

City of Medora
Minutes of Regular Meeting
August 1, 2017
(Subject to Council review and approval)

Meeting was called to order at 7:00pm by Mayor Todd Corneil. Present were councilmen Denis Joyce, Kinley Slauter, John Tczap, and Ben Brannum. City Engineer Mike Njos and City Attorney Sandra Kuntz were also present.

Minutes from the July 6 regular meeting and July 13 special meeting were reviewed. Joyce moved to approve the minutes as presented and Slauter seconded. Minutes were unanimously approved.

Mike Njos, City Engineer, presented his monthly report. When we receive the official letter from DOT confirming the TA funding for the walking trail, he will begin the design and environmental process. He will get a project estimate to tie the basketball court, tennis court, and parking lot in with the walking trail. The lagoon capacity study should be completed in mid to late August. Njos plans to meet with a contractor soon to review the required work for the flood control slide gates. He will get a quote and hopefully get the work done yet this fall. Joyce added that following the pool inspection, there is some deck work that needs to be redone. Njos will determine how much needs to be redone and include in the concrete estimate for the walking trail project. Slauter asked for an update on the sewer relining that needs to be done. Dell Beach stated he will get a new estimate to present to the Council.

Attorney Kuntz reported the criminal side of things has been quiet. She's been working on some civil issues and has presented the Council with a memo regarding HR Concerns. Kuntz presented Ordinance 05-2017 which includes the legislative updates. She asked the Council to review and table until the Sept. meeting.

The May and June written Ambulance Report were reviewed. The written police report for the month of July was also reviewed. Chief Lapp added that the summer is going well. He checked with the city's insurance agent and using mounted horses to patrol would be covered. Brannum made the motion to allow mounted contact by the Police Department. Second by Joyce. Kuntz added that Lapp should review his budget so there are adequate dollars for training the mount. Motion passed unanimously.

Public Works Director, Dell Beach, presented a written report. He added there will need to be some repairs to the lagoon dikes caused by beaver damage. Brett Osterman presented a monthly written report.

Steffen presented the City Auditor's report. The County will do a \$27,500 cost share on the local share of design for the walking trail. ND Cares Collaborative is still scheduled for October 5 @ the MCC. TRMF will be donating the lunch for this event so there will be no charge for anyone to attend. The website is undergoing some updates, so the city government tab should be working correctly soon. A resignation letter from Zoning Commission Member, Ian Connors was presented to the Council. The Sept. 19 meeting will be his last meeting. It's been brought to the auditor's attention that the house purchased

by Jerry Shae is in need of repairs and according to Ordinance 11.0401 would be considered a blighted structure. The Council advised Steffen to contact Shae by telephone. The preliminary budget will be presented at the Sept. 5 Council Meeting.

Old Business:

Kuntz stated the Development Agreement between the City and TRMF is ready for full execution. All the concerns have been addressed. Tczap made the motion to approve the final Development Agreement. Second by Brannum. Slauter stated he will abstain because he is a TRMF employee. Joyce, aye; Tczap, aye; Slauter, abstain; Brannum, aye. Motion carried. Kuntz researched our ordinances and Ordinance 02-2014 states the Zoning Commission has the authority to implement a development agreement if deemed necessary. She asked the Council to review and bring any changes or updates to the Sept. meeting.

Ordinance 02-2017 was presented for the 2nd Reading. It moves the Sunday alcohol sales to 11:00 a.m. Also, a separate Sunday permit is no longer needed. Steffen added that NDLC has emailed out information stating that most cities are keeping the fees the same, just rolling it into one application. Kuntz recommended the City's fee schedule be reviewed at the September meeting. Joyce made the motion to approve the 2nd Reading of Ordinance 02-2017. Second by Slauter. Motion passed unanimously.

Ordinance 04-2017, regarding Transient Merchants, was reviewed. Kuntz added that HB1433 changes should also be worked into this ordinance. Slauter questioned if the length of permit, currently at 61 days, should be clarified to read if consecutive or not. Kuntz stated the cost of a permit could be changed. Slauter recommended the fee be increased and structured to discourage transient merchants except for during special events. There was discussion regarding who would be responsible for choosing who would be allowed to sell during a special event. Joyce stated it should be clarified that fund-raising groups are exempt. Ordinance 04-2017 is tabled until the Sept. meeting. There was also discussion regarding Ordinance 8.0601 which states "Dry goods and/or merchandise shall not be displayed outside." After driving around town, Joyce feels the merchandise displayed outside is tasteful. Business owner, Chuck Andrus, added the sales tax revenue from their outside sales is significant. He would like the Council to strike the ordinance. Resident, Mary Schneider, sees both sides of it, but some people think it's tacky. Slauter added that if other ordinances aren't infringed on, it should be allowed. Tczap agrees as long as the merchandise isn't interfering with traffic flow or sidewalks. Kuntz will re-draft the ordinance.

