

**Hazen City Commission  
Regular Meeting  
October 7, 2019  
Hazen City Hall**

**Present:** President Obenauer, Commissioner Pillar, and Commissioner Stern.

**Absent:** Commissioner Haack and Commissioner Wolf

**Others Present:** Planner Senger, PW Director Brousseau, Editor Arens, Attorney Donovan, Ted Billadeau (Mayo Const), Auditor Erhardt, Kevin & Sienna Sailer, Dennis Cahoon, and Officer Folkerts.

The meeting was called to order at 5:28 PM by President Obenauer.

President Obenauer led the Pledge of Allegiance. Commissioner Pillar led the prayer.

**Minutes:** Commissioner Pillar moved to suspend the reading and approve the minutes of the September 16<sup>th</sup> meeting, as presented, second by Commissioner Stern. Motion unanimously carried.

**Agenda:** Commissioner Stern moved to approve the agenda, with the addition of item 5A (2018 Project – Mayo Construction), second by Commissioner Pillar. Motion unanimously carried.

**CONSULTATION WITH ATTORNEY & ENGINEER**

**2018 Street Project – Mayo Construction:** Ted Billadeau, Mayo Construction, met with the commission to discuss the 2018 street project. Mr. Billadeau said that most of the punch list items have been completed and the chip cleanup should be done. President Obenauer indicated that, the consensus is, the board is not real pleased with the chip cleanup. There are still a lot of chips on the streets and areas where the oil was cleaned appeared to have been smeared. PW Director Brousseau said the sweeping did not seem very thorough and Ryan Tunge, Water/Sewer Dept, said there were areas where they simply ripped fabric covering valves and threw it in the valley gutter. Mr. Billadeau asked about the correction made on 5<sup>th</sup> Street NW and Commissioner Stern said it looks good. Mr. Billadeau said the weeds appearing in the shared use path is a common occurrence. Regarding the vegetation of disrupted areas, Mr. Billadeau said the marked areas amounts to less than 2% of the entire project quantity. President Obenauer said that many areas that appear good were reseeded or closely monitored by the property owner and that, in his opinion, the seed was put on “thin” and that the process isn’t perfect. Commissioner Pillar said he saw many people, around town, working to make sure their vegetation was saved. Mr. Billadeau will work with the subcontractor to get him back to town to address the matter.

**REQUEST OF CITIZENS**

**Free/Reduced Hall Rent – St Paul Lutheran Church:** Commissioner Stern moved to approve the request for free hall use, subject to the kitchen fee, as requested by St. Paul Lutheran Church, second by Commissioner Pillar. Motion unanimously approved.

**Local Permit-Raffle – Hazen Sportsman’s Club:** Commissioner Stern moved to approve local permit #2019-11 to conduct a raffle, as requested by the Hazen Sportsman’s Club, second by Commissioner Pillar. Motion unanimously approved.

### **APPROVAL OF APPLICATIONS & BUILDING PERMITS**

**Building Permit w/variance request – Sailer:** Planner Senger informed the commission that the Sailer’s were sent an invoice for penalties associated with the construction of the structure on their property; and the invoice has been paid in full. President Obenauer informed the board that he and the auditor viewed the area and the structure is situated in a similar way to others in the area and that moving the structure would be out of the question. Commissioner Pillar moved to approve the building permit and variance request, second by Commissioner Stern. Upon discussion, Commissioner Stern asked how the penalty was determined and Planner Senger informed that this is set in the zoning ordinance. Commissioner Stern asked about the maximum penalty and was informed that a penalty of \$100/day can be assessed. On roll call vote; Pillar, “Aye”, Stern, “Aye”, Obenauer, “Aye”, motion carried.

**Variance Consideration: D. Cahoon:** Dennis Cahoon appeared before the commission to request consideration of a variance for property located along 3<sup>rd</sup> Street NW. Mr. Cahoon is considering purchasing a lot in this area and is reluctant to make an offer prior to having an idea what type of structure he could put on the property. It is anticipated, he will need at least a five-foot (5’) variance from the side lot line, on each side the east and west side. President Obenauer did not wish to proceed with the discussion without a larger majority of the board present. Mr. Cahoon was directed to work on the dwelling design and return to the next meeting with a proposed building permit and variance request. Planner Senger was asked for assistance in locating the lot pins for the proposed lot.

