RUGBY CITY COUNCIL
REGULAR MEETING
MONDAY, AUGUST 2, 2010 - 7:30 P.M.
COUNCIL CHAMBERS

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

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, with Jacobson being absent, but entering the meeting later.

There were no additions to the agenda.

Motion by Geiszler to approve the minutes of the July 6, 2010 meeting. Second by Hoffert; all voting yes, motion carried.

Motion by Wentz to approve the financial statements, payment of the bills, the bills paid since the last meeting and to hold the bills for Train ND, ND Sewage Pump Company, and Schneider Custom Hauling until further research is conducted: 10346 Alltel $120.65, 10347 B & M Laundry Service $24.84, 10348 Convention & Visitors Bureau $3,157.91, 10349 Farm Plan $70.35, 10350 HACTC $6,087.73, 10351 ND One Call Concepts $23.40, 10352 ND Telephone Co. $610.77, 10353 Otter Tail $6,122.85, 10354 Rugby Job Authority $15,881.00, 10355 Staples Credit Plan $10.99, 10356 State Tax Commissioner $1,298.96, 10357 State Water Commission $6,101.55, 10358 Veronica Kinsman $25.00, 10359 Angel Hoffert $350.00, 10360 Lori Gronvold $25.00, 10361 Postmaster $274.19, 10362 Rugby Sanitation $18,831.95, Total Regular Bills Paid $59,017.14, 10363-10415 Payroll Checks $54,511.21, Soc. Sec $8,380.80, Medicare Taxes $1,960.12, Payroll Taxes $4,937.56, Electronic Total $15,278.48, 10416 AFLAC $375.68, 10417 NDPERS $7,682.86, 10418 NDPERS $620.00, 10419 NDPERS $3,234.60, Total Bills For Payroll $81,702.83, 10420 Marjorie Austin $500.00, Total Bills Paid $141,219.97. Bills To Be Approved: 10421 A & C Tire & Truck Repair $9.50, 10422 A. J. Benz $100.00, 10423 Advanced Engineering $3,430.00, 10424 Associated Supply Co. $129.77, 10425 Bailey Bachman-Williams $54.38, 10426 Cole Papers $397.00, 10427 Community Service Program $6,000.00, 10428 CRA Payment Center $285.64, 10429 Curry G. Mund $69.72, 10430 Dan Volk $59.18, 10431 Daryl Klein $25.00, 10432 Ethanol Products $1,569.80, 10433 Fargo Water Equipment $827.48, 10434 Farmers Union $986.16, 10435 First District Health Unit $36.00, 10436 G & P Commercial Sales $59.80, 10437 Garrett Thompson $75.00, 10438 Gerrell's Sport Center $547.65, 10439 Graymont Western Canada $5,098.42, 10440 HACTC $1,190.80, 10441 Hartley's School Buses $3,442.25, 10442 Hawkins $3,125.88, 10443 Heseb Unlimited $39.90, 10444 Howard Duchscher $25.00, 10445 I Design $764.00, 10446 Jemco/MaxAir $240.15, 10447 JS Wholesale $364.52, 10448 KZZJ $44.75, 10449 Leevers $15.13, 10450 Luis V. Coca, Jr. $160.00, 10451 Marlene Hoffman $10.00, 10452 Matthew Bender & Co. $49.47, 10453 Merchants Bank $31.81, 10454 Napa $43.49, 10455 ND League of Cities $7.00, 10456 ND Sewage Pump Lift Station $793.00, 10457 Northern Plains Electric Coop. $1,898.90, 10458 Pamida $141.76, 10459 Petty Cash $46.35, 10460 Pierce County Auditor $2,208.33, 10461 Pierce County Tribune $318.47, 10462 Pioneer Mutual Life Ins. $204.75, 10463 Postmaster $264.00, 10464 Power Plan $765.23, 10465 Precision Autobody $200.00, 10466 Premier Lube & Tire $30.80, 10467 Quill Corporation $63.24, 10468 Rugby Hardware Hank $7,357.27, 10469 Rugby Lumber $15.48, 10470 Rugby Sanitation $179.00, 10471 Rugby Veterinary Service $65.50, 10472 Ryan Lagasse $60.00, 10473 Schneider Custom Hauling $486.00, 10474 SRT $28.88, 10475 Steven Meckle $72.50, 10476 Streicher's $251.94, 10477 Taylor Bachman-Williams $14.50, 10478 Team Lab. Chemical Corp. $121.25, 10479 The Lawn Company $1,345.00, 10480 Tom Seaver $90.00, 10481 Train ND $1,280.00, 10482 Troy Munyer $108.00, 10483 Van Diest Supply Co. $3,601.00, 10484 Zach Leer $60.00. Total Bills Submitted For Approval $51,385.80. Second by Geiszler; roll call vote: all voting yes, motion carried.

