

**Hazen City Commission
Regular Meeting
July 20, 2020
Hazen City Hall**

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

Others Present: Attorney Donovan, Auditor Erhardt, Jerod Klabunde (Moore Engineering), Ted Billadeau (Mayo Construction), and Buster Langowski appeared in person or via teleconference call.

The meeting was called to order at 5:30 PM by President Obenauer.

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

Minutes: Commissioner Haack moved to suspend the reading and approve the minutes of the July 6th meeting, as presented, second by Commissioner Wolf. Motion unanimously approved.

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

CONSULTATION WITH ATTORNEY & ENGINEER

Engineer's Report/Agenda: Jerod Klabunde, Moore Engineering, discussed matters with the commission as follows:

- 1) Mr. Klabunde said they are working with the contractor to close out the project. The walk-through and correction items have been reviewed and much of the work has been completed or is scheduled. The contractor will be in the city July 22-24th to address concrete issues on the walking path and some curb ramps. Ted Billadeau, Mayo Construction, commented on the areas of walking path that may have been damaged by ground movement or frost. Mr. Billadeau asked the city to consider cost sharing some of these areas due to the uncertainty of the cause of the damage. President Obenauer said the city will work with the engineer to address any cost-share. Mr. Billadeau also said that all the straw erosion control items have been removed.
- 2) The city will continue to monitor the sewer line at 5th St NW/3rd Ave NW and, when possible, the line will be televised and re-evaluated.
- 3) The conditions of Expedition Estates continue to be monitored and the matter is likely headed to court as part of a lawsuit among the various contractors. Work on the area will not likely be addressed until 2021. President Obenauer would like some recommendations to repair the manhole on 11th Ave SW. Mr. Klabunde will try to get a quote for this work and work with the developer to address it.
- 4) Mr. Klabunde indicated he is waiting for responses to the environmental letters that were mailed, and parties have thirty (30) days to respond. Mr. Klabunde has received some back and there have been no issues noted.
- 5) Mr. Klabunde had no additional information on the ND STREET project and, again, offered his services for consultation when the city meets with DOT staff for the project walk-through. Auditor Erhardt will participate in a conference call with the State Water Commission on July 21st to provide

any information that may be requested regarding a proposed flood study for areas south of Main Street. President Obenauer asked Mr. Klabunde if there had been any progress regarding a solution to the issue of water lines freezing in the southwest portion of the city. Mr. Klabunde said the best solution will be to dig up these areas, install insulation and patch them. Mr. Klabunde will seek estimates to complete this work yet this summer/fall.

REQUEST OF CITIZENS

Free/Reduced Hall Rent – Hazen Lions Club – Benefit: Commissioner Haack moved to approve the request of the Hazen Lions Club for free use of city hall for a benefit on August 9th, subject to the kitchen fee (if applicable), second by Commissioner Wolf. Motion unanimously approved.

INTRODUCTION, READING & APPROVAL OF ORDINANCES

Governing Ordinance – 1.0202 – Special Meetings & Re-organization Meetings Amendment:

Commissioner Wolf moved to approve the second reading of the amendment of Ordinance 1.0201 and 1.0202, Regular Meetings and Special Meetings and Re-Organizational Meetings, second by Commissioner Pillar. On roll call vote: Wolf, “Aye”, Pillar, “Aye”, Haack, “Aye”, Stern, “Aye”, Obenauer, “Aye”, motion carried. Ordinance is effective immediately upon approval.

Chapter Nineteen – Taxation – Article I – City Sales & Use Tax Amendment: Commissioner Wolf moved to approve the second reading of the amendment(s) of Ordinance 19.0102, 19.0103, 19.0111, 19.0114 relating to the collection of city sales tax for distribution to Hazen Parks & Rec for maintenance and improvements, second by Commissioner Haack. On roll call vote: Wolf, “Aye”, Haack, “Aye”, Pillar, “Aye”, Stern, “Aye”, Obenauer, “Aye”, motion carried. Ordinance is effective upon publication.

REPORTS

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

Street/Cemetery: Commissioner Haack informed the board that street markings, on Main Street, are completed. Commissioner Pillar said a nice job was done on the street markings.

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

Police/Fire/Forestry: Commissioner Wolf had nothing to report at this time.

HCD: Buster Langowski had nothing to report at this time.

President: President Obenauer informed the board that four (4) applications were received for the Public Works Specialist II position and interviews will be scheduled as soon as possible. President Obenauer also spoke about a petition to close a section line, submitted to the county commission by Curtis Sailer. Mr. Sailer was asked to resubmit the petition, including more detailed information, and a public hearing will then be scheduled. President Obenauer is concerned that this section line is an access to agricultural land north of the railroad tracks and, if the section line is closed, ag equipment will be using city infrastructure, through residential areas, to access the land. There may be access to the agricultural land, from the north, but this would be on private property. President Obenauer would like a letter drafted to inform the county commission of the city’s concerns. Commission Haack

asked if a petition was filed with both the city and county and was informed only with the county. Commissioner Stern inquired about any bridges crossing Antelope Creek from the north access and was advised there are none, that anyone was aware of.

NEW BUSINESS

2021 City Budget: The commissioners were provided a preliminary budget report and a meeting to review the budget was scheduled for Monday, July 27th at 5:00 PM CT, in the commission room. If possible, interviews for the open position will be held after the budget review.

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: AED Everywhere, 112.30; Approval Payment Solutions Inc, 0.74; Brady Wolden, 350.00; Christy Metz, 112.00; Coal Country CHC, 524.00; Core & Main LP, 588.36; Dakota Fire Extinguishers, 71921; Donovan & Kaffar PLLP, 1725.72; Downtown Gas & Auto Repair, 500.00, DXP Enterprises Inc, 849.77; Farmers Union Oil, 355.00; Further, 9.75; Global Safety Network, 71.45; High Plains Concepts, 537.48; ITD, 10.30; Innovative Office Solutions, 5.37; Job Service ND, 7901.61; Josh Sailer, 87.00; M&A Heating, 1476.27; Mercer Co Auditor, 161.40; Millennium Express, 13.80; MDU, 4117.38; ND State Auditor’s Office, 220.00; ND One Call Inc, 43.95; Northern Safety Co, 85.40; Peggy Rahn, 211.96; Power Plan, 1395.70; Quality Asphalt Repair Inc, 4500.00; Roughrider Electric Coop Inc, 2727.88; Scott Leintz, 33.01; St. Alexius, 250.00; Stamps.com, 100.00; Stroup Insurance, 9724.00; The Hub, 74.14. On roll call vote: Stern, “Aye”, Pillar, “Aye”, Haack, “Aye”, Wolf, “Aye”, Obenauer, “Aye”, motion carried.

There being no further business, the meeting was adjourned at 5:58 PM CT. The next regular meeting of the commission is scheduled for Monday, August 3, 2020 at 5:30 PM CT in the Commission Room of the Hazen City Hall.

Approved: _____
Jerry Obenauer, President

Attest: _____
Monte J. Erhardt, Auditor