

**RUGBY CITY COUNCIL
REGULAR MEETING
WEDNESDAY, JULY 6, 2011 - 7:30 P.M.
COUNCIL CHAMBERS**

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

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 Wentz to approve the minutes of the June 6 and June 21, 2011 meetings. Second by Bednarz, all voting yes, motion carried.

Motion by Hoffert to approve the financial statements, payment of the bills, and the bills paid since the last meeting, subject to a review of the parts for meters and to reissue a check for Integrated Process Solutions in the amount of \$31,535.82. **Bills Paid Since Last Meeting:** 11489 Alltel \$52.60, 11490 AT&T \$93.95, 11491 Convention & Visitors Bureau \$6,755.84, 11492 John Deere Financial \$177.64, 11493 Lake Reg. Dist. Health Unit \$100.00, 11494 ND One Call \$52.00, 11495 ND Telephone Co. \$517.47, 11496 NDDOT - Motor Vehicle Division \$11.50, 11497 Otter Tail \$8,150.86, 11498 Rugby Job Authority \$24,408.31, 11499 Staples Credit Plan \$213.46, 11500 Postmaster \$275.77, 11501 Rugby Sanitation \$18,468.82, Total Regular Bills Paid \$59,278.22, 11502-11563 Payroll Checks \$59,818.39, Soc. Sec. \$7,588.22, Medicare Taxes \$2,116.02, Payroll Taxes \$6,021.04, Electronic Total \$15,725.28, 11564 AFLAC \$342.60, 11565 NDPERS \$8,247.36, 11566 NDPERS \$545.00, 11567 NDPERS \$3,895.91, 11568 State Tax Commissioner \$1,771.66, Total Bills For Payroll \$90,346.20, Grand Total All Bills Paid Since Last Meeting \$149,624.42; **Bills to be approved:** 11569 A & E Auto Parts \$44.31, 11570 Adapco \$1,151.50, 11571 Advanced Engineering \$5,681.75, 11572 Aqua-Pure \$1,462.50, 11573 Associated Supply Company \$242.34, 11574 Atco International \$76.00, 11575 B & M Laundry \$112.32, 11576 Bartsch Electric \$1,342.55, 11577 Black Mountain Software \$62.50, 11578 Bobcat of Devils Lake \$474.53, 11579 Brad's Towing \$75.00, 11580 Bremer Bank \$3,045.87, 11581 California Contractors \$130.00, 11582 CRA Payment Center \$495.30, 11583 D & S Motors \$871.29, 11584 Dakota Truck & Farm \$451.94, 11585 Environmental Equip. & Service \$709.99, 11586 Ethanol Products \$1,618.84, 11587 Fargo Water Equipment \$32,113.15, 11588 Flexible Pipe Tool Co. \$13,140.18, 11589 G & P Commercial Sales \$299.00, 11590 Galls \$524.98, 11591 Gerrell's \$26.50, 11592 Graymont Western Canada \$4,347.52, 11593 Greg Boucher \$100.00, 11594 H.E. Everson \$232.13, 11595 Hawkins \$1,495.31, 11596 Heseb Unlimited \$60.50, 11597 Hy-Z Wireless \$92.88, 11598 I Design \$1,684.70, 11599 Icon Architectural Group \$11,531.25, 11600 Johnson's Plumbing \$359.10, 11601 JS Wholesale \$504.58, 11602 KZZJ \$244.00, 11603 Lori Slaubaugh \$25.00, 11604 Lucken's \$2,000.00, 11605 M.J. McGuire \$352.80, 11606 Mark Krogstad \$102.36, 11607 Marlene Hoffman \$45.00, 11608 Miller Net Company \$1,303.00, 11609 ND Dept. of Health \$10.00, 11610 ND League of Cities \$1,534.00, 11611 ND Public Health Lab \$48.00, 11612 Northern Plains Electric \$2,418.66, 11613 Otter Tail \$59.99, 11614 Pamida \$236.15, 11615 Petty Cash \$16.99, 11616 Pierce County Auditor \$2,208.33, 11617 Pierce County Tribune \$942.41, 11618 Pioneer Mutual Life Ins. \$204.75, 11619 Postmaster \$528.00, 11620 Premier Lube \$34.55, 11621 Quill \$201.43, 11622 Rugby Fire Dept. \$13,812.80, 11623 Rugby Hardware

Hank \$2,932.09, 11624 Rugby Insurance Agency \$358.00, 11625 Rugby Lumber \$18.00, 11626 Rugby Sanitation \$179.00, 11627, SRT \$28.97, 11628 Staples Credit Plan \$106.75, 11629 State Fire & Tornado \$3,309.66, 11630 Streicher's \$100.97, 11631 Team Laboratory \$3,610.00, 11632 The Computer Store \$103.99, 11633 Thrifty White Drug \$10.28, 11634 Total Backflow & Meter Resources \$26,103.00, 11635 Bremer Bank \$2,165.97, Total Bills Submitted For Approval \$149,915.21. Second by Lotvedt, roll call vote: all voting yes, motion carried.

