

City of Medora
Minutes of Regular Meeting
September 4, 2018
(Subject to Council review and approval)

Meeting was called to order at 7:00 p.m. by Mayor Todd Corneil. Present were Council members Doug Ellison, Tracy Sexton, Kinley Slauter, and John Tczap. Sandra Kuntz and Mike Njos were also present.

Minutes from the August 14 meeting were reviewed. Slauter moved to approve the minutes as amended, second by Tczap. Motion passed unanimously.

City Engineer Mike Njos provided updates on projects.

A written Ambulance report was reviewed.

City Attorney, Sandra Kuntz – will give updates on Agenda items.

A written Police report was reviewed.

Dell Beach and Brett Ostermann presented written monthly reports.

City Auditor, Gary Ridenhower, presented his monthly report. Reported revenue was reviewed. A modified layout for the September 14 Street Dance was reviewed by Justin Ell. Sexton moved to approve the change in the layout for the September 14 Street Dance as presented. Ellison seconded. Motion passed unanimously.

Special Guest – Dr Bruce Pitts, Chairman of the Theodore Roosevelt Presidential Library Foundation – Dr Pitts introduced Mike Eggl of the Foundation, who also made comments. A recap of the discussion includes:

- The Library Foundation wants to work with the City of Medora to make the Library project successful for everyone.

- Digitization of materials has been a big important project that is ongoing.

- Several sites are being evaluated and considered based on the availability of suitable land, being in or near the National Park, etc. A brochure was provided with details.

- The City, TRMF, DSU, TRNP/Dept of the Interior, Roosevelt family, State of ND, and their circle of friends are key partners. Their circle of friends has expanded greatly since it was decided to locate in Medora.

- They have a diverse Board which is committed to the Library project.

- They are engaging Federal and State agencies in the required site surveys, etc. and requesting how to expedite the process. It is likely a 2-3 year process but they want to move aggressively.

- They will attempt to mitigate any impact on Park housing and address the need for housing of employees.

- They will attempt to increase visitors by offering events and tying into other attractions such as the Custer Trail, other National Parks, etc. They will attempt to increase winter visits

-There will likely be a campus approach with a variety of facilities.

-Painted Canyon will likely be used to attract visitors to Medora. They are looking at how the North Unit and the Elkhorn site play a role.

-They plan to run open Forums to get input as they move forward.

City Attorney question – what does the Library Foundation want from Medora? – the response was they haven't gone there but they do want to deal with infrastructure issues first.

Public question – what about impacts on Fire, Ambulance, Police, etc.? – the response was they are working to assess what impacts could be.

-They plan to talk to Billings County next.

Public input – we are happy that the Library is coming here.

Old Business

Apex Lagoon Update – Mike Berg, Apex, and Mike Njos. A railroad permit and four easements are being worked on. 2019 Project Target dates are: Memorial Day to use the east ponds, July 31 to have aeration complete, and August 15 to have the pipeline complete. The intent is to wait on bidding until the easements are secured. A drawing of the location of the building and pictures of possible buildings were reviewed, the direction is to proceed with the proposed location and paint the building to blend in. They will verify what was negotiated in the previous lagoon related easements. A proposed Amendment was presented by Apex and discussed. Ellison moved to approve the Apex Amendment for easement work, bidding and design. Tczap seconded. Discussion included that we want the most efficient and cost-effective approach. Two ayes and two opposed. The Mayor voted Aye, in a desire to move forward. Motion carried.

Shared Path Lighting Bids – Mike Njos - will get quotes this month, plan to complete work after Path is completed the first week of October.

Swimming pool repair updated quotes and status– Mike Njos – will discuss next week with contractors, expect 1-2 weeks to get bids on decking, etc. Could be early October construction.

Tennis & Basketball court project update on bidding – Mike Njos – proposed to get bids on two tennis courts and the basketball court, will contact three contractors for quotes. The direction is to review the quotes and make decisions at the October 2 meeting.

Curb, gutter and tree removal issues at 420 Broadway- The issue is continued until the next meeting.

Water Plant Deck Bids – two bids were reviewed and discussed. Ellison moved to approve the bid from Marman Construction for complete replacement, contingent on the bid including the removal of all old material and the contractor specifying when the work will be completed. Tczap seconded. Motion passed unanimously.

City Attorney update on HR Policies and Procedures – Ridenhower will work with Chuck Horter to provide an updated version of the Policy Manual for review.

City Attorney updated on discussions with ND Attorney General and SHSND related to deMores Park – the AG declined to give an opinion on our request. An arbitration conference has been requested with SHSND and TRMF based on the research conducted, we will need 3 arbitrators. Kuntz has argued that we have a history of collaboration and we have Historic Integrity District Ordinances that are unique. Public – if we go away and stop protesting what will they do next? The Council needs to decide the course of action for the city. Correspondence has gone to various people at the State of ND level, we need to keep trying more officials who may listen.

Kuntz – we will push for arbitration with SHSND.

