

## PROCEEDINGS OF THE MOTT CITY COUNCIL

June 10, 2014

The Council met for their monthly scheduled meeting on June 10, 2014. Present were Mayor Mosbrucker, Council members Steiner, Johnson, Messmer, Wangsvick, Riedlinger, and City Superintendent Mosbrucker. Also present were Josh Bullinger, Gene Buresh, Rod Landblom, Jim Privatsky, Lindsey Krebs, Margie and Ron Herner. All motions are carried, unless otherwise stated.

The meeting was called to order and Wangsvick moved to approve the previous minutes as presented, seconded by Riedlinger.

Rod Landblom and Gene Buresh presented that FEMA has money available for flood buyouts. Wangsvick moved and Johnson seconded a Resolution to Appoint Roosevelt Custer as our Applicant Agen for the Hazard Mitigation Grant Program (HMGP) and Pre-Disaster Mitigation Program. Whereas, the City of Mott is submitting a Pre-Disaster Mitigation Grant project to the Federal Emergency Management Agency and the North Dakota State Department of Emergency Services; and Whereas, the City of Mott is required to appoint an Applicant Agent for the purpose of signing documents and assuring the completion of all application documents; Now therefore be it resolved that the City of Mott appoints the Roosevelt-Custer Regional Council as the authorized Applicant Agent. Dated 9<sup>th</sup> day of June, 2014. Signed Troy Mosbrucker, Mayor Attest: Pamela Steinke, Auditor.

Kerry Mosbrucker presented the City Superintendent Report. Tarring on the streets is completed. The bike path still has to be done. Going to need some additional help for Sewer Main clean-up project.

Need to progress with the Hearing letter for the property located at Lot 19 in Block 38 of the Brown 2<sup>nd</sup> Addition Plat of the Townsite of the City of Mott.

The Council had the second reading of a new ordinance pertaining to the moving and demolition of building within the City. Johnson moved and Wangsvick approved the second reading of Ordinance 18.0105.

Amendment to Ordinances of the City of Mott. An Ordinance to amend Chapter Eighteen by adding Article 1 Section 18.0105 to said Revised Ordinances of the City of Mott, North Dakota. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOTT, NORTH DAKOTA: Chapter Eighteen is hereby amended by adding the following: 18.0105 Moving and Demolition of Buildings and Structures A permit is required for the demolition or moving of any building within, to, or from the City of Mott. Any person wishing to demolish or move a building must apply to the Mott City Council for a permit. The Mott City Council must determine that all requirements of this chapter have been or will be met before approving an application and issuing a permit. (1) Demolition Permits. Demolition permits may be issued only when the following conditions are met: (a) Sewer and water connections must be disconnected from the city water and sewer systems and marked for later location, such marking to be made at or above ground level. This condition is subject to approval by the Mott City Council; (b) Adjacent streets, sidewalks, and alleys must be protected by fences and scaffolds, and all pedestrian traffic must be rerouted with approval of the Mott City Council; and (c) All debris, rubbish, foundation material, and combustible material must be removed from the premises upon completion of the demolition project. The site must then be filled with earth, leveled, and compacted to conform with the grade of the adjacent properties within thirty (30) days of issuance of permit. Restoration of the demolition site must be approved by the Mott City Council. (2) Moving Permits. An application for a moving permit must include all of the following: (a) The route by which the owner of the house or building proposes to move said structure; (b) A Certificate of Inspection from a licensed inspector listing the requirements for construction, alteration, and repairs that must be met in order for the moved structure to comply with the building code and any other relevant City ordinance; and (c) The property owner's agreement, in writing, to remove all debris, rubbish, foundation materials, and combustible materials from the site and to fill with earth, level, and compact the excavation site to conform with the grade of the original site within thirty (30) days of move. The owner shall also agree to plug the sewer line and to shut off the water service to the satisfaction of the Mott City Council. The property owner shall mark the sewer and water lines at or above ground level to facilitate future location. (3) Additional requirements for a moving permit: (a) The property owner must ensure that the moving of the structure will not obstruct the orderly flow of traffic; (b) The axle loading of the vehicle and equipment used to move the structure comply with the legal limit for the streets over which they will pass; (c) Moving the structure will not cause any damage to trees within a public right-of-way and the property owner pays for any

