then reviewed the proposal from Associated Pool Builders, Inc. for \$38,880. 00 for a new filtration system for the swimming pool and made a motion to accept the proposal.

using a granular chlorine system, instead of a gas chlorine system, with alternate #1, which is a \$3,300.00 deduction for demolition. Second by Rheault. Discussion followed with Wentz reviewing a letter from Hawkins, Inc. regarding the pros and cons of gas chlorine as opposed to liquid chlorine. Motion by Hoffert to table a decision until the committee does more research. Second by Lotvedt, all voting yes, motion carried. Jacobson would like the committee to look at what needs to be done to update the armory, as that building is an asset to the community and well used. **Finance** – Jacobson explained to the council that the committee was reviewing three property tax incentives and exemptions that the City may want to adopt in the near future. Will hold a special meeting on Dec. 13 at 4pm. **Ordinances/Rec** – No report, however Mayor Cichos challenged the committee to look into an outdoor skating rink for next winter. **Personnel** - Chairman Cichos detailed the proposed changes to vacation and sick leave benefits for city employees as recommended by the committee. Motion by Geiszler to accept the changes as recommended. Second by Hoffert. Discussion followed. Roll call vote: all yes with the exception of Jacobson who voted no, motion carried. **Public Safety** – No meeting in Nov. Public notice released regarding vehicles left on streets after a snowfall. Next meeting Dec. 30 at 8:30am. **Water/Streets/Sewer** – Meeting Dec. 14 at 3pm to discuss water meter information and plans for upgrading the water plant computer hardware and software.

Correspondence Received, Special Meetings and Reminders: City Christmas party at Eagles on Dec. 10 at 6:30pm, Special Finance Committee Meeting on Dec. 13 at 4pm, Planning Commission Meeting on Dec. 13 at 7:30pm, Special Water/Sewer/Street Committee Meeting on Dec. 14 at 3pm, NDLC Learning to Lead Workshop in Lakota on Dec. 16, City offices closed on Dec. 24 & 31, Public Safety Committee Meeting on Dec. 30 at 8:30am

There being no further business to transact or to come before the Council at this time, Mayor Cichos adjourned the meeting at 8:50pm.



Phyllis Johnson, Deputy Auditor



Date Submitted

David C. Cichos, Mayor

Date Approved