Ordinance 03-2017, an ordinance to establish a procedure to enable the trapping, neutering and return of abandoned, stray, lost or feral cats in the city, was reviewed. Kuntz included the changes recommended by the Council. Joyce would like a clearer definition of "community cats". He would like it clarified that only cats in city limits would be included. Slauter made the motion to approve the 1st Reading of Ordinance 03-2017. Second by Brannum. Motion passed unanimously.

Tczap wanted to add a thank you to County Auditor, Marcia Lamb, for presenting the request for the cost-share on the walking trail design to the Commissioners. He also thanked Njos and Steffen for their work on obtaining this funding.

New Business:

Dr. Rebecca Kasian submitted a written request to host a Beer and Bacon Walk in Medora on Sept. 30 from 5:30-8:00 p.m. with all proceeds being donated to Badlands Ministries Bible Camp. A Special Event Permit with a \$25 fee will be submitted to the City. Tczap made the motion to approve the Beer and Bacon Walk. Second by Brannum. Motion passed unanimously.

Dana Tescher, representing Medora Lutheran Church, submitted a written request for an MCC rent reduction. They are sponsoring a community outreach program entitled "Puppets on Parade". The event will be free to the public. Slauter made the motion to offer a 50% rent reduction. Second by Joyce. Motion passed unanimously.

Tczap made the motion to approve financials. Second by Brannum. With all ayes, the following financials were approved.

2798	HEALTH CHEMISTRY LAB	173.24
2799	ONE CALL CONCEPTS	2.00
2800	SHARE CORP	2185.30
2801	Wally Owen	2482.40
2802	WASTE MANANGEMENT	147.93
5140	ASSOCIATED SUPPLY Co., INC.	148.37
5141	BRAUN DISTRIBUTING	51.50
5142	HAWKINS, INC.	1787.20
5143	MENARDS-DICKINSON	155.88
5144	MIDSTATE TELEPHONE COMPANY	114.81
15948	AMERICAN INSURANCE, INC	11461.00
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15949	BILLINGS COUNTY PIONEER	91.96
15950	BRAUN DISTRIBUTING	18.20
15951	DAKOTA DUST-TEX, INC.	159.35
15952	FIRST	97.84
15953	HAMPTON INN-BISMARCK	81.00
15954	ITD	40.65
15955	JOB SERVICE ND-Unemployment Insurance	99.73
15956	Legal Edge Solutions, PLLC	4576.50
15957	M & T FIRE AND SAFETY INC.	685.00
15958	MID-AMERICAN RESEARCH CHEMICAL	492.95
15959	MIDSTATE TELEPHONE COMPANY	750.73
15960	ND Insurance Department	2727.00
15961	Office of the State Auditor	165.00

15962	STAPLES	61.75
15963	STEIN'S, INC	1706.43
15964	Total Safety U.S., Inc.	120.00
15965	Western Dakota Energy Association	4000.00
Payroll and Other Pre-Pays:		
7-14-17	Payroll	18,611.43
7-28-17	Payroll	15,278.80
July Federal Payroll Taxes		10,307.11
15153	Ameritas (Dental)	693.29
15154	Avesis (Vision)	75.29
15155	AFLAC	299.16
15156	NDPERS Retirement	3,191.12
15158	NDPERS Def Comp	613.00
15966	NDPERS Health	7,740.01
2797	ROUGH RIDER ELECTRIC COOP, INC	362.00
5139	ROUGH RIDER ELECTRIC COOP, INC	300.00
15905	ROUGH RIDER ELECTRIC COOP, INC	4037.03
15925	AT&T Mobility	327.70
15926	AT&T Mobility	134.24

Corneil read the announcements. There being no other business, Brannum motioned to adjourn. With no objection, meeting was adjourned at 8:29 pm.

Attest: _____ Todd Corneil, Mayor
 Attest: _____ Carla Steffen, Auditor