

**CITY OF ARNEGARD**  
City Council Meeting Minutes  
June 08, 2015  
Official

A meeting of the City Council of the City of Arnegard was called to order at 7:00 p.m. on Monday, June 08, 2015, at the Arnegard City Hall, by Mayor Jeffrey Kindel.

**PRESENT:** Mayor Jeffrey Kindel; Council Member(s) Bryan L. Bjornstad, Timothy C. Homiston, Patrick Brunson, Sharon Lane; City Auditor Juelie M. Bancroft; Maintenance Worker Del Haight; Police Officer Troy White Owl; City Engineer Ingrid Heggen; City Attorney Jordon J. Evert

**ABSENT:** City Engineer Kate Nelson

**GUESTS:** Neil Nelson, Jay Harvestor, Eric Lentz, Christopher Burke, Larry Faulkner, Nancy Haight, John Fulwider, Virginia Elliot, Roxanne Brunson, Dan Owenson, and other non-speaking guests

Public to Speak:

Christopher Burke addresses Council pertaining to the vacant seat on the Planning and Zoning Commission. Council requested to meet him prior to the recommended appointment to the vacant seat on the Planning and Zoning Commission.

Neil Nelson addressed Council in regards to the conduct of Council with all the controversy and remind the Council as elected officials they need to ensure their personal issues be set aside.

Motion made by Homiston, seconded by Lane, to approve the agenda, as presented. Roll call: Ayes: 4 Nays: 0. Motion carried.

Motion made by Bjornstad, seconded by Brunson, to approve the meeting minutes of May 11, 2015 and May 18, 2015, as presented. Roll call: Ayes: 4 Nays: 0. Motion carried.

City Auditor Bancroft presented the Financial Reports for the month of May, 2015. Said Financial Reports consist of the Balance Sheet, Profit and Loss Budget Performance, A/R Aging Summary, Bank Reconciliation Report, Unpaid Bills Detail Report and Fund Balance Report; all were reviewed by the City's Finance Committee with a recommendation for approval of such. Discussion was held on the financial reports. Motion was made by Homiston, seconded by Lane, to approve the May, 2015 Financial Reports and pay the monthly bills, as presented. Roll call: Ayes: 4 Nays: 0. Motion carried.

Check #:	Payee:	Amount:
13258	3D Specialties	\$ 1,115.34
13259	Advanced Business Methods	\$ 72.63
13260	AE2S	\$ 11,263.40
13261	Badlands Hardware	\$ 298.51
13262	Balco Uniforms	\$ 11.95
13263	Chief/Law Enforcement Supply	\$ 81.19
13264	City of Arnegard	\$ 143.00
13265	Furuseth Law Firm	\$ 858.00
13266	Information Technology Department	\$ 16.25

Check #:	Payee:	Amount:
13267	JDC Industries	\$ 535.00
13268	Kotana Communications, Inc.	\$ 920.00
13269	McKenzie County Farmer	\$ 153.34
13270	NRG	\$ 222.80
13271	RJ Enterprises	\$ 560.00
13272	Staples	\$ 894.87
13273	Watford City Express Laundry Service	\$ 48.65
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		\$ 17,194.93

New Business:

