

**OFFICIAL PROCEEDINGS
BOARD OF CITY COMMISSIONERS
MAY 28, 2013 6:00 P.M.
CITY HALL WILLISTON, NORTH DAKOTA**

1. Roll Call of Commissioners

COMMISSIONERS PRESENT: Howard Klug, Tate Cymbaluk, Brent Bogar, Brad Bekkedahl and E. Ward Koeser

COMMISSIONERS ABSENT: NONE

OTHERS PRESENT: John Kautzman, Donald Kress, Tom Ladwig, Pete Furuseth, Steven Kjergaard, Alan Hanson, Monte Meiers, Tom Rolfstad, Kent Jarcik, Shawna Gooche-Egge

2. Consent Agenda

- A. Reading and Approval of Minutes for:
 - (1.) Regular Meeting Dated May 14, 2013
- B. Auditor
 - (1.) Accounts, Claims and Bills
Combined Check Register

For checks between: 05/14/13 - 05/24/13

Payroll

Check #	Vendor/Employee/Payee Number/Name	Check Amount	Period	Date Issued
-78693	14021 BRAD D. BEKKEDAHL	0.00	513	05/17/13
-78692	56070 TATE A. CYMBALUK	0.00	513	05/17/13
-78691	56169 KATHERINE E. BERWICK	1144.76	513	05/17/13
-78690	56297 BRENDA D'ANGELO	363.13	513	05/17/13
-78689	12020 RANDY M DONNELLY	1547.67	513	05/17/13
-78688	12017 JOHN L. KAUTZMAN	2708.77	513	05/17/13
-78687	56240 KAREN D. KUEHL	866.57	513	05/17/13
-78686	56300 NICOLE LUMPKINS	458.54	513	05/17/13
-78685	56168 AARON G. MITCHELL	867.44	513	05/17/13
-78684	56255 CHELSEA S CAVANAUGH	701.09	513	05/17/13
-78683	13026 KEVIN W. CRAFT	1161.59	513	05/17/13
-78682	56195 JACKIE L. HATCH	760.78	513	05/17/13
-78681	56206 DANIELLE HENDRICKS	1036.66	513	05/17/13
-78680	56118 KATALIN C. MAGYAR	635.08	513	05/17/13
-78679	56274 MEGAN NYGARD	397.03	513	05/17/13
-78678	56225 SUSAN E. SCHNEIDER	1085.80	513	05/17/13
-78677	13025 JOLEEN S. TINKER	1228.29	513	05/17/13
-78676	14024 BRENT BOGAR	463.59	513	05/17/13
-78675	14025 HOWARD D. KLUG	120.87	513	05/17/13
-78674	15004 JANET B. ZANDER	1965.84	513	05/17/13
-78673	18021 ROBERT J. BENTH	6.01	513	05/17/13
-78672	18022 SHARYL J. BUSCH	2219.99	513	05/17/13

-78671	56162	JOSHUA A. BUTLER	1229.23	513	05/17/13
-78670	56237	ADEN A CLARK	762.65	513	05/17/13
-78669	18028	DAVID C. DONNER	1789.48	513	05/17/13
-78668	56127	RICHARD S. FISHER	111.51	513	05/17/13
-78667	56259	ANDREW FOURNELL	1060.68	513	05/17/13
-78666	56193	CYNTHIA L. GARDNER	282.59	513	05/17/13
-78665	18001	ALAN K. HANSON	2206.19	513	05/17/13
-78664	18100	TANA L. HINRICKSEN	1.85	513	05/17/13
-78663	56101	SUSAN G. HOLMEN	361.97	513	05/17/13
-78662	56201	JENNA JONES	468.00	513	05/17/13
-78661	18027	STEVEN D. KERZMANN	1886.25	513	05/17/13
-78660	18096	TRACY C. KERZMANN	1113.63	513	05/17/13
-78659	56107	VICTORIA L. KREGER	726.05	513	05/17/13
-78658	18099	ERICA J. MYERS	751.65	513	05/17/13
-78657	18024	JONATHON RASMUSSEN	2405.52	513	05/17/13
-78656	18070	JEANNE M. SAGASER RASSIER	1681.88	513	05/17/13
-78655	56130	ANDREW A. SAILER	1384.82	513	05/17/13
-78654	18097	DUANE S. WINTER	5.31	513	05/17/13
-78653	56174	SAM M. AIDE	1143.78	513	05/17/13
-78652	56166	RYAN J. ALLEN	1040.86	513	05/17/13
-78651	56273	JASON BARTEN	1505.49	513	05/17/13
-78650	19024	DAVID L. BELISLE	1447.44	513	05/17/13
-78649	56246	HUGH E BENZEN	1094.80	513	05/17/13
-78648	19092	DUSTIN J. BERTSCH	1530.73	513	05/17/13
-78647	19028	MARK R. BITZ	1822.51	513	05/17/13
-78646	56097	ALAN C. BRATT	1076.74	513	05/17/13
-78645	56121	DUSTIN R. CELANDER	1120.06	513	05/17/13
-78644	19076	CORY G COLLINGS	2119.61	513	05/17/13
-78643	56113	MINDY SUE DEGENSTEIN	1034.35	513	05/17/13
-78642	56278	DANIEL DERY	1025.13	513	05/17/13
-78641	56173	RODNEY H. DICKERSON	1289.02	513	05/17/13
-78640	56289	STACEY EISSINGER	933.99	513	05/17/13
-78639	56183	AMBER M. GILMORE	1133.50	513	05/17/13
-78638	19009	LINDA R. GRANBOIS	1142.43	513	05/17/13
-78637	56147	JACOB J. GREGORY	1264.83	513	05/17/13
-78636	19082	RANDY M. HAUGENOE	1607.09	513	05/17/13
-78635	56285	TYLER HOFF	1084.40	513	05/17/13
-78634	56210	WILLIAM E. HOLLER	1310.82	513	05/17/13
-78633	56102	MICHAEL A. ISENHOWER JR	1634.24	513	05/17/13
-78632	56182	AARON R. KAMPA	1037.93	513	05/17/13
-78631	19012	THOMAS L. LADWIG	1877.63	513	05/17/13
-78630	19011	JAMES L LOKKEN	2629.52	513	05/17/13
-78629	56082	TRAVIS J. MARTINSON	1098.27	513	05/17/13
-78628	56061	AMY D. NICKOLOFF	1311.17	513	05/17/13
-78627	19014	KENNETH B. OWENS	2007.16	513	05/17/13
-78626	19098	DAVID A. PETERSON	1285.58	513	05/17/13
-78625	56181	TREVOR J. ROBERTS	1304.24	513	05/17/13
-78624	56148	JONATHAN D. ROGGENKAMP	742.84	513	05/17/13
-78623	13027	CRYSTAL A. SCHAUBEL	1511.54	513	05/17/13