### **REPORTS**

**Water/Sewer/Garbage:** Commissioner Pillar informed the board that employee Knott has resigned effective 10/3. The plan is to advertise for a full-time public works employee with water/wastewater responsibilities. Commissioner Pillar informed the board that repair work on various curb stops has started and Sletten Excavating will continue this work as they are available.

**Street/Cemetery:** Commissioner Haack absent. No report. PW Director Brousseau informed the commission that the remanufactured transmission for the loader has been ordered and the repairs are scheduled to be completed by the end of the week. PW Director Brousseau said the crews are sweeping leaves when possible and the city forester continues to trim trees and is finishing planting.

**Finance/Busing/Library:** Commissioner Stern had nothing to report at this time.

**Police/Fire/Forestry:** Commissioner Wolf absent. No Report.

**HCD:** Buster Langowski absent. No report.

**President:** President Obenauer had nothing to report at this time.

### **OLD BUSINESS**

**City Property for Sale:** The commission was informed that there is an offer of \$7,500 for the property, which is half of the price requested by the city. President Obenauer says the city does not need to hurry to sell this property. A sign will be placed on the property directing interested parties to contact city hall and the asking price will remain \$15,000.

NEW BUSINESS

**American Legion – Cabinet Install – City Hall:** The American Legion Post is requesting permission to install another cabinet in the small city hall. The cabinet will be like, and mounted between, the current cabinets. Commissioner Pillar moved to approve the installation of the cabinet, as proposed by the American Legion, second by Commissioner Stern. Motion unanimously approved.

**Approval of Bills:** Commissioner Stern moved to approve the bills, as presented, second by Commissioner Pillar. Pre-paid and bills approved for payment are as follows: US Postal Service, 279.87; Universal Premium Fleetcard, 2812.91; Payroll, 132878.75; Ameripride, 333.93; BHG Inc, 1221.93; Black Mountain Software, 9223.00; Bobcat of Mandan, 12.00; Cardmember Service, 499.26; Cenex, 638.44; Christy Metz, 52.50; CVB, 3349.72; D&E Supply, 171.54; Dakota Pump & Control, 1250.00; Dana Nitschke, 92.88; Donovan & Kaffar, PLLP, 1200.00; Fastenal, 24.35; Further, 27.00; HCD, 1798.70; Hazen Hardware, 269.32; Hazen Motor Co, 225.81; Hazen Welding, 110.00; High Plains Concepts, 1852.26; ITD, 10.30; Innovative Office Solutions LLC, 28.58; J-S Sanitation, 124.00; J.P. Cooke, 60.30; Jerry Obenauer, 87.00; Krause’s Super Valu, 35.44; Loren Wiest, 630.00; Marco Technologies LLC, 393.54; Menards, 35.88; Mercer Co Highway Dept, 493.30; Mercer Co Treasurer, 4171.98; Monte Erhardt, 118.38; Moore Engineering Inc, 8380.10; ND Dept of Health, 32.00; ND League of Cities, 295.00; NAPA, 241.35; NDUCFA, 85.00; OK Tire Store, 410.04; Otto Environmental, 129.91; Peggy Rahn, 156.96; Roughrider Electric Coop Inc, 55.00; SW Water Authority, 32759.16; Spruce It Up Lawn & Tree, 900.00; Stein’s Inc, 50.40; Tractor Supply Credit Plan, 118.20; Verizon Wireless, 325.59; W L Construction Supply, 329.90; West River Telecommunications, 1142.44; Western Steel Builders, 270.00; Westlie Truck Center, 113.96. On roll call vote; Stern, “Aye”, Pillar, “Aye”, Obenauer, “Aye”, motion carried.

There being no further business, the meeting was adjourned at 6:04 PM CT. The next regular meeting of the commission is scheduled for Monday, October 21, 2019 at 5:30 PM CT in the Commission Room of the Hazen City Hall.

Approved: \_\_\_\_\_  
Jerry Obenauer, President

Attest: \_\_\_\_\_  
Monte J. Erhardt, Auditor