Mayor Kindel presented Ordinance No. 125, an Ordinance amending article VI of ‘Chapter 8” of the Ordinance of the City of Arnegard, relating to Aloholic Beverages. Discussion was held regarding the Ordinance. Motion made by Bjornstad, seconded by Brunson, to approve the first reading of Ordinance No. 125, as presented. Roll call: Bjornstad – Yes; Brunson – Yes; Homiston – Yes; Lane – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-42, a Resolution approving a proposal from 24/7 Contracting, LLC pertaining to street improvements on Main Street, Oberg and Third Avenue East. Maintenance Worker Haight presented the proposal. Motion made by Lane, seconded by Brunson, to approve Resolution No. 2015-42, not to exceed \$46,308.15, as presented. Roll call: Lane – Yes; Brunson – Yes; Homiston – Yes; Bjornstad – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-43, a Resolution approving a proposal from 24/7 Contracting, LLC pertaining to Stormwater Improvements. Discussion was held. Motion made by Lane, seconded by Homiston, to approve Resolution No. 2015-43, not to exceed \$18,541.25, pending review of City Engineers, as amended. Roll call: Lane – Yes; Homsiton – Yes; Brunson – Yes; Bjornstad – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-44, a Resolution approving a proposal from 24/7 Contracting, LLC pertaining to street improvments on First Avenue East, Vine Street and Johnson Street. Discussion was held. Motion made by Lane, seconded by Bjornstad, to approve Resolution No. 2015-44, not to exceed \$61,423.83, as presented. Roll call: Lane – Yes; Homsiton – Yes; Brunson – Yes; Bjornstad – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-45, a Resolution approving the proposal from Rolfson Oil pertaining to the Arnegard Stormdrain Improvements. Some discussion was held. Motion made by Bjornstad, seconded by Brunson, to approve Resolution No. 2015-45, pending review by City Attorney and City Engineers. Roll call: Bjornstad – Yes; Brunson – Yes; Homiston – Yes; Lane – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-46, a Resolution approving the local permit or charity permit for the Arnegard Boosters Club. Motion made by Bjornstad, seconded by Homiston, to approve Resolution No. 2015-46, as presented. Roll call: Bjornstad – Yes; Homiston – Yes; Brunson – Yes; Lane –Abstain.

Mayor Kindel presented Resolution No. 2015-47, a Resolution approving the special event permit application from Shelley Hayes of the Hi-way Lounge. Some discussion was held. Motion made by Bjornstad, seconded by Homiston, to approve Resolution No. 2015-47, as presented. Roll call: Bjornstad – Yes; Homiston – Yes; Brunson – Nay; Lane – Nay; Kindel – Nay. Motion denied.

Mayor Kindel presented Resolution No. 2015-48, a Resolution approving the quote for surveying services from Interstate Engineering. Discussion was held. Motion made by Homiston, seconded by Lane, to approve Resolution No. 2015-48, as presented. Roll call: Homiston – Yes; Lane – Yes; Brunson – Yes; Bjornstad – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-49, a Resolution approving the division order from Whiting Petroleum. Discussion was held. Motion made by Lane, seconded by Homiston, to approve Resolution No. 2015-49, as presented. Roll call: Lane – Yes; Homiston – Yes; Brunson – Yes; Bjornstad – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-50, a Resolution approving the quote from Aero Spraying for mosquito abatement. Motion made by Bjornstad, seconded by Brunson, to approve Resolution No. 2015-50, as presented. Roll call: Bjornstad – Yes; Brunson – Yes; Lane – Yes; Homiston – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-51, a Resolution approving the attendance by the City Auditor to MFOI Training. Motion made by Bjornstad, seconded by Lane, to approve Resolution No. 2015-51, as presented. Roll call: Bjornstad – Yes; Lane – Yes; Homiston – Yes; Brunson – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-52, a Resolution approving the attendance by the Arnegard Police Officer to the North Dakota Peace Officer Association 2015 Conference. Some discussion was held. Motion made by Bjornstad, seconded by Brunson, to approve Resolution No. 2015-52, as presented. Roll call: Bjornstad – Yes; Brunson – Yes, Lane – Yes; Homiston – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-53, a Resolution approving the facilities (jail) agreement with McKenzie County. Motion made by Homiston, seconded by Brunson, to approve Resolution No. 2015-53, as presented. Roll call: Homiston- Yes; Brunson – Yes; Lane – Yes; Bjornstad – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-54, a Resolution approving the City services application as the official form. Some discussion was held. Motion made by Brunson, seconded by Homiston, to approve Resolution No. 2015-54, as amended. Roll call: Brunson – Yes; Homiston – Yes; Lane – Yes; Bjornstad – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-55, a Resolution approving the janitorial services for the City Park Buildings – bathrooms. Motion made by Lane, seconded by Homiston, to approve Resolution No. 2015-55, as presented. Roll call: Lane – Yes; Homiston –Yes; Bjornstad – Yes; Brunson – Yes. Motion carried.

Mayor Kindel presented Resolution No. 2015-56, a Resolution approving the application for coverage pertaining to the bond for the City Auditor. Motion made by Homiston, seconded Bjornstad, to approve Resolution No. 2015-56, as presented. Roll call: Homiston – Yes; Bjornstad – Yes; Lane – Yes; Brunson – Yes. Motion carried.