-78622	56052	JAMESON J. O. SEIM	1374.19	513	05/17/13
-78621	19077	MICHAEL S. WILSON	1604.83	513	05/17/13
-78620	19100	RYAN C. ZIMMERMAN	1581.06	513	05/17/13
-78619	56157	BENJAMIN W. ABBEY	1146.53	513	05/17/13
-78618	20047	KELLY M. ABERLE	1405.42	513	05/17/13
-78617	26039	DIANE K. ALBRIGHTSON	1014.10	513	05/17/13
-78616	56268	MELISSA BUNESS	703.76	513	05/17/13
-78615	56209	MARTIN L. COLGAN	1433.46	513	05/17/13
-78614	56296	JOE DOSS	882.24	513	05/17/13
-78613	56270	WILLIAM TRACY III	1390.40	513	05/17/13
-78612	56220	TRUNG THANH LE	1212.68	513	05/17/13
-78611	21040	MONTE C. MEIERS	2000.52	513	05/17/13
-78610	21054	WAYNE A WIEDRICH	2496.75	513	05/17/13
-78609	22020	ROBERT D. KNAPPER	1925.38	513	05/17/13
-78608	56214	MICHAEL J. BEARCE	1282.68	513	05/17/13
-78607	56282	CHASE FORD	42.12	513	05/17/13
-78606	56128	VERNON L. HENDRICKSON	1295.90	513	05/17/13
-78605	56244	ROY LONG	1753.36	513	05/17/13
-78604	56167	MATTHEW TUTAS	2109.77	513	05/17/13
-78603	56275	JOSEPH CLARYS	1520.78	513	05/17/13
-78602	24019	ROBERT D. COUGHLIN	618.47	513	05/17/13
-78601	24018	EFFIE J. IVERSON	1385.06	513	05/17/13
-78600	24017	STEVEN W. JENSEN	1499.23	513	05/17/13
-78599	56284	SABRINA NIELD - PHILLIPS	1077.47	513	05/17/13
-78598	56104	DANIEL W. TUPA	1347.16	513	05/17/13
-78597	25110	KENNETH W. BERGSTROM	2828.46	513	05/17/13
-78596	56286	MONICA KELLEY	837.80	513	05/17/13
-78595	12029	LORI A. LARSEN	951.07	513	05/17/13
-78594	56287	SHARNELL NIX	614.47	513	05/17/13
-78593	56252	DIANE THOMPSON	1009.48	513	05/17/13
-78592	56164	JACOB T BLOODGOOD	558.66	513	05/17/13
-78591	56232	ELVIS DINZON	1196.98	513	05/17/13
-78590	27076	DANNY R. GERGEN	1423.97	513	05/17/13
-78589	56091	JAMES A HAGA JR	478.17	513	05/17/13
-78588	56241	DINA KINDELSPIRE	877.26	513	05/17/13
-78587	56175	ERIC C. OLSON	1188.96	513	05/17/13
-78586	56234	JOSEPH REIFENSTAHL	747.11	513	05/17/13
-78585	56266	MARK RIDDLE	1037.72	513	05/17/13
-78584	56258	BRYAN THOMPSON	813.12	513	05/17/13
-78583	56084	KENNETH R. BOYKIN	1416.72	513	05/17/13
-78582	56112	GARRISON CANTER	1334.83	513	05/17/13
-78581	56114	ANTHONY D. DUDAS	1441.83	513	05/17/13
-78580	56086	STEVEN C. KJERGAARD	1848.00	513	05/17/13
-78579	56120	VICTORIA M. RUBLE	1399.91	513	05/17/13
-78578	56122	WESTON E. SMESTAD	832.89	513	05/17/13
-78577	56100	BILLY J. BAKER	1162.58	513	05/17/13
-78576	56200	GINA MOTT	621.94	513	05/17/13
-78575	34017	KENT A. JARCIK	2132.72	513	05/17/13
-78574	56223	DONALD KRESS	1405.24	513	05/17/13

-78573	56277 CHEYENNE POTTRIDGE	985.10	513	05/17/13
-78572	56239 RACHEL K. RESSLER	955.51	513	05/17/13
-78571	34016 ELAINE B. SINNESS	777.27	513	05/17/13
-78570	35025 JOSILYN F BEAN	1208.78	513	05/17/13
-78569	56267 SUZANNE GAUT	51.20	513	05/17/13
-78568	56301 TRAVIS MIZZELL	659.38	513	05/17/13
-78567	56155 SCOTT R. MOLSTAD	1979.59	513	05/17/13
-78566	56079 BRENDA SEPTKA	1341.03	513	05/17/13
-78565	36006 NEIL W. BAKKEN	1978.32	513	05/17/13
-78564	56176 CHAUNCEY CARR, JR.	1569.60	513	05/17/13
-78563	56211 WAYNE E. BEARD	808.75	513	05/17/13
-78562	56263 CHRISTINA BECK	346.10	513	05/17/13
-78561	56212 AMELIA A. BICKLER	203.63	513	05/17/13
-78560	56039 KERI L. BODA	826.02	513	05/17/13
-78559	56144 CRYSTAL M. BONNER	19.28	513	05/17/13
-78558	48102 KAYLA J. HELL	234.51	513	05/17/13
-78557	56111 ANDREA L. MITCHELL	0.13	513	05/17/13
-78556	56299 JENNIFER SHEPHERD	490.99	513	05/17/13
-78555	48013 DEBORAH A. SLAIS	1252.60	513	05/17/13
-78554	48034 YVONNE A. TOPP	534.37	513	05/17/13
-78553	52011 ANN M. KVANDE	1586.19	513	05/17/13
-78552	56306 MARGARET LUNSFORD	541.29	513	05/17/13
-78551	56041 BARBARA J. PETERSON	1156.55	513	05/17/13
-78550	52003 THOMAS C. ROLFSTAD	1509.14	513	05/17/13
-78549	56283 RACHEL SAWICKI	622.19	513	05/17/13
-78548	52020 SHAWN WENKO	1672.57	513	05/17/13
-78547	53005 BOBBI JO CLARKE	1158.93	513	05/17/13
-78546	56222 VIVIAN KALMIK	138.22	513	05/17/13
-78545	53002 AMY A. KRUEGER	1621.92	513	05/17/13
-78544	56271 SABRINA A RAMEY	1123.08	513	05/17/13
-78543	56213 ROBERT JASON HILLARD	1107.47	513	05/17/13
-78542	56080 BRAD E. SEPTKA	2453.84	513	05/17/13
-78541	56150 SAMANTHA R. YODER	825.10	513	05/17/13
-78540	DEFERRED COMP NATIONWIDE RETIREMENT SO	28314.74	513	05/17/13
-78539	ND CHILD SUPPOR ND CHILD SUPPORT ENFORCE	780.50	513	05/17/13
-78538	FIT U.S. TREASURY	112797.39	513	05/17/13
1668	1570 COMMUNITY ACTION PARTNERSHIP	3507.79	513	05/15/13
56356	999999 BRENNAN ALTSMAN	250.00	513	05/14/13
56357	999999 GABRIEL GALVAN	500.00	513	05/14/13
56358	999999 JAMES TIMBROOK	38.00	513	05/14/13
56359	999999 MATTHEW ERICKSON	500.00	513	05/14/13
56360	74 CITY AUDITOR'S FUND	261.38	513	05/14/13
56361	521 WILLISTON PARK DISTRICT	1148601.73	513	05/14/13
56362	623 Wex Bank	3028.45	513	05/14/13
56363	488 VISA	4116.97	513	05/14/13
56364	483 VECTOR CONTROL DIST #1	37889.56	513	05/14/13
56365	12026 KAREN P. LARSON	1064.85	513	05/17/13
56366	56295 CHERIE SMITH	239.31	513	05/17/13
56367	56304 PHYLTROWS TERMINE	542.59	513	05/17/13

