

**Hazen City Commission  
Regular Meeting  
April 16, 2018  
Hazen City Hall**

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

**Others Present:** PW Director Brousseau, Planner Senger, Auditor Erhardt, Attorney Donovan, Editor Arens, Mark Sweeney (Moore Engineering), and Archie Rosenow.

The meeting was called to order at 5:27 PM by President Obenauer.  
President Obenauer led the Pledge of Allegiance.

**Minutes:** Commissioner Wolf moved to suspend the reading and approve the minutes of the April 2<sup>nd</sup> and April 10<sup>th</sup> meetings, second by Commissioner Haack. Motion unanimously carried.

**Agenda:** Commissioner Pillar moved to approve the agenda, as presented, second by Commissioner Stern. Motion unanimously carried.

**CONSULTATION WITH ATTORNEY & ENGINEER**

**2018 Street Project:** Mark Sweeney, Moore Engineering, informed the commission that a pre-construction meeting has been scheduled on May 2, 2018 at 2:00 PM CT, at city hall.

The commission reviewed a proposed resolution approving the contractor's bond for the 2018 project. Commissioner Haack moved to approve the Resolution Approving Contractor's Bond for Hazen Street Improvement Project District #2018-01, second by Commissioner Wolf. There was discussion about the bid bond and construction bond for the project. On roll call vote: Haack, "Aye", Wolf, "Aye", Pillar, "Aye", Stern, "Aye", Obenauer, "Aye", motion carried.

**REQUEST OF CITIZENS**

**Sewer Concern – A. Rosenow:** Archie Rosenow, Hazen, appeared before commission regarding issues he has had with sewer back-up(s) into his home. Mr. Rosenow indicated this has been an on-going issue for many years, indicating he has had backup issues 10 times in the past. The commission, and Mr. Rosenow, viewed video taken by PACE in April of 2017. Mr. Rosenow was advised of the water and sewer tapping policy and related fees adopted by the city in 2001. Mr. Rosenow informed the commission that he has had his service connection re-lined, at great expense, and he has also been using chemicals to eradicate roots from the line. President Obenauer suggested having the line televised again to determine if the lining went through the entire service connection and if the roots are in the city main or part of the service connection. Commissioner Wolf suggested simply digging up the line to address the issue since it has been televised in the past. Commissioner Pillar felt it would be much cheaper to grind the roots out, if possible, and Mr. Rosenow suggested it may be necessary to

periodically grind out the roots. There was some question as to the lining, or grinder, being able to navigate a ninety-degree (90°) elbow. President Obenauer would like the contractor, that will be working on sanitary lines as part of the street project to televise the line. Commissioner Stern had concern about the responsibility for the costs of such work and asked Mr. Sweeney to work with the contractor to get information and an estimate to conduct such work. Commissioner Haack moved to have Kemper Construction televise the service connection from the home to the city main, second by Commissioner Pillar. Upon discussion Commissioner Stern asked about responsibility for the costs. Commissioner Haack moved to amend the motion to make it clear the cost for televising the line will be assessed based on the location of the obstruction, second by Commissioner Pillar. Roll call vote on the motion to amend; Haack, "Aye", Pillar, "Aye", Stern, "Aye", Wolf, "Aye", Obenauer, "Aye" amendment approved. Roll call vote, on the motion as amended; Haack, "Aye", Pillar, "Aye", Stern, "Aye", Wolf, "Aye", Obenauer, "Aye", motion carried.

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

**Building Permit – A. Maas:** The commission reviewed an application for building permit presented by Western Steel Builders, on behalf of Arliss Maas, to construct a pole/steel construction building at 321 9<sup>th</sup> Ave NW. The application is before the commission because the property is zoned commercial two. Commissioner Wolf moved to approve the building permit, as presented, second by Commissioner Stern. Upon discussion Mr. Sweeney asked if Mr. Maas will be submitting plans for the area that will address drainage issues. This issue has been brought to Mr. Maas' attention and drainage issues will be addressed. On roll call vote; Wolf, "Aye", Stern, "Aye", Pillar, "Aye", Haack, "Aye", Obenauer, "Aye", motion carried.

### **REPORTS**

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

**Water/Sewer/Garbage:** Commissioner Stern had nothing to report at this time.

**Street/Cemetery:** Commissioner Haack deferred to PW Director Brousseau. Director Brousseau informed the commission that the sweeper part, discussed at the previous meeting, had been removed and repaired by Dakota Fluid Power at a cost less than \$300. Hazen Welding will be constructed a new manhole cover for the area discussed at the previous meeting. The public works staff will be working to get the area at 3<sup>rd</sup> Street NW (by the lift station) ready for concrete repair as weather improves. President Obenauer would like the drainage way addressed and recycle product placed on the access road to the lift station.

**Finance/Busing:** Commissioner Wolf informed the commission that the bus advisory board met on April 13<sup>th</sup> and that a new driver has started for the transit department and will have the necessary licenses very soon.

