

LINCOLN CITY COUNCIL
Meeting Minutes
April 6, 2017

The regular meeting of the Lincoln city council was called to order by Council President Erv Fischer at 7:00 pm, at the Lincoln Community Center, 74 Santee Road, Lincoln, ND. Members Present: Volk, Aman and Daly.

Council President calls to order.

Agenda approval

Motion by Volk to approve agenda adding barking dogs after #7
Seconded by Daly
Motion carried

Approval of Minutes

Motion by Volk to approve February 9, 2017 minutes
Seconded Fischer
Motion carried

Motion by Volk to approve March 9, 2017 minutes with change to March 7, 2017
Seconded by Jon
Motion carried

S.E.H. Report

Ken Nysether reported on the emergency repair to cell 3 at the lagoon. Concrete slab was on top of clay liner and was 2 ft. below where it should've been. Also, outlet pipe was higher than it should've been. The 90-degree joint was not connected to the horizontal. Weisz & Sons was contracted to do the work. They put in a giant manhole which was one solid concrete structure that goes down 7 ft. It's a much more solid structure to hold the sludge back and it won't float. It has a 48" opening and ice will never effect the new drain. The discharge pipe is 12 inches and animal shouldn't get stuck in it. Volk ask if there was any protocol for contacting state agencies. Ken stated that pond was tested and able to be discharged. Due to time constraints, there was a window for discharging. We needed to get things up and running because the other ponds were getting full. The total cost for repair will be approximately \$25,000.00.

Rusch Homes – Final Approval for Annexation of Rusch, Gabbert, Rusch Subdivision – Lots 21, 22, 34, 35

Motion by Volk to table
Seconded by Aman
Motion carried

Garbage/Curbside Recycling/Recycling Trailers

Volk stated mayor received feedback on recycling. Curbside tote will be delivered whether resident wants to participate or not. Volk stated residents should have choice to receive a tote or not. Aman stated he received call from resident stating recycling trailers were being dumped in the landfill. Rob stated recycling use to be free but Waste Management took over and started charging us. City workers were making two trips per week. Landfill was becoming picky about what they would take. Justin Hagel stated we would need to give Waste Management notice prior to October 1, 2017 and our contract expires November 20, 2017. Waste Management has exclusive access to the Lincoln territory.

Review Firework Ordinance

Council decided no change to the ordinance. Use of fireworks will be July 1, 2, 3 and 5 from 12:00 pm until 10:00 pm and on July 4 from 12:00 pm to 1:00 am.

Barking Dogs

Volk stated they've received a lot of complaints. We have an ordinance for annoying animals. Justin read the ordinance. Also, he stated we could have a set fine and change the ordinance but would require 2 readings. He will draft ordinance and bring to May meeting. Residents state that nothing really happens when people get cited. Volk and Chief Gibbs stated we should go with \$50.00 fine for barking dogs and dogs at large.

Special Permit/Licenses

South 40 Events – Dinner for doctors and nurses. Sarah stated this wouldn't be a typical wedding evening. Volk stated if it's a catered event they don't need a special event permit.
Motion by Volk to waive the security guards
Seconded by Aman
Motion carried

Portfolios

Daly – Parks Department decided no trees around the gazebo. Writing a grant for trees up on North McDougall. Tree Board meeting April 24th to plan for Arbor Day at the school.

Gibbs – March stats – 6-driving while suspended/revoked, 3-possession of marijuana, 4-possession of drug paraphernalia-marijuana, 3-possession of methamphetamine, 6-possession of drug paraphernalia-methamphetamine, 1-possession of mushroom/Psilocybin, 1-ingestion of methamphetamine, 2-driving under the influence of alcohol/drugs, 1-minor in consumption of alcohol, 13-warrant for arrest. Total citations written-162, Total warnings-130, 164 total log numbers. Gibbs stated officers were issuing citations on the spot for driving without liability insurance and they have 2 weeks to come in to show proof of insurance. Department had state funded DUI enforcement on the special event night and Officer Jackson did get one DUI that night. All officers are now trained to operate the Intoxilyzer 8000 and are waiting for their cards.

Chief Voigt – Department has received 138 call year to date. Two calls for medical in Lincoln city limits in March. Lincoln calls are 7% of their calls. Two people came forward from Lincoln with applications to work for the Rural Fire Department.

Rob Dickson – Public works have been out patching pot holes and have found broken curbs after our winter. Received tarring bid for \$36,000.00, from Zimmerman's for crack sealing. Volk suggested having a budget meeting.

Fischer – He and Karen went to the Corp of Engineers. The Corp wants us to address where the bank is wearing down behind Cenex. We may need a nationwide permit.

Auditor Report and Budget Update

Shawn Surface - As of 3/31/17 our bank account balance was \$4,374,585.94. March bank statements just arrived yesterday, Burleigh County tax deposits, State Treasurer Highway deposits and Special Assessments have been yet to be coded to their revenue accounts on the March financials. Shawn stated that he attended the ND League of Cities conference for city auditor training. Next week, final payment will be made for the 2007-1 Street Improvement Project. The payment is for \$81,197.00 and includes a principal of \$80,000.00. Also, we will make payment on the \$200,000.00 general obligation bonds of 2008. The payment will be \$13,917.75 of which \$10,000.00 is principal. This payment is for building levy and we will still have payments for the 10 or 11 years.

Finances

Motion by Volk to pay the bills

Seconded by Aman

Motion carried

Meeting adjourned at 8:15 pm.

Motion by Volk to adjourn

Seconded by Aman

Motion carried

Minutes submitted by Deputy Auditor, Sarah Maenza, subject to request and revision of the City Council.