56368	14020 E. WARD KOESER	230.25	513	05/17/13
56369	17016 THOMAS J. GLENN	1048.71	513	05/17/13
56370	56292 CAMERON BRADLEY	1167.70	513	05/17/13
56371	56269 CLAY KAUTZER	1760.93	513	05/17/13
56372	56250 JUSTIN LOGAN MAYNARD	305.95	513	05/17/13
56373	56290 BRADLEY SCHERER	1639.51	513	05/17/13
56374	18046 GARVIN SEMENKO	64.96	513	05/17/13
56375	18020 RICHARD SHEARER	139.21	513	05/17/13
56376	18078 MICHAEL W. WALTERS	132.02	513	05/17/13
56377	19095 WALTER H. HALL	1875.81	513	05/17/13
56378	56243 JACOB R. HENDRICKS	1005.84	513	05/17/13
56379	56279 ALEC RAISBECK	1021.68	513	05/17/13
56380	21041 ROBERT E HANSON	2357.96	513	05/17/13
56381	56302 ANTON LEUTY	659.38	513	05/17/13
56382	56293 DAVID TUAN	2084.28	513	05/17/13
56383	22021 LES CHRISTENSEN	1762.74	513	05/17/13
56384	22014 GARY L. GLOVATSKY	1395.78	513	05/17/13
56385	23126 BRENT E. HANSON	2835.01	513	05/17/13
56386	23039 BRUCE A. JOHNSON	2295.19	513	05/17/13
56387	56288 CHRISTOPHER MALONE	471.69	513	05/17/13
56388	27096 RUSSELL E. MOMBERG	1435.49	513	05/17/13
56389	56294 SHAWN ZELLMER	1657.25	513	05/17/13
56390	56189 AMANDA M. KAISER	738.95	513	05/17/13
56391	25030 PEDAR A. ANDRE	1315.27	513	05/17/13
56392	27058 DAVID LEE BELL	2238.06	513	05/17/13
56393	56187 STEPHEN R. KOHLER	733.10	513	05/17/13
56394	25106 RICHARD S. ODEGARD	1471.28	513	05/17/13
56395	27067 RICHARD D. BORUD	1494.03	513	05/17/13
56396	27062 DWIGHT J. ELLINGSON	837.57	513	05/17/13
56397	23136 JAMES B. ENGEN	3397.51	513	05/17/13
56398	27091 JOSEPH G. MONSON	1236.07	513	05/17/13
56399	56303 TROY OSTER	759.54	513	05/17/13
56400	56305 JASON PHILLIPS	448.92	513	05/17/13
56401	31051 GORDON L. SMESTAD	1690.92	513	05/17/13
56402	56099 MARK C. AMONSON	1283.82	513	05/17/13
56403	56264 COREY HEIKKINEN	647.83	513	05/17/13
56404	32006 WILLIAM M. MCQUISTON	960.15	513	05/17/13
56405	56253 STEPHEN OLEGARIO	1135.05	513	05/17/13
56406	37008 LAVERN GOHL	1718.68	513	05/17/13
56407	56180 DIANE C. HAGEN	432.44	513	05/17/13
56408	56298 SAWYER ZENT	179.02	513	05/17/13
56409	56066 ZACHARY G. CORCORAN	1271.34	513	05/17/13
56410	54065 PATRICIA K. FIORENZA	1411.73	513	05/17/13
56411	56276 ELTON LARSON	207.79	513	05/17/13
56412	12029 LORI A. LARSEN	0.00	513	05/17/13
56413	257 MISSOURI RIDGE TOWNSHIP	2549.00	112	05/16/13
56415	12029 LORI A. LARSEN	2290.18	513	05/17/13
56416	DEL CHILD SUPPO DCSE	135.00	513	05/17/13
56417	DEPENDANT CARE DISCOVERY BENEFITS	3353.38	513	05/17/13

56418	MN CHILD SUPPOR	MINNESOTA CHILD SUPPORT	153.00	513	05/17/13
56419	NC CHILD SUPPOR	NC CHILD SUPPORT	205.00	513	05/17/13
56420	ND PEA	NDPEA	54.00	513	05/17/13
56421	PERS SERVICE CR	NORTH DAKOTA PUBLIC EMPL	100.00	513	05/17/13
56422	UNITED WAY	UNITED WAY	112.00	513	05/17/13
56423	320	NEMONT	269.24	513	05/20/13
56424	999999	JAMES SCHNEBLY	100.00	513	05/20/13
56425	673	CLERK OF DISTRICT COURT	500.00	513	05/20/13
56426	673	CLERK OF DISTRICT COURT	500.00	513	05/20/13
56427	673	CLERK OF DISTRICT COURT	500.00	513	05/20/13
56428	673	CLERK OF DISTRICT COURT	500.00	513	05/20/13
56429	999999	RICHARD TIMPERELY	500.00	513	05/20/13
56430	999999	ERICK SCHNACK	150.00	513	05/20/13
56431	999999	CHRISTOPHER GRAD	300.00	513	05/20/13
56432	999999	KEITH BESTALL	250.00	513	05/20/13
56433	999999	CHAD BESTALL	250.00	513	05/20/13
56434	999999	KASEY EVANS	280.00	513	05/20/13
56435	999999	LINDA MILLER	20.00	513	05/20/13
56436	999999	VERN BENTH	100.00	513	05/20/13
56437	1852	ME7 LLC.	3600.00	513	05/21/13
56438	1713	NELSON INTERNATIONAL OF BISMARCK	131425.00	513	05/21/13
56439	1713	NELSON INTERNATIONAL OF BISMARCK	177525.00	513	05/21/13
56440	1486	CONNEX INTERNATIONAL	40.59	513	05/21/13
56441	AFLAC	AMERICAN FAMILY LIFE ASS	1801.29	513	05/21/13
56442	AMERICAN NATION	AMERICAN NATIONAL LIFE I	240.56	513	05/21/13
56443	FIDELITY SECURI	FIDELITY SECURITY LIFE I	157.62	513	05/21/13
56444	USABLE	USABLE	563.64	513	05/21/13
56445	516	WILLISTON CVB	8650.00	513	05/21/13
56446	999998	DAVID TUAN	233.64	513	05/22/13
56447	339	OFFICE OF STATE AUDITOR	300.00	513	05/23/13
56448	673	CLERK OF DISTRICT COURT	0.00	513	05/24/13
56449	673	CLERK OF DISTRICT COURT	0.00	513	05/24/13
56451	999999	WANDA GOETZ	5.00	513	05/24/13
56452	999999	BRANDON BLEKESTAD	150.00	513	05/24/13
56453	999999	BRYAN FRETHEIM	150.00	513	05/24/13
56454	999999	RORY NGUYEN	500.00	513	05/24/13
56455	999999	ROWN BROWN	1.00	513	05/24/13
56456	673	CLERK OF DISTRICT COURT	500.00	513	05/24/13
56457	673	CLERK OF DISTRICT COURT	500.00	513	05/24/13
56458	1859	Northwestern Mutual	0.00	513	05/24/13
56459	1860	Three Amigos Grill, Inc.	5000.00	513	05/24/13
56460	999999	GERALD FLECK	5000.00	513	05/24/13
56461	1853	A & A LANDSCAPE AND MAINTENANCE L	2250.00	513	05/24/13
56462	1138	ABM EQUIPMENT & SUPPLY	192.29	513	05/24/13
56463	1575	ADVANCED BUSINESS METHODS	760.00	513	05/24/13
56464	4	AGRI INDUSTRIES, INC.	578.44	513	05/24/13
56465	8	ALL SEASONS SPORT ABOUT	318.00	513	05/24/13
56466	999998	AMBER M. GILMORE	25.00	513	05/24/13
56467	718	AMERIPRIDE LINEN AND APPAREL SERV	651.21	513	05/24/13