Motion by Geiszler to approve the Municipal Judge's report for June 2011. Second by Hoffert, all voting yes, motion carried.

Roger Grimsley, AE2S, gave an update on the Safe Routes to Schools sidewalk project. The project is progressing well, and is expected to be done by July 15, weather permitting. NDDOT will then review the project after completion. Discussion was held on the sidewalk to be placed adjacent to Hartley Hageness' property. Mr. Hageness would prefer to have the sidewalk moved to the south side of the street, but this would cost an additional \$15,000.00 - \$20,000.00, and would delay the project.

Grimsley also requested the council reconsider the SRTS Grant Amendment #1 Agreement for Professional Services with Advanced Engineering for \$5,000.00. The council had agreed to pay half the bill in the amount of \$2,500.00. The council received detailed information from Grimsley on the additional costs. Motion by Hoffert to pay the additional \$2,500.00 as requested. Second by Bednarz. Roll call vote: all voting yes, with the exception of Lotvedt, who voted nay. Discussion followed on several street issues. Hoffert called for a point of order, ceasing discussion.

City Auditor K. Harmel gave an update on the water meter installation project. She reported that the project is progressing well, and that Total Backflow will be back in Rugby on July 18. She also reported that some of the bills recently sent out were for 5 – 8 weeks of water instead of 4 weeks, and that there was a computer error on some bills when a cubic foot meter was exchanged with a gallon meter. Those accounts will receive a credit.

The Council reviewed a Mutual Aid Agreement with City of Towner. Motion by Geiszler to approve the agreement. Second by Hoffert, all voting yes, motion carried.

City Attorney Hartl explained complications with city right of way and the property boundaries of the Johnson, Norsby, and Overby properties. State law has changed since the properties last changed hands, and two different starting points were used in determining lot lines. There was also additional right of way, along with a two inch strip of unclaimed property. These properties are only of value to the adjacent landowners. Lengthy discussion followed. Motion by Geiszler for the City of Rugby to convey description 1 to Ray Norsby and description 4 to Mark Johnson. Second by Hoffert. More discussion followed. Hoffert called the question. Roll call vote: all voting yes, motion carried.

Motion by Lotvedt to approve payment of the engineering fees to solve the property boundary issue. Second by J. Harmel, roll call vote: all voting yes, motion carried. Motion by Hoffert to pay these fees from the infrastructure fund. Second by Lotvedt. Roll call vote: all voting yes, motion carried.

Other Business – City Auditor K. Harmel handed out department budget worksheets.

There was no new business.

City Attorney Hartl reviewed a raffle and bingo permit application submitted by the ND Good Sam Organization for Aug 22 – 27 at the Pierce County Fairgrounds and recommended approval. Motion by Wentz to approve the raffle permit request. Second by Geiszler, all voting yes, motion carried.

Committee Reports: Buildings/Property – Chairman Bednarz thanked the Public Works Dept. for their help during the Pierce County Fair. The committee met with Todd Mitzel from Icon Architecture and Roger Grimsley from AE2S and reviewed site preparation costs in the amount of \$285,272.50 for the vacant lots west of McGuire's. Discussion was also held with school officials on a possible increase in rent. Finance – will meet later this month to discuss budget and dept. needs. Personnel - no report. Ordinance/Recreation - no report. Public Safety – Chairman Hoffert reviewed the NDDOT Maintenance Agreement regarding speed limits. Water/Streets/Sewer – discussed fees for water and sewer tapping. Motion by Wentz to authorize the Water/Sewer/Street Committee to set the fees for these services. Second by Lotvedt. Discussion followed. Geiszler called the question. Roll call vote: all voting yes, with the exception of Bednarz and Hoffert, who vote nay, motion carried.

Correspondence Received, Special Meetings and Reminders: Meetings this month: Possible Planning & Zoning Commission Meeting on July 11 at 7:30pm; Committee meetings on Wednesday, July 20 - Public Safety at 9am; Ord/Rec at 11am; Water/Sewer/Streets at 1pm; Personnel at 2pm; Buildings/Property at 3pm; and Finance at 4pm; Annual LEC Meeting in Council Chambers on July 25 at 7:30pm.

There being no further business to transact or to come before the Council at this time, Mayor Cichos adjourned the meeting at 9pm.



7/12/11

Karla Harmel, City Auditor

Date Submitted