

City of Wahpeton Minutes

July 02, 2007

Pursuant to due call and notice thereof, a regular meeting of the Wahpeton City Council was duly held at **City Hall on the 2nd day of July 2007, beginning at 5:05 p.m.**

The following members were present: Council members Beyer, Wateland, Mitskog, Otterson, Schmidt, Tollefson and Bohn.

The following members were absent: Mayor Sturdevant

Officers present: City Coordinator Kessel, Attorney Lies, Public Works Director Nelson, Assessor Broadland, Librarian Maclver and Police Chief Thorsteinson.

Others present:

Council President Mitskog called the meeting to order at 5:05pm.

Motion by Otterson, seconded by Tollefson to approve the minutes from the June 18, 2007 Council meeting. Motion carried 8-0.

CITY COUNCIL JOINT HEARING WITH PLANNING COMMISSION

Planning Commission President Damon DeVillers reconvened the Planning Commission meeting. City Coordinator Kessel presented information regarding the Hubbard and Tyler Subdivision rezoning, a prior request had been made to the City Council but there was an error with the legal description/notice to the public. Comstock Construction obtained signatures of adjoining landowners approving the zoning change. Kessel verified all properties located in the rezoning area as well as signatures. Landowners requested a change from current zoning to I-2 (Heavy Industrial), approximately 22 parcels are in the rezoning area.

Planning Commission President DeVillers asked if any written comments have been received, Kessel stated there is none. Motion by Larson, second by Jensen to recommend to the City Council to approve the Hubbard and Tyler Subdivision rezoning change to I-2. Motion by Jensen, second by Oliver to adjourn the Planning Commission meeting.

Motion by Councilmember Wateland offered second reading of the following Ordinance and moved for adoption:

ORDINANCE NO. 895

AN ORDINANCE REZONING FROM INDUSTRIAL (I-1) AND HIGHWAY BUSINESS (B-3) TO INDUSTRIAL (I-2) (Parts of Hubbard and Tyler Subdivision)

The motion for the adoption of the foregoing Ordinance was duly **seconded by** Councilmember Otterson, and upon vote being taken thereon, the following voted in favor thereof: Beyer, Wateland, Otterson, Mitskog, Schmidt, Tollefson and Bohn; and the following voted against the same: None. Whereupon said Ordinance was declared duly passed and adopted, was signed by the Council President, and attested to by the City Auditor.

OFFICER REPORTS

City Coordinator Kessel

Mayor Sturdevant recommends that Mike Bassingthwaite complete the unexpired term of Dave Lester on the Zoning Adjustment Board. Motion by Bohn, second by Tollefson to approve the appointment as recommended by Mayor Sturdevant. Motion carried 8-0.

Refer to Finance Committee HELP Guidelines.

Coordinator Kessel announced that there are games of chance applications to approve.

Councilmember Tollefson offered the following and moved its adoption:

Games of Chance
Mary Meyer Benefit

The motion for the adoption of the foregoing Resolution was duly **seconded by Councilmember Bohn** Motion Passed 8-0.

Councilmember Tollefson offered the following and moved its adoption contingent upon State law:

Games of Chance
Head of the Red Gun Club

The motion for the adoption of the foregoing Resolution was duly **seconded by Councilmember Schmidt**, Motion Passed 8-0.

Councilmember Schmidt offered the following and moved its adoption:

Games of Chance
40 et 8 Wahpeton Voiture 250

The motion for the adoption of the foregoing Resolution was duly **seconded by Councilmember Tollefson**, Motion Passed 8-0.

Councilmember Bohn offered the following and moved its adoption:

Games of Chance
Riveredge Hospice

The motion for the adoption of the foregoing Resolution was duly **seconded by Councilmember Tollefson**, Motion Passed 8-0.

Motion by Wateland, second by Schmidt to schedule the hearing for R-2 zoning ordinance amendment for August 20, 2007. Voting Aye: Mitskog, Otterson, Schmidt, Tollefson, Bohn, and Hansey. Voting nay: Beyer. Motion carried 7-1.

Finance Director Huwe – Preparation of the 2008 fiscal year budget is beginning. If there are items the Council would like funded or incorporated into the budget let Huwe know. At the September Council meeting, the preliminary budget will be prepared for publication.

Public Works Director Nelson – Request for referral of Professional Services Agreement with Ulteig Engineers, Inc. for flood protection improvements for Airport and Airport Park to the Public Works/Public Safety Committee.

Reminder announcement that the City will be conducting an aerial spray for mosquitoes tonight, Monday, weather permitting.

Mitskog asked Nelson if there are any further hearings regarding the Dakota Avenue project. Nelson stated there are no further hearings scheduled on the project concept report from the DOT. Nelson stated the next phase of the project is design, and the Downtown revitalization committee will stay active throughout the course of the project.

REPORTS FROM THE CITY COUNCIL COMMITTEES

Finance Committee – Tollefson reported that two items were discussed and will remain on the agenda.

Public Works Committee – Committee Chair Otterson reported all items are still under discussion.

Flood Committee – Nelson stated that the Flood Committee met on Saturday with Senator Dorgan. Discussion was held regarding the need for flood protection for Wahpeton and Breckenridge. Dorgan stated that he would support legislation that would provide funding to Breckenridge for \$4 million dollars in 2008, and support funding of \$3.2 million dollars in 2009 for Wahpeton. The \$7.2 million dollars would allow Breckenridge to proceed, as well as Wahpeton. Since that meeting, a press release was issued from Dorgan's office and the \$4 million was added to a bill, but it still needs to go before a conference committee and obtain approval from the House and Senate, and remain in the president's budget for fiscal 2008.

Wahpeton Community Center – Kessel stated that the Board met with Foss Architects and discussed the parameters of construction and design ideas. It will take approximately three to four weeks for them to come up with a preliminary design and cost estimates.

PRESENTATION OF COMMUNICATION/REPORTS

Notice from State of North Dakota that Sovereign Land Management Plan is available.
Notice of noncompliance letter to North Dakota Department of Health.
Midcontinent Communications letter regarding changes in service.
Motion by Tollefson, seconded by Bohn to approve the reports sent in the mail and in the correspondence book. Motion carried 8-0.

Beyer stated fireworks on Wednesday, July 4th at dusk at John Randall Baseball field; Wahpeton Legion plays Breckenridge at 8:00pm.

SCHEDULING OF COMMITTEE MEETINGS

The following Committee meetings were then scheduled:

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| * FINANCE & PERSONNEL | July 09, 2007 Noon |
| * PUBLIC WORKS | July 10, 2007 Noon |
| * FLOOD | tba |
| * Forestry Meeting | July 09, 2007 1:00pm |

Motion by Wateland, seconded by Tollefson to adjourn. 5:28pm

Council President Mitskog

Angie Appell, Finance Assistant - Minutes respectfully submitted by aa.