56468	999998 ANTHONY D. DUDAS	943.97	513	05/24/13
56469	540 AQUA-PURE INCORPORATED	10230.00	513	05/24/13
56470	30 ASTRO-CHEM LAB, INC.	975.00	513	05/24/13
56471	708 AT&T	438.38	513	05/24/13
56472	1841 Audio Editions	51.17	513	05/24/13
56473	33 BAKER & TAYLOR CO.	672.29	513	05/24/13
56474	34 BALCO UNIFORM CO., INC.	350.64	513	05/24/13
56475	38 BASIN PRINTERS, INC.	2648.00	513	05/24/13
56476	39 BASIN TIRE SERVICE, INC.	4394.25	513	05/24/13
56477	52 BORDER STATES ELECTRIC	368.57	513	05/24/13
56478	59 BRODART CO.	267.63	513	05/24/13
56479	687 BUTTONS BY FISH, INC.	439.40	513	05/24/13
56480	1719 CANNON CONSTRUCTION INC	81635.00	513	05/24/13
56481	66 CAPITOL PRESS	89.00	513	05/24/13
56482	69 CARQUEST AUTO PARTS STORES	517.03	513	05/24/13
56483	616 CENTER POINT LARGE PRINT	79.08	513	05/24/13
56484	1349 CENTURYLINK	980.40	513	05/24/13
56485	1261 CHAMBER OF COMMERCE	1050.00	513	05/24/13
56486	1480 CHILD'S PLAY	48.91	513	05/24/13
56487	1267 City Directories - Infogroup	313.00	513	05/24/13
56488	1857 CITY OF APPLETON	769.80	513	05/24/13
56489	79 CITY OF WILLISTON	2061.08	513	05/24/13
56490	80 CITY OF WILLISTON	19.95	513	05/24/13
56491	1666 CIVIL SCIENCE	3241.63	513	05/24/13
56492	1275 COMWARE	2515.00	513	05/24/13
56493	1662 Connecting Point Computers Center	703.90	513	05/24/13
56494	822 COUNTRY FLORAL	2157.42	513	05/24/13
56495	825 CROWLEY FLECK PLLP	475.00	513	05/24/13
56496	999998 CRYSTAL A. SCHAUBEL	25.00	513	05/24/13
56497	548 DAKOTA DIESEL	422.15	513	05/24/13
56498	93 DAKOTA SUPPLY GROUP	20.50	513	05/24/13
56499	1858 Daryl Kleyer	424.00	513	05/24/13
56500	988 Dell Marketing L.P.	1205.45	513	05/24/13
56501	109 DOEDEN CONSTRUCTION	21748.81	513	05/24/13
56502	568 DPC INDUSTRIES, INC	5443.50	513	05/24/13
56503	118 EARL'S ELECTRIC, INC.	328.29	513	05/24/13
56504	119 EBEL INC.	1750.00	513	05/24/13
56505	549 ECONOMART	826.40	513	05/24/13
56506	121 EIDE BAILLY LLP	2374.59	513	05/24/13
56507	124 ELECTRIC & MAGNETO, INC.	16.62	513	05/24/13
56508	126 EMYR'S LOCKSMITHING	43.20	513	05/24/13
56509	670 ENVIRONMENTAL TOXICITY CONTROL, I	675.00	513	05/24/13
56510	127 F&F SPRINKLER SYSTEMS	29.70	513	05/24/13
56511	1042 FAA - MIKE MONRONEY AERONAUTICAL	70000.00	513	05/24/13
56512	668 FASTENAL COMPANY	88.83	513	05/24/13
56513	571 FEE INSURANCE AGENCY, INC	4412.00	513	05/24/13
56514	1856 Fire Safety USA, Inc.	3200.00	513	05/24/13
56515	132 FIRST NATIONAL BANK	1131.97	513	05/24/13
56516	134 FORT UNION SUPPLY & TRADE	390.54	513	05/24/13

56517	136 FRED'S SEWER & DRAIN SRVC	655.00	513	05/24/13
56518	139 GAFFANEY'S	2711.21	513	05/24/13
56519	1748 Gateway ED	39.00	513	05/24/13
56520	1154 GOOSENECK IMPLEMENT	1404.63	513	05/24/13
56521	999998 GORDON L. SMESTAD	900.00	513	05/24/13
56522	144 GRAYMONT WESTERN CANADA	17477.48	513	05/24/13
56523	539 HACH	311.50	513	05/24/13
56524	624 HAMERS AUTOMOTIVE	2643.04	513	05/24/13
56525	1833 HDR ENGINEERING INC	13330.93	513	05/24/13
56526	550 HEDAHL'S PARTS PLUS	158.84	513	05/24/13
56527	153 HEIMAN FIRE EQUIPMENT, INC.	809.00	513	05/24/13
56528	622 HELENA REGIONAL AIRPORT	1500.00	513	05/24/13
56529	161 HOME OF ECONOMY	402.03	513	05/24/13
56530	162 HORIZON RESOURCES	7919.82	513	05/24/13
56531	163 HOSE AND RUBBER SUPPLY	445.64	513	05/24/13
56532	165 HOWARD SUPPLY COMPANY	94.90	513	05/24/13
56533	987 IAFC	234.00	513	05/24/13
56534	1503 iDSS	200.00	513	05/24/13
56535	175 INTERSTATE ENGINEERING	20485.00	513	05/24/13
56536	999998 JOE DOSS	185.00	513	05/24/13
56537	194 JON RASMUSSEN	580.00	513	05/24/13
56538	196 KADRMAS LEE & JACKSON INC	65252.49	513	05/24/13
56539	207 KIDS REFERENCE COMPANY	144.95	513	05/24/13
56540	1299 KNIFE RIVER-NORTH CENTRAL	83143.62	513	05/24/13
56541	211 KOIS BROTHERS EQUIP CO	2266.12	513	05/24/13
56542	212 KOTANA COMMUNICATIONS	10.00	513	05/24/13
56543	1761 Lands' End Business Outfitters	365.11	513	05/24/13
56544	219 LAWSON PRODUCTS, INC.	281.49	513	05/24/13
56545	999999 LESLIE KOHM	126.76	513	05/24/13
56546	1812 MainStay Suites	1396.44	513	05/24/13
56547	247 MERCY MEDICAL CENTER	353.44	513	05/24/13
56548	252 MIDCONTINENT COMMUNICATIONS	621.28	513	05/24/13
56549	261 MON-DAK HTG & PLG, INC.	11634.00	513	05/24/13
56550	243 MONTANA DAKOTA UTILITIES	39218.72	513	05/24/13
56551	1175 MONTANA DAKOTA UTILITIES	1300.00	513	05/24/13
56552	1632 MORRISON MAIERLE INC	20237.19	513	05/24/13
56553	267 MOUNTRAIL-WILLIAMS REC	30.00	513	05/24/13
56554	268 MPOWER TECHNOLOGIES	2750.00	513	05/24/13
56555	270 MURPHY MOTORS, INC.	1646.85	513	05/24/13
56556	1792 MUTH ELECTRIC	103.00	513	05/24/13
56557	275 NAPA AUTO PARTS	1214.58	513	05/24/13
56558	1855 NDFMGA	150.00	513	05/24/13
56559	319 NELSON INTERNATIONAL	101.98	513	05/24/13
56560	320 NEMONT	3865.45	513	05/24/13
56561	1733 Noble Industrial Supply Corp.	1176.72	513	05/24/13
56562	333 NORTHWEST SUPPLY CO.	429.25	513	05/24/13
56563	1803 ODNEY	6250.00	513	05/24/13
56564	1698 OK Distributing Co. Inc.	254.80	513	05/24/13
56565	343 OLYMPIC SALES, INC.	283.10	513	05/24/13

