

**MINUTES OF MEETING
MINNEWAUKAN CITY COUNCIL
March 14, 2006**

A regular meeting of the Minnewaukan City Council was held on March 14, 2006 at 5:30 p.m. at the Minnewaukan Senior Citizen Community Center. Present were Mayor Curtis Yri and council members, Richard Peterson, Mark Motis, Claudette Carlson and Cyndy Lund. Also present were city auditor Laura Weed, city maintenance man Verdeen Backstrom, librarian Cathy Burkhardsmeyer, Sherri Thompson and son, Shirley Donovan and Steve Huffman.

Minutes

Peterson moved that the minutes of the February 20th meeting be approved. Second by Lund. Motion carried unanimously.

Stop Signs

Donovan asked the council if they would put stop signs at the intersection by her home. The ND Century Code will be reviewed because this is a farm-to-market road. The council suggested that she get license plates of anyone speeding and call it into the Sheriff's Office.

Home Rule Charter

Thompson presented the council with a sample Home Rule Charter Ordinance. A motion was made by Motis approving the Home Rule Charter and a one and one half percent sales tax option be placed on the June ballot. Second by Carlson. Motion carried unanimously.

Ordinance Amendments

A second reading on chapter 4 of the model ordinances was held. A motion was made by Peterson to accept chapter 4 as amended. Second by Lund. Motis-no, Peterson-yes, Carlson-yes, Lund-yes. Motion carried.

**Chapter Four
Fire Protection and Prevention
Ordinance
Penalty Clause**

4.0701 Penalty – Violation of Fire Protection and Prevention Chapter

Any person who shall violate any provisions of this chapter or fail to comply therewith or who shall violate or fail to comply with any order made thereunder or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder or any certificate or permit issued thereunder and from which no appeal has been taken or who shall fail to comply with such an order as affirmed or modified by the governing body or by a court of competent jurisdiction, within the time fixed herein, shall severally for each and every such violation and noncompliance respectively, be punishable by a fine of not more than one thousand dollars (\$1,000.00) or by imprisonment for not to exceed thirty (30) days or by both such fine and imprisonment. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such

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violations or defects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

Mayor, Curtis A. Yri

ATTEST:

City Auditor, Laura J. Weed

First Reading: February 20, 2006

Second Reading and Final Passage: March 14, 2006

A second reading on chapter 8 of the model ordinances was held. A motion was made by Lund to accept chapter 8 as amended. Second by Motis. Motion carried unanimously.

Chapter Eight
Business Regulations and Licenses
Ordinance
Penalty Clause

8.0615 Hours and Time of Sale - Penalty

Anyone who dispenses or permits the consumption of alcoholic beverages on a licensed premises after one o'clock a.m. on Sundays, before eight o'clock a.m. on Mondays or between the hours of one o'clock a.m. and eight o'clock a.m. on all other days of the week or who so dispenses or permits such consumption after one o'clock a.m. on Thanksgiving Day, on Christmas Day, or after six o'clock p.m. on Christmas Eve is guilty of an offense. Anyone licensed by the City governing body to sell alcoholic beverages may apply to the City governing body for a permit to sell alcoholic beverages under that license during the hours from twelve noon on Sundays to one o'clock a.m. on Mondays. The authority for issuing the permit rests solely with the City governing body. The fee for this permit shall be set by resolution of the City governing body. (Source: North Dakota Century Code Section 5-02-05, 5-02-05.1) Any licensee wishing to dispense or permit the consumption of alcoholic beverages between the hours of twelve noon on Sunday and one o'clock a.m. on Monday may apply for a Sunday alcoholic beverage permit from the City governing body. The fee for the permit is five dollars for each Sunday the licensee is allowed to sell alcoholic beverages (Source: North Dakota Century Code Section 5-02-03,05.1)

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League of Cities

A motion was made by Carlson and seconded by Lund approving Motis to attend the League of Cities training in Bismarck. Registration, mileage and hotel will be reimbursed by the city. Motion carried unanimously.

Portfolios

Portfolio reports were given.

Bills

A motion was made by Carlson and second by Peterson to pay all bills. Motis-no, Peterson-yes, Carlson-yes, Lund-yes. Motion carried.

FSA/Bank Building

Ameripride	114.95
Huffman, S.	770.00
Otter Tail Power	1051.24

Garbage

Waste Management	3018.75
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General

Benson County Equalization	508.00
Cenex	813.96
Farmers Press	15.13
Frith & Steffan	50.00
NDC	105.41
Otter Tail	210.93
Quill Office Products	107.96
Staloch Insurance	2902.00
Payroll	1268.66

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Library Fund

Demco	43.01
Penworthy	316.01
Payroll	612.19

Street

Benson County Highway	1224.00
Goulding's	81.52
Home of Economy	9.10
Odden's	36.00
Otter Tail	558.98

Water

Cellular One	54.89
Cenex	889.54
Hawkins Chemical	2525.22
NDTC	81.84
Northern Plains Elect.	346.82
Mac's Hardware	36.44
Odden's Grocery	10.35
Otter Tail	140.06
Wired Cellular	42.59
Payroll	2310.35

There being no further business, the meeting adjourned.

Curtis A. Yri
Mayor

Laura J. Weed
Auditor