**Police/Fire/Forestry:** Commissioner Pillar informed the commission that the fire department contacted him about purchasing new pagers to replace obsolete and damaged pagers for current and future members. The rural fire department will share the \$2500 estimated cost evenly with the city. Commissioner Pillar moved to acquire five (5) pagers as a requested, at a cost not to exceed \$1500,

second by Commissioner Haack. On roll call vote; Pillar, "Aye", Haack, "Aye", Wolf, "Aye", Stern, "Aye", Obenauer, "Aye", motion carried.

**HCD:** Buster Langowski not present. No report.

## **CORRESPONDENCE**

**101 Things to Do Advertising:** Commissioner Pillar moved to approve a one-quarter (1/4) page, full-color, advertisement in the 101 Things To Do Circular at a cost of \$205, second by Commissioner Stern. On roll call vote; Pillar, "Aye", Stern, "Aye", Haack, "Aye", Wolf, "Aye", Obenauer, "Aye", motion carried.

**PACE Maintenance Contract:** Commissioner Stern moved to approve annual sewer maintenance agreement with PACE, second by Commissioner Haack. On roll call vote; Stern, "Aye", Haack, "Aye", Wolf, "Aye", Pillar, "Aye", Obenauer, "Aye", motion carried.

## **OLD BUSINESS**

**Senior Center Sign:** The commission discussed a request by the Hazen Senior Center for funds. President Obenauer expressed a concern as to the need for a sign of this caliber and stated he had no problem with a donation but, not for the sign. Commissioner Wolf said she does not want to tell them how to spend their money but, she does not like the sign idea. Commissioner Haack also felt there are better ways to spend the funds and feels that if the organization was able to raise \$20,000 they can likely raise the additional \$2000. President Obenauer said the senior center is an awesome facility that is used by a lot of people. Commissioner Pillar feels the sign is a source of pride and is not intended to draw people to the facility. Commissioner Pillar agrees that it is not the role of the commission to tell them how to spend their money and has no reservation about providing the donation as requested. Commissioner Stern said it is great that they take pride in what they have and work hard to put things together. Commissioner Stern also agrees the price is high and suggested they look at other options or for other input to get the "best bang for their buck." Commissioner Pillar asked about guidelines for such a donation and was advised that our ordinance allows the commission to make donations, for city projects & organization, up to a certain dollar amount. Commissioner Stern moved to donate \$2,500 to the senior center for the sign, second by Commissioner Pillar. On roll call vote; Stern, "Aye", Pillar, "Aye", Haack, "Nay", Wolf, "Nay", Obenauer, "Aye", motion carried.

**City Hall Exterior Improvement(s):** The commission was informed that the difference in bids for the concrete work in front of city hall related to the replacement of the sidewalk, as well as the other work. Commissioner Wolf moved to accept the proposal of Pride Contracting for the exterior concrete work at city hall, at a cost of \$5,850, second by Commissioner Stern. On roll call vote; Wolf, "Aye", Stern, "Aye", Pillar, "Aye", Haack, "Aye", Obenauer, "Aye", motion carried.

## **NEW BUSINESS**

**Bus Operations Policy/Bus Grant Approval:** Commissioner Wolf moved to approve changes to the Bus Operations Policy, as recommended by the Bus Advisory Board, second by Commissioner Stern. Upon

discussion it was determined the changes are effective immediately. On roll call vote; Wolf, "Aye", Stern, "Aye", Pillar, "Aye", Haack, "Aye", Obenauer, "Aye", motion carried.

Commissioner Wolf moved to approve the FY2019 Bus Grant Application, second by Commissioner Pillar. Upon discussion it was determined that the budget may require amendments based on the state and federal funding approved. On roll call vote; Wolf, "Aye", Pillar, "Aye", Stern, "Aye", Haack, "Aye", Obenauer, "Aye", motion carried.

**Approval of Bills:** Commissioner Haack moved to approve the bills, as presented, second by Commissioner Stern. Pre-paid and bills approved for payment are as follows: Ameripride, 314.66; Beulah Lumber Co, 403.73; Brown & Senger, 154.95; Cenex, 2202.53; Dakota Communications, 66.00; Dakota Fluid Power Inc, 211.16; David Brousseau, 10.95; Fire Safety USA, 416.00; Fitterer Oil LLC, 37.00; Hazen Fire Dept, 683.24; Hazen Welding, 35.88; ITD, 10.30; Lange Donovan & Kaffar PLLP, 2055.00; M&A Heating & Air, 506.65; Mandate Machinery Inc, 100.70; Mercer Co Treasurer, 3743.25; MDU, 5570.71; Moore Engineering Inc, 100.70; Municipal Government Academy, 50.00; ND Dept of Health, 32.00; NAPA, 805.92; ND One Call Inc, 4.10; Roughrider Electric Coop Inc, 4722.47; Sensus USA, 1949.94; St. Alexius Medical Center, 250.00; Swanston Equipment Corp, 81.28; The Hub, 1008.01; West River Telecommunications, 1031.90. On roll call vote; Haack, "Aye", Stern, "Aye", Pillar, "Aye", Wolf, "Aye", Obenauer, "Aye", motion carried.

There being no further business the meeting was adjourned at 6:33 PM CT. The next regular meeting of the commission will be Monday, May 7, 2018 at 5:30 PM CT in the Commission Room of the Hazen City Hall.

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

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