56566	351 PENWORTHY	584.68	513	05/24/13
56567	356 PITNEY BOWES, INC.	1507.79	513	05/24/13
56568	1051 POET ETHANOL PRODUCTS, LLC	6930.69	513	05/24/13
56569	641 PREBLE MEDICAL SERVICES, INC	100.00	513	05/24/13
56570	362 PRO SAFE PEST CONTROL	395.85	513	05/24/13
56571	819 PUBLIC SAFETY EQUIPMENT CO., LLC	3118.46	513	05/24/13
56572	619 PUMPKIN BOOKS Inc.	279.86	513	05/24/13
56573	369 RADISSON HOTEL BISMARCK	138.60	513	05/24/13
56574	999998 RANDY M DONNELLY	143.51	513	05/24/13
56575	390 RICHARD A. JOHNSON	2941.50	513	05/24/13
56576	999998 RYAN J. ALLEN	25.00	513	05/24/13
56577	999998 SAM M. AIDE	25.00	513	05/24/13
56578	409 SANITATION PRODUCTS	807.96	513	05/24/13
56579	415 SELECT FORD	5787.67	513	05/24/13
56580	420 SHERWIN-WILLIAMS	15.49	513	05/24/13
56581	669 SHIRT WORX	57.00	513	05/24/13
56582	1651 SNYDER INDUSTRIES INC	3294.05	513	05/24/13
56583	427 SRF CONSULTING GROUP, INC	16943.01	513	05/24/13
56584	449 THERM-AIR SALES CORP.	197.82	513	05/24/13
56585	460 TRACTOR & EQUIPMENT CO.	987.55	513	05/24/13
56586	463 TRIANGLE ELECTRIC	3913.11	513	05/24/13
56587	999998 TYLER HOFF	25.00	513	05/24/13
56588	1610 ULTEIG	153537.79	513	05/24/13
56589	939 USA BLUEBOOK	561.78	513	05/24/13
56590	1374 Valley Rental c/o Sherry Gooch	420.00	513	05/24/13
56591	1194 VIDACARE	1711.14	513	05/24/13
56592	488 VISA	1239.49	513	05/24/13
56593	489 VISA	2395.42	513	05/24/13
56594	490 WALT'S MARKET	577.10	513	05/24/13
56595	1249 WASTE NOT RECYCLING LLC	5756.40	513	05/24/13
56596	999998 WILLIAM TRACY III	77.87	513	05/24/13
56597	531 WILLIAMS COUNTY AUDITOR	4573.13	513	05/24/13
56598	807 WILLISTON AREA BUILDERS ASSOCIATI	350.00	513	05/24/13
56599	1120 Williston Area Development Founda	90.00	513	05/24/13
56600	514 WILLISTON COMMUNITY LIBRARY	277.74	513	05/24/13
56601	518 WILLISTON HERALD	6719.57	513	05/24/13
56602	522 WILLISTON PD PETTY CASH	56.94	513	05/24/13
56603	526 WILLISTON TRUE VALUE	122.55	513	05/24/13
56604	1009 WINDSHIELD DOCTOR	42.00	513	05/24/13
56605	1469 XYLEM WATER SOLUTIONS	1073.00	513	05/24/13
Grand Total	407	2701705.00		

- (2.) Application for a Local Permit or Charity Local Permit
 - a. Mercy Medical Center Auxiliary- Raffle- 7/14/13-6/30/14
 - b. Williston Area Chamber of Commerce- Raffle- 7/6/13
- (3.) Special Permit to Sell Alcoholic Beverages
 - a. Big Willy's Restaurant, Inc. – Renaissance Heights Ground Breaking Ceremony- 6/26/13

- b. Edgar M Boyd Post #37 American Legion – Wedding Reception – 6/1/13
 - c. Edgar M Boyd Post #37 American Legion – Class Reunion – 7/6/13
 - (4.) Application for Farmers Market, Flea Market or Boutique Sale
 - a. Williston Downtowner’s Association- CVB- Thomas Farrenkopf- Summer 2013
 - (5.) Application for Pet Shop or Kennel License
 - a. Lori Friese- Kennel License for show dogs
 - C. Building Official
 - (1.) Application for Fuel or Gas Installer – See attached
 - (2.) Application for Master Plumber – See attached
 - (3.) Application for Journeyman Plumber – See attached
 - (4.) Application for Master Mechanical Contractor – See attached
 - (5.) Application for Journeyman Mechanic – See attached
 - (6.) Application for Sign Hanger License – See attached
 - D. City Planner
 - (1.) Request for public hearing on June 11, 2013 for proposed Amendment to the Harvest Hills Planned Unit Development for the Rezoning of lot(s) 1-4, Block 2 and lot(s) 1-4, Block 4, Harvest hills Subdivision from C-3: Restricted Commercial to R-4: Highrise, Multifamily Residential, City of Williston (containing 4.83 acres) – Granite Peak Development
 - (2.) Request for public hearing on June 11, 2013 for proposed Zone change from A: Agricultural to R-1: Single- Family Residential for property in the N1/2, Section 36, T154N, R101W, City of Williston and Preliminary Plat for the Rearrangement of block 1, Block 3, The Meadows Subdivision and subplot 4 (containing 43.9 acres) – The Meadows Development, LLC
 - (3.) Request for public hearing on June 11, 2013 for proposed Zone Change from R-1A: Rural Residential to R-3: Lowrise, Multifamily Residential for property in the SE1/4 NE1/4, Section 3, T154N,R101W, City of Williston and Preliminary Plat for Grey Wolf Subdivision (containing 13.4 acres) – Grey Wolf Holdings, LLC.
 - E. Assessor
 - (1.) Abatement
 - (2.) Exemptions

MOTION BY BEKKEDAHL, SECONDED BY BOGAR, to approve the Consent Agenda as presented with the exception of 2. B. 5

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

3. Bid Openings

- A. Water & Sewer Improvements 1st Ave E. Sande Subdivision

Monte Meiers presented the following information:

There were 4 bidders, the low bidder was North Star Energy at \$250,908.25, it was below the engineers estimate. Public Works recommended approval of that award.

MOTION BY BEKKEDAHL, SECONDED BY BOGAR, to approve the bid from North Star Energy for the Water & Sewer Improvements 1st Ave E Sande Subdivision.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

B. Water, Sewer & Street Improvement District 13-10 – Phase I

Monte Meiers presented the following information:

There were 2 bidders, the low bidder was Knife River. The one they'd recommend is \$14,060,499.38, using concrete pipe instead of plastic HTPE pipe for storm sewers, still have a couple issues with that project in regards some core of engineers and some right of ways. Hate to delay that project- would need to table that project until they meet with the contractor for potential phasing that. About 8% above engineers estimate. Recommending tabling this item.

Commissioner requested a time frame for when it comes off the table.

Mr. Meiers stated the next commission could possibly work.

MOTION TO TABLE, the Water, Sewer & Street Improvement District 13-10- Phase I.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

C. Water, Sewer & Street Improvement District 13-10 – Phase II

Monte Meiers presented the following information:

There was 1 bidder that came in at \$5,360,235.11 that's for the portion of University from 26th to 34th along with the drainage improvement along there. It was 65% above the engineer's estimate. Project can't be awarded.

Mayor Koeser asked if they were going to re-bid it.

Mr. Meiers stated not at this time, they'll review it to see if they can cut something out and have it ready to rebid at the end of this year for next year or rebid next year.

D. Water & Sewer Improvement District 13-10- Phase III

Monte Meiers presented the following information:

A portion of 42nd W of HWY 2 or 2nd Ave to about 50th. We bid that with an alternate for the storm sewer as well as the street because its industrial nature we bid concrete, had 3 bidders on that. Low bid that is recommended is Acme Concrete for \$7,918,934.47 Engineers estimate that will be of concrete as well as concrete storm sewer pipe. Their estimate was \$8,129,000.00.

MOTION BY BEKKADAHL, SECONDED BY CYMBALUK, to accept the bid from Acme Construction for the Water & Sewer Improvement District 13-10 Phase III in the amount of \$7,918,934.47.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

E. Water & Sewer Improvement District 13-11

Monte Meiers presented the following information:

There were 3 bidders, North Star Energy being the low bidder at \$610,953.95. They're below the engineers estimate, recommend award to them for that project.

MOTION BY BEKKADAH, SECONDED BY BOGAR, to accept the bid from North Star Energy for the Water & Sewer Improvement District 13-11 in the amount of \$610,953.95.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

4. Public Hearings

A. Proposed Zone change from A: Agricultural to R-5: Mobile Home Court of unplatted property in the SW1/4NW1/4, Section 2, Williston Township, City of Williston (containing 2 acres) – Ponderosa Investments/Gary and Laura Fixen.

