

**KINDRED CITY COUNCIL MEETING MINUTES**  
**2-1-2017**

**1. 7:00 MEETING CALLED TO ORDER**

Mayor Wanner called the meeting to order at 7:00pm with council members Johnson, Amerman, Spelhaug, and Stoddard present. Also present were PWS Darin Laverdure, City Engineer Brandon Oye, City Attorney Sarah Wear, Deputy Rufat Agayev, and City Auditor Twila Morrison. Guests: Mark Ottis, Matt Thompson w/CC Reporter, Dawn Johnson w/Kindred Community Club, Lisa Anderson w/Kindred Library, Paul Kalibabky w/WM, Ron Lundquist, Gene Thompson, Bob Clarke, Perry Morrison, Brian Lammers.

Mayor Wanner began the meeting with the Pledge of Allegiance.

**2. APPROVE AGENDA**

Ms. Johnson wanted to be added on the agenda regarding Monday's special meeting under 71a; Ms. Morrison moved 7A4 & 7A5 to 7A1; add raffle permit for ND Muzzleloaders; add House Bill 1327 to 7A9

**MOTION, passed**

**Mr. Stoddard moved and Mr. Amerman seconded to approve the amended agenda. On a roll call vote, the motion carried unanimously.**

**3. CONSENT CALENDAR**

**MOTION, passed**

**Mr. Amerman moved and Mr. Spelhaug seconded to approve the minutes of 1-4-17 and 1-18-17. On a roll call vote, the motion carried unanimously.**

**MOTION, passed**

**Ms. Johnson moved and Mr. Amerman seconded to table approving minutes of 1-30-17. On a roll call vote, the motion carried unanimously.**

**Ms. Johnson noted that she will not be the library rep.**

Ms. Morrison reported that Kindred State Bank paid the pool tax bill in error and she wants to reimburse them. She already contacted the county to change the "mail to" address to the city. Also, the city did not receive a tax statement for the park lot so that is on the unpaid bills report to be paid also.

**MOTION, passed**

**Ms. Johnson moved and Mr. Stoddard seconded to approve the financials with additions. On a roll call vote, the motion carried unanimously.**

**MOTION, passed**

**Mr. Amerman moved and Mr. Spelhaug seconded to approve the raffle permit requests for Kindred Concert Series and ND Muzzleloaders.**

**4. BOARDS & COMMISSIONS**

Special Assessment Commission: Ms. Morrison reported there are 4 people who have volunteered to fill the vacancy. She was directed to have them come to the next council meeting.

**5. COUNCIL BUSINESS**

a. Administration

Corner lots:

**MOTION, passed**

**Ms. Johnson moved and Mr. Stoddard seconded to approve the 2<sup>nd</sup> Reading of Ordinance 2015-59. On a roll call vote, the motion carried unanimously.**

**MOTION, passed**

**Mr. Spelhaug moved and Ms. Johnson seconded to open the public hearing for Rezone, preliminary plat, and final plat for Newport Ridge Phase 3. On a roll call vote, the motion carried unanimously.**

Mr. Oye briefly reviewed the zones and preliminary plat. The hearing for the final plat will remain open until the March meeting.

**MOTION, passed**

**Ms. Johnson moved and Mr. Spelhaug seconded to close the public hearing for rezone and preliminary plat. On a roll call vote, the motion carried unanimously.**

**MOTION, passed**

**Mr. Amerman moved and Mr. Spelhaug seconded to approve the preliminary plat and 1<sup>st</sup> Reading of the Rezone for Newport Ridge Phase 3. On a roll call vote, the motion carried unanimously.**

Library: Lisa Anderson provided the annual report of the Library. The Kindred Library is the largest all-volunteer library in ND. They have 717 registered patrons, 1785 patron visits, 10,570 books & videos, and 12 active front desk volunteers, among other stats. The Friends of the Library is a separate 501(c)3 entity that is responsible for fundraising efforts. They raised almost \$5000 last year.

Kindred Community Club: Dawn Johnson explained the Club currently doesn't have a President and there isn't a 2017 date. They will be meeting next Thursday to hopefully get everything squared away. Mr. Spelhaug said the city takes care of the mowing, etc. We can get additional spraying done for the flies and get another dumpster for the garbage. Mayor Wanner and Mr. Spelhaug agreed that they will help get the barricades in place. Ms. Morrison mentioned there is economic development money available to help with expenses. Mayor Wanner said they will decide later on how much to donate. Mr. Spelhaug said that they should drop the fireworks and consider having them every 5 years to cut back expenses.

Paul Kalibabky- WM: Mr. Kalibabky handed out information about changing the agreement for recycling from once a month to every other week. He explained the rate increase we just had was due to Fargo's landfill and disposal increase. The regular Consumer Price Index rate increase from WM will be in July. However, if we choose to go with every other week recycling, there wouldn't be the inflation increase. The additional cost for every other week service would be \$1.75 per home per month. Ms. Johnson asked him to provide an updated copy of the contract and told him that the city is looking at competition when the contract expires next year. Mr. Kalibabky said he would be happy to get a current agreement to them and hopes the city allows him to provide a proposal next year. He asked to be on the agenda next month to review the new agreement.

Copier: Ms. Morrison reported the current copier was leased to purchase in 2008. She requested a new color copier/printer. She said after comparing Marco and Reardon's, she would prefer to remain with Reardon. They have a solid track record and we would own the unit after 60 months.

**MOTION, passed**

**Mr. Spelhaug moved and Mr. Stoddard seconded to accept Reardon's proposal for a new Canon color copier. On a roll call vote, the motion carried unanimously.**

Portfolios: Ms. Johnson wants the portfolios to be added to the website and she wanted her email and cell phone added as well.