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

The Council reviewed the Rugby JDA minutes & financial statements.

Mayor Cichos opened the public hearing for a variance submitted by Mark and Deb Millang, 804 5th Avenue SW, the legal description being Lot 1, Block 1, Anderson's Addn. The variance is required in order for them to add on to their current attached garage, as they are requesting to build within three feet of the north property line. The request was approved by the Planning & Zoning Commission, and no written or verbal comments were received. Motion by Lotvedt to approve the variance. Second by Hoffert; all voting yes, motion carried.

Dave Blair, Kadrmas, Lee, & Jackson, PC presented the Council with a franchise agreement for natural gas from Knife River Gas Co., which is owned by Major Pipeline and Porter Investment Group. Kurt Rushmore, Major Pipeline, presented information on a municipal natural gas system versus a franchised natural gas system. A municipal natural gas system would have to be funded by the city, with a cost of over three million dollars, while a franchise system would not be funded by the city, would be completed quicker, and with no liability for the city. The Council asked numerous questions of Mr. Rushmore. The gas system would be bored in, with very little streets dug up, and the only cost would be to a customer's furnace system. The gas could be obtained from Alliance pipeline near Towner, or WBI, from Devils Lake. Jacobson entered the meeting. More discussion followed. Motion by Lotvedt to postpone the issue for 30 days. Second by Geiszler. More discussion followed. Motion by Hoffert to amend the motion to allow for a special city council meeting next week to review the franchise. Second by Geiszler; all voting yes, motion carried.

The Council considered a request by Steve Jacobson, who is intending to purchase 7.5 acres within the city's extra-territorial zoning jurisdiction. The Planning & Zoning Commission recommends the City Council require Jacobson to split the 7.5 acres into two separate parcels, so that his residence and business would be on separate lots. Motion by Hoffert to approve the plan. Second by Bednarz; roll call vote: all voting yes, motion carried.

Motion by Jacobson to allow the All School Reunion Committee to be added on the city's NDIRF liability insurance for events scheduled for summer 2011 on city property. Second by Lotvedt; roll call vote: all voting yes, motion carried.

Motion by Lotvedt to approve the NDDOT's Safe Routes to School's Agreement for the Scope of Work for the Children's Education program in the amount of $1500.00. Second by Jacobson; roll call vote: all voting yes, motion carried.

The Council reviewed and discussed the ND State Building Code. Motion by Jacobson to table the issue. Second by Hoffert; all voting yes, motion carried.

Motion by Hoffert to accept the Amtrak agreement for police officers to close the Amtrak station in the evenings. Second by Geiszler; roll call vote: all voting yes, motion carried.

Fire Dept. members recently met with the city Building/Property committee to discuss locations of a new fire hall. They also presented information to the City Council, and intend to host a community picnic in September at the Southside Park. Motion by Bednarz to commit to the Fire Hall project. Second by Hoffert; roll call vote: all voting yes, motion carried.

Correspondence Received, Special Meetings and Reminders: The Council reviewed the ND State Health Dept. Inspection report. Meetings this month are: Finance Committee meeting on Wednesday, August 11 at 4pm; Special City Council meeting for the Natural Gas Franchise on Thursday, August 12 at Noon; Personnel Committee meeting on Monday, August 23 at 4pm; Finance Committee meeting on Wednesday, August 25 at 4pm; and Public Safety Committee meeting on Thursday, August 26 at 4pm.

There being no further business to transact or to come before the Council at this time, Mayor Cichos adjourned the meeting at 9:10pm.

Karla Harmel, City Auditor

8-9-10
Date Submitted

David C. Cichos, Mayor

Date Approved