Rachel Ressler presented the following information:

This application received in March, requests a zone change for a 2 acre parcel just North of the Williston Parks Subdivision. Currently contained within the large Mobile Home Park that you had approved the site plan review for at the last City Commission meeting. The Site plan needs to be approved through you and the planning commission. The site would be required to install appropriate buffering and landscaping as dictated by both the landscape ordinance and the zoning ordinance under the archive zoning. The planning department is in support of the zone change due to the compatibility of the plan site with the surrounding area. However an administrative review of the property will be necessary prior to development because 5 feet of right of way needs to be dedicated to the city in order to bring 50th St. in alignment with the surrounding properties. The site has access to water but will need to petition with surround owners to get sewer to the property. It will need to go through the Mobile Home site plan review process and is scheduled for the June Planning and Zoning meeting. The planning and zoning commission recommendation was to recommend to approval of the proposed zone change from A:Agricultural to R-5: Mobile Home Court for 2 acre Parcel in the SW1/4NW1/4, Section 2, contingent on the alignment of 50th St W being fixed through the administrative review process installation of water sewer, and hydrants and the Mobile Home Court Site plan review.

A call for public input was made, a second call for public input was made and then a third and final call for public input was made with no other input the Public Hearing was closed.

MOTION BY BOGAR, SECONDED BY CYMBALUK, to accept the Zone Change from A:Agricultural to R-5:Mobile Home Court for the 2 acre parcel contingent on the alignment of 50th St W being fixed through the administrative review process installation of water sewer and hydrants and the mobile home court site plan.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

- B. Granite Peak Annexation: SE 1/4 of Section 13, T. 155 N., R. 101 W., 5th Principle Meridian, in the County of Williams, State of North Dakota. 46.551 Acres

Donald Kress presented the following information:

The applicants Sanderson Stewart request the annexation of this property on behalf of Granite Peak Development ND LLC, this property is currently outside of the 1 mile extraterritorial jurisdiction so it's not currently zoned by the city. It will revert to the A: Agricultural zone upon annexation. If in the future the property owners wish to zone change this to M-2: Heavy Industrial to be consistent with the adjacent zoning staff would support the zone change. The property is currently serviced by public water although development of this property will require the installation of an onsite sewer lift station to connect to the public sewer on the adjacent property to the S. Property would take access from County Road 6. Your commission initiated this annexation process at the Apr 23, 13 City Commission meeting, the required 30 day advertising has been met, no protests have been received. The annexation committee recommends the adoption of Resolution 13-084 for the annexation of the approximate 46.5 acres located in the SE1/4 of section 13 T. 155 N., R. 101 W. to the city of Williston with the understanding the developer will provide the onsite sewer lift station to connect to the public sewer station on the adjacent property at the time of development.

Commissioner questioned as to whether there is in fact water out there

Mr. Meiers stated there is sanitary sewer service to the site but needs to provide for water to the site when it's developed.

A call for public input was made, a second call for public input was made and then a third and final call for public input was made with no other input the Public Hearing was closed.

MOTION BY KLUG, SECONDED BY CYMBALUK, to adopt Resolution 13-084.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

- C. Protest Hearing on District 13-8

Monte Meiers presented the following information:

This project is a reconstruction of residential streets and some commercial streets south of 6th St. and west of Main over to University. 2 bidders both came in under estimate.

This would basically be a complete restructure of all water sewer curbing gutter and streets in that area. No protests have been received.

A call for public input was made, a second call for public input was made and then a third and final call for public input was made with no other input the Public Hearing was closed.

MOTION BY CYMBALUK, SECONDED BY BOGAR, to adopt resolution 13-093.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

- D. Confirm the award of Bid for the Reconstruction of Residential Streets South of 6th St., West of Main St.

Monte Meiers presented the following information:

There were 2 bidders, Knife River was the low bidder at \$4,822,665.90.

MOTION BY BEKKADAH, SECONDED BY CYMBALUK, to approve the Contract for Water Sewer & Street Improvement District 13-8 to Knife River in the amount of \$4,822,665.90 .

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

Commissioner Klug inquired who was the consulting engineer
Mr. Meiers stated Civil Science

5. Accounts, Claims and Bills Not Approved in the Consent Agenda
A. Application for Pet Shop or Kennel License - Lori Friese- Kennel License for show dogs

Commissioner Klug showed concern with having a Kennel License in a residential area.
Mayor Koeser suggested tabling this item so the attorney and Planning and Zoning have a chance to review the request.

MOTION BY CYMBALUK, SECONDED BY KLUG, to table this item.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

6. Ordinances

- A. Ordinance Amending 8-13 – Fireworks

Commissioner Klug presented the following information:

Ordinance 966- What we're going to try to attempt is allow the setting off of fireworks on the 4th of July of each year until the time of 1am of each year. People are doing it anyhow, also it will allow the fireworks dealers to have displays out in front of their establishments that were annexed into the City.

Mayor Koeser asked why the time of 1:00 am was chosen.

Commissioner Cymbaluk stated it gets dark at 11pm during that time of year. 1 o'clock we thought was fair. He was asked if the weather was bad can they be shot off the next day. The question was tabled for further review.

This is the first reading of the Ordinance.

There was a question as to whether or not the prior approval for proprietor owners would be rescinded by this action. The response was that the intent of this Ordinance was to allow people to shoot fireworks on the 4th.

MOTION BY CYMBALUK, SECONDED BY KLUG, to approve the Ordinance 966 as presented for first reading.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

Ryan Vissen inquired if there was a non-burn order in effect would you still be able to shoot fireworks off.

The Fire Chief issuing a non-burn order would supersede this Ordinance, there are ordinances in place that would take care of that.

7. Petitions, Communications and Remonstrance's

A. Parking lot sale paperwork

John Kautzman presented the following information:

Mr. Kautzman included emails in the packet between Pete, the potential buyer, and himself. One issue indicated in them by her, as a request that Mr. Kautzman verbally indicated that he wouldn't recommend that her attorney to act as the escrow agent and Mr. Kautzman indicated no, suggesting to go with a local firm such as John McMasters firm or an independent local firm that could act as an escrow agent in this case, and not use her attorney. She didn't verbally indicate that was inappropriate, she indicated that it would be something she could live with. There were a number of bullet points throughout the emails that she felt were a concern to her or had to be clarified, Pete responded to the emails. The two board members on the Ad Hoc committee, Commissioners Bekkedahl and Bogar, didn't seem to have any heart burn about the bullet points. With that in mind the idea would hopefully be if you all agree that you would consider Pete's rough draft contract for sale along with the attached bullet points that have been discussed and talked about for a final approval document, hopefully the later part of this week so it doesn't have to come back to you.

Mr. Furuseth did a revised version this afternoon and sent it off to her attorney William Black, we haven't heard back from him and didn't want to distribute it out to the commissioners until he hears back from him. He'll distribute it to at least to Brad and Brent and any other commissioners who would want.

Mr. Kautzman asked if it would be inappropriate for the board if in fact the majority agreed that they could approve the contract for sale with the bullet points as denoted in the recap with the idea it's not coming back in front of the board two weeks from now.

Mr. Furuseth indicated we would need approval from the 2 commissioners that are working on it. We wouldn't need to have another public opening.

Commissioner Cymbaluk stated the earnest money we have that dollar amount identified, but there shouldn't be interest on that. Why are we paying on that? In typical real estate they go into a trust account that interest is paid through possibly Habitat for Humanity. Such as in real estate that's where theirs goes to. Why are we paying interest on their money? Mr. Kautzman agreed that they shouldn't. Mayor Koeser agrees it would not, it doesn't ever say what the amount is other than the rate. Commissioner Cymbaluk wants the TIF district explained, how it would work and be implemented down there.

