

## PROCEEDINGS OF THE MOTT CITY COUNCIL

April 13, 2015

The Council met for their monthly scheduled meeting on Monday, April 13th, 2015. Present were Mayor Mosbrucker, Council members Steiner, Quamme, Johnson, Wangsvick, Riedlinger, Messmer and Superintendent Mosbrucker. Also present was Sheriff Sarah Warner, Rodney Ness, and Lori Eggers. All motions are carried, unless otherwise stated.

Johnson moved and Steiner seconded the approval of the minutes from the February meeting.

Sheriff Warner went over the police report for March. Investigations included drug related offenses, Suspicious person/vehicle and possession of stolen property. Worth noting, Mott has had 7 arrests so far this year and the county has had 28. The number of calls to bars seems to be on the rise. Also the non-emergency number to call, rather than 911, is (701) 328-9921.

Superintendent Mosbrucker shared there was a water break in W. Mott that affected one resident. It was repaired. The repaired aerator/windmill is back out in the lagoon. The other aerator was pulled off the lagoon to have it's gearbox repaired. The Roger's property is just about finished being cleared. Next week street patching is due to begin. The city plans to rent a dura-chipper in June to do some street repairs. The Weed board is now contracting out it's work so equipment is going to be sold off.

The bids for a street sweeper were opened. There were two, both from Swanston Equipment sales. Rodney Ness explained the differences between the two machines the bids included, a brand new 2015 Global Street Sweeper and a 2014 model that was a demo unit. Wangsvick moved and Johnson seconded accepting the bid for the demo unit at a price of \$166,200 including the trade-in on our old Pelican street sweeper.

There were no bids on the property the city had for sale.

Still waiting on signed paperwork from the lienholder's attorney on the Marlow property.

The council decided that the Annual Spring Clean-up would be from now through the April 30<sup>th</sup>. The landfill will be open Mon-Fri 3-7pm, Sat 9-3pm, and Sun 1-4pm. The Council will tour Mott prior to the next meeting.

It was determined the City needs an ordinance in regards to trees that hang over public property as well as private. The council would like to have a first reading at the next meeting.

Wangsvick moved and Quamme seconded the change to the City of Mott Employee Handbook that states employees **must** live within city limits.

Messmer moved and Steiner seconded the approval and final passage of the MDU Franchise ordinance. A roll call vote was taken: Steiner 'aye'; Quamme 'aye'; Johnson 'aye'; Riedlinger 'aye'; Wangsvick 'aye'; and Messmer 'aye'. Motion carried: **ORDINANCE NO. 1 AN ORDINANCE GRANTING TO MONTANA-DAKOTA UTILITIES CO., A DIVISION OF MDU RESOURCES GROUP, INC., A CORPORATION, IT'S SUCCESSORS AND ASSIGNS, THE FRANCHISE AND RIGHT TO CONSTRUCT, STREETS, ALLEYS AND PUBLIC GROUNDS OF THE CITY OF MOTT, HETTINGER COUNTY, NORTH DAKOTA. A GAS DISTRIBUTION SYSTEM FOR TRANSMITTING AND DISTRIBUTING NATURAL OR MANUFACTURED GAS, OR A MIXTURE OF BOTH, AND AN ELECTRIC DISTRIBUTION SYSTEM FOR TRANSMITTING AND DISTRIBUTING ELECTRIC ENERGY FOR PUBLIC AND PRIVATE USE.** The City Commission, City of Mott, Hettinger County, North Dakota. SECTION I. For convenience, herein, said municipal corporation is designated and referred to as "Grantee". Any reference to either includes their respective successors and assigns. SECTION II. There is hereby granted to Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc., a corporation, Grantee, it's successors and assigns, subject to the limitations herein stated, the right and franchise to occupy and use the streets, alleys and public grounds of the Municipality as now, or hereafter constituted, for the purpose of constructing, maintaining, and operating, within, upon, in and under the same, a gas distribution system for transmitting and distributing natural or manufactured gas, or a mixture of both, and an electric distribution system for transmitting and distributing electric energy for public and private use. SECTION III. Grantee shall maintain an efficient distribution system for furnishing natural or manufactured gas, or a mixture of both, and an electric distribution system for transmitting and distributing electric energy for public and private use at such reasonable rates as may be approved by the Public Service Commission of the state wherein said Municipality is located and under such orders, rules or regulations as may be issued by the federal or state agency having jurisdiction thereof. SECTION IV. This franchise shall not be exclusive and shall not be construed to prevent the

Municipality from granting to any other party the right to use the streets, alleys, and public grounds of tire Municipality for like purposes. SECTION V. The Municipality reserves any right it may have, under its police power, or otherwise, to control or regulate the use of said streets, alleys, and public grounds by Grantee. SECTION VI. Grantee shall indemnify and save and hold the Municipality harmless from any loss or damage due to the construction, installation, and maintenance of its distribution system, and its use of the streets, alleys, and public grounds of the Municipality. SECTION VII. Grantee shall have the right to assign this franchise to any party, or corporation, but all obligations of Grantee hereunder shall be binding upon its successors and assigns. SECTION VIII. Within thirty (30) days after Grantee is notified of passage and final approval of this Ordinance, Grantee shall file with the clerk or auditor of the Municipality its written acceptance of this franchise. SECTION IX. This franchise shall continue and remain in full force and effect for a period of twenty (20) years from the date upon which this ordinance shall become effective as provided by law.

The following building permits were presented: #1816 – Lonny Hummel – structure to bridge gap between 2 buildings. #1817 – Steven Kineston – Add a shed. #1818 – LB Concrete – put up a fence. Messmer moved and Steiner seconded the approval of the building permits presented.

Messmer moved and Steiner seconded the approval of the following bill payments:

The amount of \$20,350.93 in salaries and deductions were paid as authorized. #36150 Visa \$67.98; #36151 Visa \$238.19; #36152 Hettinger County \$7642.80; #36153 M&O Sanitation \$3124.80; #36154 SW Diesel & Repair \$250.00; #36167 Cardinal Insurance \$10,891.00; #36168 AT&T \$154.11; #36169 Bobcat of Mandan \$297.88; #36170 Consolidated Telcom \$188.32; #36171 Country Media \$272.70; #36172 Dakota Dust-Tex \$267.00; #36173 Dakota Supply Group \$43.07; #36174 Eido \$84.00; #36175 Frieze Auto Parts \$217.22; #36176 Hettinger County \$500.00; #36177 JK Excavation \$5500.00; #36178 M&O Sanitation \$2636.26; #36179 Mid-American Research Chemical \$482.55; #36180 Mott Equity Exchange \$1675.52; #36181 Mott Park District \$9957.20; #36182 Olson’s Foods \$14.04; #36183 Southwest Business Machines \$17.49; #36184 Southwest Water Authority \$6613.68; #36185 Southwest District Health \$60.00; #36186 Starion Bond Service \$70,962.25; #36187 Steffan Saw & Bike \$386.73; #36188 Wilbur-Ellis \$33.00; #36189 Zentner House Moving \$1100.00; #36190 MDU \$3912.56

Messmer moved to adjourn and Riedlinger seconded.

ATTEST:

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Pamela Steinke  
Auditor

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Troy Mosbrucker  
Mayor