

**MINUTES OF MEETING
MINNEWAUKAN CITY COUNCIL
May 12, 2009**

A regular meeting of the Minnewaukan City Council was held on May 12, 2009 at 5:30 p.m. at the Minnewaukan Senior Center. Present were Mayor Curt Yri, Council Members Mark Motis, Rita Staloch, Steve Huffman and Connie Ambers. Also present were City Maintenance, Verdeen Backstrom, Librarian, Cathy Burkhardtsmeier, City Auditor Laura Weed and Animal Control Officer, Jim, Ripplinger. Assessor Ellen Huffman and Randy Thompson. Citizens Bob and Lynn Yri, Aaron and Trish McQuoid, Myron Jury, David Garske, and Elizabeth Sholtman.

Equalization

A motion was made by Huffman to increase the overall assessment values as follows: Structures 50K and under will be increased 10 percent. Structures 50K and over will be increased 6 percent. Lots will be increased by 20 percent. Second by Ambers. Motion carried unanimously.

Gas Pumps

A motion was made by Staloch to have Tom Traynor write a letter to Spirit Water Inn explaining the importance of having a gas pump in the city. A deadline will be included in the letter. Second by Motis. Motion carried unanimously.

Agenda

A motion was made by Motis to approve the agenda. Second by Ambers. Motion carried unanimously.

Police Contract

A motion was made by Huffman that the Police Contract will not be renewed. This agreement will be reevaluated by the council at a latter time. Second by Motis. Motion carried unanimously.

Minutes

A motion was made by Staloch to approve the Minutes of March 10, 2009. Second by Ambers. Motion carried unanimously.

A motion was made by Huffman to approve the Minutes of March 23, 2009. Second by Ambers . Motion carried unanimously.

A motion was made by Huffman to approve the Minutes of April 16, 2009. Second by Ambers . Motis-yes, Huffman-yes, Ambers-yes, Staloch-abstain.

Computer and Printer

A motion was made by Staloch to approve the purchase of a new computer and printer in the amount of \$1,180.00. Second by Motis. Motion carried unanimously.

Vacation

The Auditor will be on vacation from July 10th until July 27th tentatively.

Spirit Water Inn

A motion was made by Staloch to deny the letter requesting reimbursement from Spirit Water Inn for a plugged sewer line. Second by Ambers. Motion carried unanimously.

Disaster Declaration

A motion was made by Motis to declare a disaster within the City of Minnewaukan. Second by Staloch. Motion carried unanimously.

**City of Minnewaukan
Disaster Declaration
May 12, 2009**

WHEREAS, the City of Minnewaukan has suffered damage to streets, roads, culverts, homes, businesses, sewage lagoon, sewer and water lines and other public facilities caused by excessive spring run-off and rains; and

WHEREAS, the hydrostatic pressure of the lake has caused it to infiltrate the City's groundwater, raising it significantly and increasing its salinity, thereby causing severe damage to the City's water and sewer system and streets; and

WHEREAS, the impact of these damages threaten the health, well being and public safety of the citizens of Minnewaukan; and

WHEREAS, the cost of cleanup, repair and replacement of such damaged facilities is far in excess of resources available to the City.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Minnewaukan, North Dakota, declares the City a disaster area.

Dated at Minnewaukan, North Dakota, this 12th day of May 2009.

Curtis Yri
Mayor

Laura J. Weed
Auditor

Minnewaukan School

A motion was made by Motis to approve a building permit for Minnewaukan School for a food storage facility. Second by Ambers. The council did not think that this was considered a substantial improvement therefore a variance was not needed. Motis-yes, Huffman-yes, Ambers-yes, Staloch-abstain. Motion carried.

Land Use Ordinance

A motion was made by Staloch to hold a final reading of the Land Use Ordinance. Second by Motis. Motion carried unanimously.

**CITY OF MINNEWAUKAN
PERMANENT LAND USE ORDINANCE
AREA OF SPECIAL CONSIDERATION
Section 1.0**

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6.2 Penalties For Violations

(1) Violation of the provisions of this ordinance or failure to comply with any of its requirements, including violations on conditions and safeguards established in connections with grants or variances or conditional uses, shall constitute a misdemeanor. Any person who violates this ordinance or fails to comply with any of its requirements shall, upon conviction thereof, be punished by a fine not exceeding \$500.00; or by imprisonment not to exceed 30 days; or by both such fine and imprisonment for each such offense; and in addition shall pay costs and expenses involved in the case. Each day such violation continues shall be considered a separate offense.

(2) Nothing herein shall prevent Minnewaukan from taking such other lawful action as is necessary to prevent or remedy any violation.

6.3 Notification to FEMA of Violations

The Local Administrator shall declare and report unresolved violations of this ordinance to the FEMA Regional Director for submission to the Federal Insurance Administration (FIA) of FEMA so that flood insurance can be denied to the affected building pursuant to Section 1316 of the National Flood Insurance Act of 1968.

Building Ordinance Revision

A first reading was held on the Building Ordinance. This revision is to include the procedure for moving structures. Motion by Motis. Second by Staloch. Motion carried unanimously.

Sex Offender Ordinance

A motion was made by Staloch to hold a first reading of the Sex Offender Ordinance. Second by Motis. Motion carried unanimously.

Liquor License

A motion was made by Huffman to limit the number of liquor license in the city to three. The first reading amending Ordinance 8, Business Regulations and Licenses will be held at the June 9th meeting. Second by Motis. Motion carried unanimously.

Bills

A motion was made by Ambers to pay all bills. Second by Motis. Motion carried unanimously.

FSA/Bank Building

Ameripride	66.98
Hartford Insurance	2367.00
Home of Economy	138.58
Huffman, S.	737.00
Otter Tail Power	593.62
McQuoids	23.36

Garbage

Double M Sanitation	2750.00
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General

Benson County Sheriff	300.00
Benson County Tax Equalization	520.00

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Dell	899.64
Farmers Press	266.60
Ferrellgas	314.94
Hartford Insurance	637.00
McQuoid's	19.48
NDTC	140.31
Otter Tail	266.38
Postmaster	84.00
Quill Office	298.01
Traynor Law Firm	100.00
Weed, L.	541.57
Payroll	1472.08

Library Fund

ABDO	223.74
Mystery Guild	127.37
Rhapsody Book Club	107.89
Payroll	698.99

Street

Backstrom, V.	8.00
Farmers Union Oil	22.69
Hartford Insurance	258.00
Home of Economy	22.36
McQuoid's	12.30
Otter Tail	662.60
Payroll	287.41

Water

Alltel	56.10
Devils Lake, City of	290.00
Ferrellgas	1437.79
Harold's Auto	44.60
Hawkins	1597.59
McQuoids	9.77
NDDOH	734.47
NDTC	82.50
Northern Plains Elect.	327.98
Otter Tail	226.94
Postmaster	264.00
TSC	5.49
Payroll	2752.93

There being no further business, the meeting adjourned.

Curtis A. Yri
Mayor City

Laura Weed
City Auditor