Mr. Kautzman explained if the board agreed that a TIF district be set up one possibility like Tax increment district 1, that area was defined as the downtown area, if you had a new structure like that structure. The taxes off the structure then would be re-slotted and put into a possible development account. Should a parking ramp be needed, Commissioners Bekkedahl's point was you do have a study in play. That the study may indicate that you don't need a parking ramp, which you have a number of parking area but none are in the right spots. But if the parking ramp was needed the TIF could supply you the cash flow to basically help pay and/or reimbursement cost for the parking ramp. So you'd have the TIF with the cash flows, you'd do a possible revenue bond issue is one possibility and that's how you'd pay for it with the cash flow off of new structures, this being just one of them. If you had a new bank being built in the same downtown mapped cored area then they would potentially also pay into the TIF. A TIF of course just says you pay taxes as normal it's just where does the tax dollars go? Normally the school, city, and the county would get a slice of the pie so to speak in this case those funds instead of going to those entities to basically pay for operational costs or whatever. Those funds would be put into a side account to help pay for the parking ramp if that is what was done. We've done it before it was Tax Increment District #1, paid for the Super Value parking the lot there was actually a grocery store behind the ASB present location that was tore down and that was put into a parking lot years ago. We've also done a parking lot around the Elks Club, called it the Elks TIF, tore down some structures there and made a parking lot. There have had a few TIF's in the downtown area.

Commissioner Klug stated those TIF's were in place before the structure got built. This is a TIF after the study is done. Those studies had already been done they'd already been determined you knew that was going to happen, the TIF was going to go to those parking lots

Mr. Kautzman doesn't recall a study, they'd done a TIF to pay for the lots. Commissioner Klug stated that we knew we were going to do that, and in this case we're waiting for a study to be done to get a TIF.

Mr. Kautzman stated point taken.

Commissioner Cymbaluk stated the seller shall communicate with the Moose Club and other private downtown parking lot owners about desire to use lots particularly for day use and see if terms can be worked out. So we're going to force one problem and just push it over to make another problem for us?

Commissioner Bekkadahl stated the Ad Hoc Committee discussed was not to do that, what they discussed was if there were property owners downtown that had un-use parking spaces that currently could be dedicated for public uses and weren't required for their building structures, that it would be looked into. The Moose Club was just an example; no one was trying to single them out. It was part of the analysis of what parking spaces are actually downtown that the parking authority could possibly contract with that were privately held that were not being used right now, not even sure if there are any, that was the only discussion was if there are any. Someone has to go figure that out, find out if there are any that could come under contract with the parking authority that happen to be there already, it's just a matter of using resources that are already there.

Mr. Kautzman stated he already contacted the manager of the Moose Club and that was a resounding "No".

Commissioner Cymbaluk requested clarification on "vertical construction" would have to happen before any resale of building and property would be allowed by the City. So if they start construction, they get all the footings in they can't fulfill their obligation, we have the right to buy it back? What if there is 3.5 million dollars of mechanics liens against that, now what?

Commissioner Bekkadahl stated he wasn't sure if the language was exactly right or what the intent was. The City would have some say in how that happens, in other words so that it wouldn't remain an open pit. It would continue the construction, that there would be some process where the City would have at least a seat at the table.

Mr. Kautzman stated the idea being they wouldn't be able to just flip the property. Commissioner Bekkadahl stated that it came from the auditor's office more than the Ad Hoc Committee.

Commissioner Cymbaluk requested clarification on if they start construction on it and then they go broke, what happens? Will the City buy it back for what the mechanic liens are worth?

Commissioner - stated that was a question for the auditor to answer because it's his provision, Commissioner didn't think it was the intent of the City to buy it back, the intent is to make sure the City is at the table to make sure the project gets completed or the property is returned to a saleable condition.

Mr. Kautzman stated it would be important to have the option to be able to buy it back at the same price, but if it has mechanics liens will have a whole lot more against it that it had then the City won't want to mess with it.

Commissioner stated the one issue he had was he doesn't want it to be property that is flipped. It happens in the City a lot someone buys property and then holds it for a year then they find they can sell it for more. That's not the goal; the goal is the project goes forward.

Mr. Kautzman stated it would be Commissioner point that once the structure is in place they would have the ability to sell the structure if a 3rd party came along and sell it to someone.

Commissioner Bekkadahl suggested looking at the wording 45.10 was under the impression specifics weren't going to be discussed tonight, they would leave that to the committee.

Commissioner Cymbaluk inquired about the closing, why would it be 90 days? Could they not do it in 60?

Mr. Kautzman stated that if Commissioner Cymbaluk felt 60 was more appropriate that could be done.

Commissioner Cymbaluk wanted reassurance they had funding for what they're presenting.

Nancy Kapp stated they had funding.

Commissioner Cymbaluk asked for proof.

Mr. Kautzman stated it was provided in the bid packet, he'd get Commissioner Cymbaluk a copy.

Commissioner Cymbaluk wanted clarification on where did the moratorium come from? Mr. Furuseth state it could come out it wouldn't affect anything.

Tom- wanted clarification on if the TIF money could be used for major street scape improvement project?

Mr. Kautzman stated that if the TIF is set up with the proper language is yes. A TIF could also be over encompassing the railroad station or the train station area if enough people thought that would need to be repurposed. There are a number of concepts in the downtown area you could apply those funds to. The bond attorney was checking to see if some of those funds could go to a building that was not public that's owned or leased to AMTRAK.

Tom-wanted the timing explained, if the City did elect to do a TIF district the downtown plans would probably be done before she's ready to start construction so the City could include that in the TIF district.

Mr. Kautzman stated the City has until the end of the year according to Brian, the City has time to do the TIF if that's the direction the board wants to go.

Commissioner Bekkadahl stated there are more questions that need to be answered but requested clarification from the attorney's if there was action needed to be taken to keep the process moving.

Mr. Furuseth was concerned as to which direction this was going. He is not comfortable at this point with just the Ad Hoc Committee making those decisions.

Commissioner Bekkadahl wanted how they could facilitate that to be explained.

Mr. Furuseth stated he didn't want to go in with it if there are going to be problems.

Commissioner asked if there was any problem taking into consideration the objections noted today by Commissioner Cymbaluk and putting them on the final agreement and having the committee work with Mr. Furuseth on the final agreement and wanted an end date.

Commissioner Cymbaluk stated he was under the understanding that the proposal would be in front of them with the contract for approval.

Mr. Furuseth stated he wasn't in the position right now with the purchaser to know where they're at with their attorney and whether they're ready for the commission.

Commissioner Bekkadahl stated they would need the document, just one so that it could be amended or approved

Ms. Kapp stated she would be here the next 2 days, and asked they approve working it out within the next couple days

Commissioner stated it was controversial issue and if they were going to have a special meeting they'd need to advertise.

Mr. Kautzman stated that if there was going to be a special meeting the mayor can call in two commissioners.

Commissioner Bekkadahl stated a couple days could be difficult. He'd like to see the document that addresses these concerns and then they have a document that they either approve or deny or amend.

Mr. Furuseth stated if he got the document back from Mr. Black he'd get it out first thing in the morning.

Commissioner stated the objections Commissioner Cymbaluk raised were the vertical construction, auditors concern, requested clarification on if that needs to be removed or strengthened. Commissioner Cymbaluk stated it needed to be strengthened so it is clear. Commissioner wanted clarification that they had agreement from the attorney they could remove item 11-H Mr. Furuseth agreed.

Commissioner reviewed the objections closing in 90 days Commissioner Cymbaluk thought 60 would be appropriate, TIF district still a commission decision. The Ad Hoc Committee suggested a TIF district if it could be helpful, they recommend an agreement

be reached with the new construction party that a TIF district would be willing to agree with. Mayor Koeser asked if this eligible for a TIF district

Mr. Kautzman stated the bond attorney stated it would be eligible.

Mayor Koeser would like the TIF district left out of the purchase agreement.

Commissioner Cymbaluk agreed that it should be left out.