necessary tree maintenance or trimming; (d) The property owner must post a performance bond with the Mott City Auditor, in an amount to be determined by the Mott City Council, conditioned upon compliance with all of the requirements of this Ordinance as well as all relevant building codes and other ordinances; (e) The property owner filed with the Mott City Auditor a bond or security deposit, in cash or be certified check or cashier's check, of an amount to be determined by the Mott City Council, such amount not to exceed \$15,000.00, conditioned on the following: (i) The property owner will pay the cost of any and all damages to the city or any person living in the city or lawfully upon the public streets or alleys of the city, whether such damage be to person or property and whether caused by the owner of the property, his agents, or his employees; (ii) The structure shall be moved within thirty (30) days after the permit is issued, or longer with prior approval of Mott City Council; (iii) The property owner shall hold the City of Mott harmless against all liability, judgments, costs, and expenses which may accrue against the City of Mott as a result of the acts of the property owner, his agents, or employees while moving the structure; and (iv) Compliance with the permit, the laws of North Dakota, and the ordinances of the City of Mott. First Reading: 05/13/14 Second Reading 06/10/14 Publication and Final Passage: 06/20/14

Jim Privatsky and Lindsey Krebs dropped in from KLJ to see if there were any projects they could assist on.

Following up on the City's Spring Tour the letters sent were received and the residents cleaned-up as requested.

Mayor Mosbrucker shared with the Council that the Park Board is looking at renovating the baby pool. Currently the main pool and baby pool are on the same filtration system. The baby pool is also too deep. The park board is looking to renovate. The Council is going to invite the Park Board to meet with them to see how the Council can assist in the process.

Josh Bullinger presented the Police Report for May. Investigations included delivery of alcohol to a minor, open container, suspicious person, suicidal person, and drug paraphernalia. Riedlinger moved to accept the report as presented with Wangsvick seconding.

The zoning board met to review zoning requests. Ron and Margie Herner were on hand to ask for a variance. They are adding a building to their property and wanted it to be flush with the neighbors which is 10 feet off the alley where the setback requirement is 15 feet. Wangsvick moved to approve the variance with Johnson seconding.

Steiner moved and Riedlinger seconded the approval of Building Permits #1790 for Dakota Plains Management/SW Spec Ed to add a shed; #1791 for Bruce Parsons to add a shed; #1792 Deb Marthaller to add a dog run and patio; #1793 Roadmaster Inc add fencing; #1794 Mick Wangsvick add a shed; #1795 Ron Herner add a shed.

Frank Schmidt is helping out with mowing. City is still looking for a pickup.

Messmer moved and Wangsvick approved to pay the bills as presented:

The amount of \$13,962.31 in salaries and deductions were paid as authorized. #35648 Hettinger County \$7980.00; #35649 M&O Sanitation; #35663 AT&T Mobility \$86.36; #35664 Consolidated Telcom \$183.26; #35665 Country Media \$243.53; #35666 Crane & Roseland \$200.00; #35667 Fargo Water Sales \$2603.47; #35668 Fitterer Sales \$1785.00; #35669 Frieze Auto Parts \$6.89; #35670 Hertz Contracting \$525.00; #35671 Local Equipment \$533.12; #35672 Visa \$120.17; #35673 M&O Sanitation \$3480.66; #35674 Mott Equity Exchange \$236.71; #35675 MTI Distributing \$291.27; #35676 ND One Call, Inc \$11.00; #35677 ND League of Cities \$15.00; #35678 Olson's Foods Inc \$23.45; #35679 Share Corporation \$209.32; #35680 Southwest Business Machines \$133.59; #35681 Southwest Water Authority \$6639.15; #35682 Team Laboratory Chemical \$1754.00; #35683 Visa \$786.82; #35684 Western Steel & Plumbing \$330.43; #35685 MDU 3713.69

Messmer moved to adjourn, seconded by Riedlinger.

ATTEST:

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Pamela Steinke  
Auditor

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Troy Mosbrucker  
Mayor