

City of Flaxton
Council Proceedings
Approved Minutes

April 2, 2019

The regular City Council meeting was called to order by Mayor Mary Bjergaard @ 7:30 p.m. Present were Council Members Tammy Halverson and Shawn Kalmbach via speaker phone Public Works Director, Barb Cron, and City Auditor, Amy Ones. Also present were Owen Medlang representing MDU, a representative from ND Sewage Pump & Lift Station, Duncan DeMint and Jeff Kalmbach.

The meeting began with the Pledge of Allegiance.

Auditor Ones indicated that council member James West submitted his resignation from the Flaxton City Council on April 2, 2019 via email. Motion S. Kalmbach, second T. Halverson to accept J. West's resignation. All in favor, motion carried.

Owen Medlang representing MDU presented the amended franchise ordinance for council approval. The following language will be removed from the previously presented and approved franchise ordinance, "A division of MDU Resources, Group, Inc."

Motion T. Halverson, second S. Kalmbach to adopt City of Flaxton Ordinance 14.016 as amended and presented:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FLAXTON, NORTH DAKOTA:

Ordinance 14.0106: An ordinance granting to Montana-Dakota Utilities Co., a corporation, its successors and assigns, the franchise and right to construct, maintain and operate, within and upon, in and under the streets, alleys and public grounds of the City of Flaxton, Burke County, North Dakota, an electric distribution system for transmitting and distributing electricity for public and private use.

This ordinance shall be in full force and effect from and after its final passage and approval and without publication. All in favor, motion carried.

First Reading: March 5, 2019

Amended First Reading: April 2, 2019

Second Reading: April 2, 2019

Motion S. Kalmbach, second T. Halverson to accept the property valuations as presented by Burke County Assessor, Brandy Zepp during the board of equalization meeting. All in favor, motion carried.

ND Sewage Pump & Lift Station visited the lift station that was noted as having the gate and check valves replaced during the annual inspection. It was recommended not to make the repairs at this time since this lift station only services one property. ND Sewage Pump & Lift Station will email a service plan regarding the lift station for council review.

Gravel bids were opened. The only bid received was from Kevin Lucy d/b/a Lucy Trucks. Gravel price was listed at \$8.00/yard with a list of hourly equipment rates attached. Tabled until a more accurate amount of gravel needed within the City can be determined.

Motion T. Halverson, second S. Kalmbach to approve the March 5, 2019 meeting minutes as presented. All in favor, motion carried.

Motion T. Halverson, second S. Kalmbach to approve the financial reports and bills as presented. All in favor, motion carried. Overdue utility accounts were reviewed.

B. Cron presented the Public Works Report. Total hours worked were 81.00 hours for the month of March. B. Cron provided a detailed daily activity report of work completed for council review.

Discussion was held on the quit claim deed that was received from Minot Guaranty & Title for parcel #07614001. Motion S. Kalmbach, second T. Halverson to authorize Mayor Bjergaard to sign the quit claim deed as presented based on advice given by the City Attorney. All in favor, motion carried.

Jeff Kalmbach addressed the council regarding his concerns on the construction of a shop building on parcel #07598000. J. Kalmbach stated that it would be fair and appropriate for the council to table K. Lucy's request to construct the shop until an agreement can be reached with Burke County to assume the City of Flaxton's planning & zoning authority and that without proper planning & zoning ordinances in place residents do not have an opportunity to have their concerns heard thru the public hearing process. J. Kalmbach also stated that he felt the council should review the setbacks established by the Burke County Planning & Zoning Commission to see if the proposed building is in compliance.

Motion T. Halverson, second S. Kalmbach to move forward with relinquishing zoning authority to the Burke County Planning & Zoning commission. All in favor, motion carried.

Motion S. Kalmbach, second T. Halverson to have S. Kalmbach notify K. Lucy that the council strongly suggests the shop building dimensions follow the Burke County Planning & Zoning Ordinances regarding setbacks from adjoining lot lines and roads. All in favor, motion carried.

Mower estimates from Equipment Picker, LLC, Gooseneck Implement and Mertes Implement were reviewed. Motion T. Halverson, second S. Kalmbach to purchase the Blackjack Flip Up Deck Mower in the amount of \$5,350.00 from Mertes Implement. All in favor, motion carried.

The estimate to chip seal Railway Street was reviewed. Based on the cost of the project no action was taken.

Auditor Ones presented an estimate and information regarding the design of a new city website that would include online payment options for residents and provide the Auditor the ability to update the website in real time. Motion S. Kalmbach, second T. Halverson to approve the estimate as presented. All in favor, motion carried.

There will be a special meeting on Tuesday, April 16, 2019 @ 1:00 p.m. to appoint a qualified elector to the council member vacancy.

Meeting adjourned at 9:45 p.m.

Next meeting Tuesday, May 7, 2019 @ 7:30 p.m. at the Flaxton City Hall.