Slauter – we are concerned about the loss of a 30+ year relationship with the Site Supervisor and we want the SHSND to commit to the process going forward.

Kuntz – what is the priority for arbitration? Response: #1 Hole in the wall, #2 Process compliance, #3 TRMF agreement.

Kuntz – we need three names for potential arbitrators. Six names suggested for Kuntz to consider/contact are: Russ Lapp, Derwin Zuroff, Justin Ell, Jane Muggli, Rodney Krogh, and Connie Hartman.

Roughrider Electric agreement update – Sandra K. Kuntz – Roughrider representatives stated they have operated with an agreement from 1949 and they have not signed the Franchise Agreement due to various concerns with language, requirements, etc. Kuntz responded that we need to negotiate any concerns, get on the same page and get the Agreement signed. Roughrider will send all their points to Kuntz so they can be negotiated and resolved.

Aaron Axvig replacement on Zoning – Tczap moved that Justin Ell be appointed to the Zoning Board replacing Aaron Axvig effective October 1. Ellison seconded. Motion passed unanimously.

New Business

Request to approve a beer and liquor license – Travis Enders, Mitch Gilseth – a beer and liquor license application has been completed and the fee paid. Their LLC approval is not complete but in process. Slauter moved the City approve a beer and liquor license for Travis Enders and Mitch Gilseth contingent on receipt of final incorporation documents. Ellison seconded. Motion passed unanimously.

During the process it was noted that the rates shown in the Ordinances are out of date. Ridenhower to get corrections made to the published Ordinances.

Miscellaneous Business

Executive Session – at 10:08 pm Slauter moved to adjourn the Regular Session and convene an Executive Session based on the same criteria as the May 1, 2018 session. Sexton seconded. Motion passed unanimously.

At 10:40 pm the Regular Session was resumed. Slauter moved we accept the Training Services and Job Descriptions proposals from Associated Employers and direct the City Attorney to engage Associated Employers to deliver as defined. Sexton seconded. Motion passed unanimously.

Financials approved by consensus.

5204	ASSOCIATED SUPPLY Co., INC.	136.93
5205	BRAUN DISTRIBUTING	45.30
5206	HAWKINS, INC.	908.02
5207	MIDSTATE TELEPHONE COMPANY	34.59
16739	AT&T Mobility	141.68
16740	BNSF Railway Company	800.00
16762	ALLEGIANT EMERGENCY SERVICES, INC.	71.75
16763	BORDER STATES ELECTRIC SUPPLY	191.90
16764	BRAUN DISTRIBUTING	36.40
16765	CHILLER SYSTEMS, INC	2372.13
16766	Culinex	730.81
16767	DAKOTA DUST-TEX, INC.	156.15
16768	ELECTRONIC COMMUNICATIONS, INC.	253.00
16769	FARMERS UNION	1339.81
16770	Foremost Insurance Company/Grand Rapids	562.00
16771	HIGHLANDS ENGINEERING & SURVEYING, PLLC	1280.00
16772	Legal Edge Solutions, PLLC	2100.00
16773	M & T FIRE AND SAFETY INC.	2191.00
16774	MARMAN CONSTRUCTION	10300.00
16775	MENARDS-DICKINSON	92.96
16776	MID-AMERICAN RESEARCH CHEMICAL	195.50
16777	PRAIRIE LUMBER COMPANY	26.30
16778	SOUTHWEST BUSINESS MACHINES, INC	105.00
16779	STAPLES	335.08
16780	STEFFAN SAW AND BIKE	160.92
16781	STEIN'S, INC	222.00
16782	THEODORE ROOSEVELT MEDORA FDTN	31.38
16784	HIGHLANDS ENGINEERING & SURVEYING, PLLC	5760.00
16785	MIDSTATE TELEPHONE COMPANY	664.87
16786	SOUTHWEST WATER AUTHORITY	46.03
16791	GARY RIDENHOWER	58.79
	PAYROLL 8-24-18	18280.09
	FIT EFTPS	4922.13
16756	DENTAL INSURANC AMERITAS	554.62
16757	DEFERRED COMP NDPERS DEFERRED COMP DEP	295.00
16758	GROUP TERM LIFE NDPERS HEALTH	7983.02
16759	NDPERS RETIREMN NDPERS	3075.60
16783	AFLAC AFLAC	383.64
16787	VISION INSURANC AVESIS	63.01

Announcements of meetings. The deadline for Zoning Applications is Friday, September 7 @ 12:00pm with the Zoning Meeting being Tuesday, September 18 @ 6:00pm. Deadline for Council Agenda Items is Friday, September 28@ 12:00pm and the next Council Meeting will be Tuesday, October 2 @6:00pm. The 2019 City Budget will be finalized at the October 2 meeting.

Slauter moved to adjourn. Sexton seconded. Meeting was adjourned at 10:50 pm.

Attest: _____ Todd Corneil, Mayor

Attest: _____ Gary Ridenhower, City Auditor