Discussion was held regarding the National Flood Insurance Program for the City of Arnegard. Motion made by Bjornstad, seconded by Homiston, to approve the application and entrance into the National Flood Insurance Program. Roll call: Bjornstad – Yes; Homiston – Yes; Lane – Yes; Brunson – Yes. Motion carried.

Old Business:

City Engineer Heggen updated the Council on the Wastewater Project. A cost analysis was presented for the purchase of an additional four acres. Some discussion was held. Motion made by Brunson, seconded by

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Homiston, to approve the purchase of an additional four acres. Roll call: Brunson – Yes; Homiston – Yes; Lane – Yes; Bjornstad – Yes. Motion carried.

City Engineer Heggen also informed the Council that the geotech for the lagoon property looked good and that they are waiting on the survey details from the surveyor.

Mayor Kindel had nothing to report.

Member Brunson asked a question regarding discharging of the lagoons. Will get in touch with the State to make sure everything is done properly.

Police Officer White Owl gave a verbal report.

Maintenance Worker Haight gave a verbal report.

Park District Staff Faulkner gave verbal report. Lions Club has yet to be able to start the project on the park buildings. Also asked if there could be handicap parking in front of the park. Sign had been knocked down.

Mayor Kindel declared an executive session – Attorney consultation concerning pending or reasonable predictable litigation or an adversarial administrative proceeding (NDCC 44-04-19.1).

Motion made by Bjornstad, seconded by Homiston, to open said meeting after a five minute break. Roll call: Ayes: 4 Nays: 0. Motion carried.

Motion made by Lane, seconded by Brunson, to adjourn said meeting. Roll call: Ayes: 4 Nays: 0. Motion carried.

The next meeting of the Arnegard City Council is scheduled for July 13, 2015, at 7:00 p.m., to be held at the Arnegard City Hall.

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Jeffrey Kindel, Mayor

ATTEST:

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Juelie M. Bancroft, City Auditor

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Public to Speak:

Neil Nelson inquired about the status of the PDQ Club. Mayor informs that the matter is in litigation at this point. Questions can be answered in the City Auditor's office. Mr. Nelson also inquired about the status of the Stormwater project. Mayor advised that the plans are done and construction should begin soon.

Motion made by Lane, seconded by Brunson, to approve the agenda, as amended. Roll call: Ayes: 4 Nays: 0. Motion carried.

Motion made by Bjornstad, seconded by Brunson, to approve the meeting minutes of April 13, 2015, as amended. Roll call: Ayes: 4 Nays: 0. Motion carried.

Motion made by Lane, seconded by Brunson, to approve the meeting minutes of April 27, 2015, as presented. Roll call: Ayes: 4 Nays: 0. Motion carried.

Motion was made by Homiston, seconded by Lane, to approve the April, 2015 Financial Reports and pay the monthly bills, as presented. Roll call: Ayes: 4 Nays: 0. Motion carried.

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Motion made by Homiston, seconded Bjornstad, to approve Resolution No. 2015-56, pertaining to the bond for the City Auditor, as presented. Roll call: Homiston – Yes; Bjornstad – Yes; Lane – Yes; Brunson – Yes. Motion carried.

Motion made by Bjornstad, seconded by Homiston, to approve the application and entrance into the National Flood Insurance Program. Roll call: Bjornstad – Yes; Homiston – Yes; Lane – Yes; Brunson – Yes. Motion carried.

Motion made by Brunson, seconded by Homiston, to approve the purchase of an additional four acres, pertaining to the wastewater project. Roll call: Brunson – Yes; Homiston – Yes; Lane – Yes; Bjornstad – Yes. Motion carried.

Motion made by Bjornstad, seconded by Homiston, to open executive session, after a five minute break. Roll call: Ayes: 4 Nays: 0. Motion carried.

Motion made by Lane, seconded by Brunson, to adjourn said meeting. Roll call: Ayes: 4 Nays: 0. Motion carried.

The next meeting of the Arnegard City Council is scheduled for July 13, 2015, at 7:00 p.m., to be held at the Arnegard City Hall.

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Jeffrey Kindel, Mayor

ATTEST:

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Juelie M. Bancroft, City Auditor