

CITY OF LINCOLN
COUNCIL MEETING

July 10, 2014

The regular meeting of the Lincoln city council was called to order by Mayor Bob Johnston at 7:00 pm, at the Lincoln Community Center, 74 Santee Road, Lincoln, ND. Other Members Present: Urlacher, Zainhofsky, Daly, and Fischer.

Approval of minutes for June 5, June 19 and June 24

--1st motion—Daly—to approve the minutes

--2nd motion—Fischer

All members present approve and motion carried.

Pledge Securities

Pledge securities are covered in excess of \$361,792.11

--1st motion—Urlacher- to approve the pledge securities

--2nd motion--Daly

All members present approve and motion carried.

Consideration for Massage Therapy ordinance change

Currently in order to conduct a therapeutic massage business or ordinance restricts it to an “adult entertainment” industry. Massage Therapists are regulated by the ND Board of massage and they have to comply with municipal licensing. We have had interested parties that would like to conduct massage therapy in a commercial area as well as a residential area out of their homes. We had a memo done by our city attorney’s at Vogel Law that would give us suggestions on how to update the ordinances.

Special Use Permits and a Raffle permit

Dj’s and Lady J’s have requested special use permits for events at the South Forty Event Center.

--1st motion—Urlacher—to approve the special use permits

--2nd motion—Fischer

All members approve and motion carried.

Raffle permit requested by Lincoln Sportsman Club

--1st motion—Urlacher—to approve the raffle permit

--2nd motion--Fischer

All members present approve and motion carried.

Abatement for 58 N Stanley 2012 and 2013

58 N Stanley applied for abatements for 2012 and 2013 because of over value of the basement on the home.

--1st motion—Zainhofsky—to approve the abatements

--2nd motion—Urlacher

All members approve and motion carried.

7:15pm Public hearing for Zoning change and Final Plat for Evergreen Cove

The Final Plat for Evergreen Cove is presented to the Council along with a zoning change from R-9 (high density) to PUD (Planned Unit Development). The developer explained that there will be a recorded PUD plan for the area. There will be a private drive that will be maintained by the association. Engineer Krogstad said that they are nearing the approval of the storm water management plan and the PUD plan needs to be approved yet.

Public Hearing closed 7:25pm

--1st motion—Urlacher—to approve the Final Plat and Zoning Change Request for Evergreen Cove.

--2nd motion—Fischer

All members present approve and motion carried.

Second Reading and Final Passage for the changes for R-5

Changes to R-5 include a provision for the maximum sized accessory building allowed. It added front yard, side yard, and rear yard depth requirements also.

--1st motion—Urlacher—to approve the second reading and final passage.

--2nd motion-Fischer

All members present approve and motion carried.

Appointment of Auditor, Engineer, Attorney, Assessor, and Building Inspection

Mayor Appointed Melanie Kitzan as Auditor

-1st motion—Daly—to approve the appointment

--2nd motion—Fischer

All members present approve and motion carried.

Mayor Appointed KLJ as Engineer

--1st motion—Urlacher—to approve the appointment

--2nd motion—Daly

All members present approve and motion carried.

Mayor appointed Vogel Law as Attorney

--1st motion—Urlacher-- to approve the appointment

--2nd motion—Fischer

All members present approve and motion carried.

Mayor appointed Burleigh County as assessor

--1st motion—Daly—to approve the appointment

--2nd motion—Zainhofsky

All members present approve and motion carried.

Mayor appoints Bismarck Building Inspection as our building inspection

--1st motion—Urlacher-to approve the appointment

--2nd motion—Fischer

All members present approve and motion carried.

Fist Reading on the FEMA ordinance update

The ordinance for FEMA flood plain map needs updating as the map was updated state wide.

--1st motion—Daly—to approve the first reading

--2nd motion—Urlacher

All members present approve and motion carried.

Second reading and final passage of the ATV ordinance

The Second reading of the ATV would outlaw the use of ATV's within any city limits (including ditches). Residents and individuals in the ETA were present to express their concerns with the use of ATV's. Most of the concern was with reference to ATV for snow removal, hauling grass and trees, and street legal ATV's.

Council tabled the second reading and final passage for August meeting to research more on the changes.

Waste Management

Paul from Waste Management was here to discuss the rates we will be paying for disposal of the recycling from our recycle trailers. We will be charged per ton for disposal. The board requested that he put together a quote for the recycling.

Portfolios

Urlacher—the public works signed the contract for Pittsburgh Tank to have them rehab our water reservoir that is offline.

Zainhofsky—Park meeting is next week she will attend

Fischer—nothing to report

Daly-Financials are in. The budget is underway. The tree board is raising the reimbursement for the Partners with trees.

Johnston—We will be preparing evaluations in September for raises in January. The police department is looking for another officer. Sergeant Crook resigned and Officer Newman has been promoted to Sergeant and will be taking Crooks place.

Engineer Krogstad presented on an item the council requested for research. He estimated that the cost to excavate several hundred feet of the drainage ditch instead of the whole things to be at \$17,500 instead of \$100,000.

The office staff would like to give \$25 gift cards to the 3 volunteers that have been stuffing water for us for the past many years.

--1st motion—Daly-to approve the purchase of 3 gift cards for volunteers

--2nd motion—Fischer

All members present approve and motion carried.

Motion to pay Bills

-1st motion-Urlacher -to pay bills

-2nd motion—Zainhofsky

All members present approve and motion carried.

Meeting adjourned

Minutes submitted by Auditor, Melanie Kitzen, subject to request and revision of the City Council.