**MOTION, passed**

**Ms. Johnson moved and Mr. Stoddard seconded to approve the portfolios. On a roll call vote, the motion carried unanimously.**

Forum Content: Mr. Spelhaug said the concept is good if there is something to promote. Ms. Johnson said we have a website and don't need this. Mayor Wanner asked Ms. Morrison to let Alison know that we're not sure at this time if it fits for us.

House Bill 1327: Jay Sandvig, building inspector at Moore, emailed this bill which would allow any person to do their own remodeling and not have to have any required inspections for structural, electrical, plumbing & HVAC systems that have been remodeled, added to or removed. They are

not in favor of this bill and wanted the city to be aware of it. Mr. Spelhaug asked Ms. Morrison to email Representative Beck to vote against it.

b. Police Report: Deputy Agayev presented the January report in a new format. There were 19 calls for service. There are no major issues in the city to report.

c. Engineering

2014-2 – Mr. Oye provided an updated punch list. Number 20.1 shows a gap in the pipe joint. KPH is going to contact the manufacturer to see if this could be an issue. Number 21.1 has no televising video for sanitary service for Block 1 Lot 3. Number 22.1 shows sag in pipe for Block 2 lot 1. Number 23.1 shows sag in pipe for Block 3 Lot 1. Mr. Oye & Mr. Laverdure want this item fixed.

Water tower- Mr. Oye said the Bureau of Reclamation review is progressing. He said the substantial completion date of October 21 is when the water tower is ready for use. The November 11 date is when the punch list will be done. He reviewed the Liquidated Damages Calculation document and explained the cost per day after substantial completion and cost per day after final completion.

**MOTION, passed**

**Mr. Spelhaug moved and Ms. Johnson seconded to approve the Liquidated Damages Calculation and include it in the contract. On a roll call vote, the motion carried unanimously.**

Ms. Morrison said the ND Public Finance Authority approved the \$600,000 loan for 20 years. Mr. Oye said at 20 years the approximate cost per house will be \$10 to \$12/month. At 30 years, it would be \$7.50 to \$9/month. The council wanted to go with 30 years because the water tower will last at least 50 years.

**MOTION, passed**

**Ms. Johnson moved and Mr. Stoddard seconded to approve 30-year financing for the water tower through ND Public Finance Authority. On a roll call vote, the motion carried unanimously.**

Phase 3 – A public works committee plan review meeting will be held Tuesday, February 7<sup>th</sup> at 7am. Mr. Stoddard, Mr. Spelhaug & Mr. Laverdure will attend. A special meeting was set for February 15<sup>th</sup> at 7pm to approve plans & specs.

d. Pool

Ms. Wear received 3 changes from the Park Board. Item #11 they want to change from monthly financial report to annual review meeting; Item #14 remove \$500; Item #15 want to add receiving the surcharge before the 15<sup>th</sup>.

e. PWS

Mr. Laverdure reported he has been busy with ice, sanding, & snow. He was looking at a vibrator for the street sander so the sand wouldn't get clogged.

f. P&Z

They held public hearings for the Phase 3 rezone, corner lots & plats.

g. Finance

FYI on the garbage rates. We didn't raise the rates a 2<sup>nd</sup> time because we are making a little money in that fund at this time. Investments: A spreadsheet showing all the CDs and accounts was reviewed. There is a CD at KSB that matures in March. We can get a better rate going 2 years through Bremer.

**MOTION,**

**Mr. Amerman moved and Mr. Stoddard seconded to move CD 12947 to Bremer for 2 years if we can get .45%. On a roll call vote, the motion carried unanimously.**

Special Assessment Report: Ms. Morrison sent out letters to Phase 2 residents letting them know their 2 year specials deferment will expire this year. Another letter is going to be sent to TIF #3 residents letting them know their TIF has expired.

h. Ms. Johnson

Ms. Johnson expressed her concern that the Monday night meeting didn't end with a plan for disciplinary action.

**MOTION, failed for lack of second**

**Ms. Johnson moved to put Ms. Morrison on probation and if things don't change then she could lose her job.**

Mr. Amerman said he couldn't second the motion without a better plan. Mr. Stoddard believes that Ms. Johnson could be put on probation as well. It wasn't handled properly. He doesn't feel Ms. Morrison should be on probation. Ms. Johnson asked to be put on the March agenda with her proposal and encouraged the council to support her. She also requested the draft minutes as soon

as they were completed. She said she wanted the past due water bills with the names blackened out included in her packet, along with a copy of the bank statements and bills. Ms. Morrison wanted to play the recording from Monday's confrontation in her office, but the Mayor asked her not to.

i. Council Reports

Ms. Johnson discussed the drainage issue at the end of her driveway. Mr. Oye responded how the drainage works and that the lot was not landscaped to accommodate the drainage. He told her that she could hire a contractor to try and remedy the situation.

Mr. Amerman asked Ms. Morrison to follow-up on Lil' Buckaroos PILOT and find out when it will start and if there is a time limit on it.

**6. ADJOURNMENT**

**MOTION, passed**

**On a motion by Mr. Amerman and seconded by Mr. Stoddard the meeting was adjourned at 9:46 pm. On a roll call vote, the motion carried unanimously.**

Next regular meeting will be held on 3-1-17 at 7pm.

(Minutes subject to council approval.)

(Agenda deadline is noon Wednesday the week before the meeting.)

---

**Twila Morrison, City Auditor**

---

**Jeff Wanner – Mayor**