Mayor Koeser asked a document be created make sure the attorneys are fine with it, get it to the commission then he'd consider a special meeting. No action needed to be taken tonight Commissioner Bekkedahl wanted to clarification that the buyer didn't need to be there when the agreement is finalized. Mr. Furuseth stated as soon as he got it back from Mr. Black he'd get it out to the commissioners

No action to be taken with possibility of special meeting at the end of the week.

B. Relay for Life, Request for Fireworks on August 2, 2013

Mr. Kautzman stated this is an annual activity.

Mayor Koeser stated the firework show would begin after lighting of the luminaries which would be about 10:45pm, a representative and truck from the fire department will be on sight, will comply with any requirements in order to proceed. Make it a contingency to notify the neighbors.

MOTION BY CYMBALUK, SECONDED BY BOGAR, to approve the Relay for Life, Request for Fireworks on August 2, 2013 subject to notification of the neighbors.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

8. Report of Commissioners

A. President of the Board

B. Vice-President; Finance Commissioner

C. Street and Improvement, Sanitation, Cemetery and Public Works Commissioner

(1.) Sewer hookup proposal for Fair Grounds Buildings.

Commissioner Klug stated the City has a sewer hook of fee for properties in the City of Williston; this request comes from the clubs that use the public buildings at the fairgrounds. They are proposing they hook up to the City water to avoid the expensive of drain fields and hauling sewage. They have some funds but those funds could be used for something else. This group came to the CVB for a grant for \$50,000 for this project. What they're asking from the City is to have an agreement like we had with the Keel Boat, to say this is a public facility for public benefit so the City can waive the hookup fee to those buildings. With that there would be some kind of agreement if the buildings were ever sold, the City would have the right to go back and recapture the hookup fee.

Mr. Kautzman clarified that the hookup fee Commissioner Klug was referencing to be of roughly \$610 per acre versus the normal \$200 hookup fee for water and sewer.

MOTION BY KLUG, SECONDED BY BEKKADAH, to approve the sewer hookup for Fair Grounds Buildings and waive the roughly \$610 per acre fee with the agreement that if the buildings are sold the City would have the right to recapture the fee.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

- D. Fire, Police, and Ambulance Commissioner
- E. Water Works, Sewer, Airport, Building and Planning Commissioner
- 9. Report of Department Heads
 - A. City Auditor

(1.) Bakken Communications Center; Proposed Assignment of Lease

Mr. Kautzman stated that this type of action has been done before for this location; they're asking for this assignment of lease to basically move to their potential buyer. It's been the normal process for approval, the City could do a "subject to" because we don't know what's going in there. Zoning may need to know that.

Mayor Koeser stated it is a case that there is a building on airport property, if someone else owns the building we need to assign the lease to them.

Mr. Kautzman stated they are subject to all the same requirements as before, they're not granted any rights.

MOTION BY CYMBALUK, SECONDED BY BOGAR, to approve the Bakken Communications Center Assignment of Lease.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

(2.) Resolution of Funding Intent

Mr. Kautzman stated the resolution is in need an approval for the possible bond issues that will be forth coming, an exhibit attached, has a nice round number of near \$300,000,000 so there is certainly enough possible projects out there. The bond issue we're working on is a little over \$100,000,000, that will be coming to you in the next couple of weeks.

Mayor Koeser stated the bill was passed that the City should get \$60-65 million in impact/formula funding and \$25 million for the airport. \$85-90 million to come in the next two years. So when a Bond comes for \$100 million it doesn't seem so bad because of the support the City is getting, so there is money from the State all though we didn't get as much as we would have like all though we appreciate what we did get. There are huge needs out there, looking at \$625 million over the next 6 years.

Mr. Kautzman stated this resolution is needed just to line the City up to get tax exempted type bond issues out there that the city can actually issue.

MOTION BY CYMBALUK, SECONDED BY BOGAR, to approve the Resolution of Funding Intent 13-085.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

(2.) Water, Sewer & Street Improvement District 13-13

Mr. Kautzman stated this would hinge how much how much of your grant and sales tax dollars we're wanting to put to water, sewer, street improvements on West 42nd St. and North on 16th Ave. asking for permission to approve all the appropriate resolutions which would create the district. Would do a resolution necessity which would be published in the paper, it does potentially create the situation in which protesters could protest it out, all thought that's where your sales tax and grant dollars will have to be used wisely to make sure they are used fairly. There is a fairly large cost but in order for this to get done there will have to have a fair amount of tax and grant dollars put in to make that it happens.

MOTION BY BOGAR, SECONDED BY BEKKADAH, to approve the following Resolutions for District 13-13, Resolution 13-086 Creating Water, Sewer, Storm Sewer and Street Improvement District, Resolution 13-087 Directing Engineer to prepare a report, Resolution 13-088 Receiving the Engineers report, Resolution 13-089 Declaring the Necessity for the District, Resolution 13-090 Directing Engineer to Prepare Detailed Plans and Specification for Construction of the Improvement Project, Resolution 13-091 Approving the Detailed Plans and Resolution 13-092 Ordering the Auditor to place and Advertisement for Bids.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

(4.) Construction Management at Risk Contract – Development Building

Mr. Kautzman stated that he looks for the commission to approve the appropriate document, everything is in order. Mr. Meiers has looked it over along with others on the committee. Mr. Kautzman recommends approval.

Commissioner Cymbaluk was concerned with the costs

Mr. Kautzman stated they'd be the construction manager, he didn't have a proposed cost. This is just a step not the go ahead to spend whatever.

Mr. Meiers stated the plan was to bring to the next meeting the concept and the rough estimate.

MOTION BY CYMBALUK, SECONDED BY BEKKADAH, to approve the Construction Management at Risk Contract.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

(5.) Armstrong Contract Extension

Mr. Kautzman asked that a committee be formed consisting of himself, Mr. Meiers, Mr. Furuseth, Commissioner Bogar and one other Commissioner to review Armstrong

Contract Extension to the water station with the possibility of West Area Water joining the committee if that is decided upon by the core committee.
Commissioner Cymbaluk inquired about the length of the contract extension
Mr. Kautzman stated it was open for discussion.
Mayor Koeser stated he would be on the committee.

MOTION BY BEKKADAH, SECONDED BY CYMBALUK, to approve the Armstrong Contract Extension Committee.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

- B. Attorney
- C. Director of Public Works/City Engineer

(1.) Cost Participation & Maintenance Agreement with NDDOT – Traffic Signals

Mr. Meiers stated they've asked the DOT to assist in changing the controllers and patterns for 2nd Ave W, 11th, 14th, and 18th St, Main and 1st. Asked that the Truck Route be changed to have a dedicated movement for the North Bound turning left, like 2nd and 11th as well as change the traffic signal on the side that keeps getting hit. 11th St there would be a dedicated left turn for E and W. They did not allow a dedicated left turn at 14th and 18th St. If we can't we want to fund ourselves, having 10% with the estimated total being around \$35,000.

Commissioner asked if a response has been received or if he would receive one.

Mr. Meiers stated they've not received one yet, but would expect to receive one.

Commissioner Bekkedahl stated if a response is not received the commissioners can write a letter to receive a response. Also it is something the commission needs to look at installing the left turn lights on 14th and 18th at some point, for safety reasons.

Commissioner Cymbaluk stated 14th is difficult during school.

Commissioner Bekkedahl asked if there was a way to get controllers for left hand turn movements on Main St and if to be installed that it wouldn't have to be replaced next year.

Mr. Meiers stated he could make sure that doesn't happen.

MOTION BY CYMBALUK, SECONDED BY KLUG, to approve the Cost Participation & Maintenance Agreement with NDDOT for Traffic Signals.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

(2.) Noise Waiver – 11th Street Intersection Improvements

Mr. Meiers stated the engineers, contractors and consultants have met on the 11th St. Intersection to do the portion with in the right of way. To do that they're asking to be able to work extended hours from 6am-10pm.

Kyle, the consultant working with NDDOT, stated what they were asking was to work on the main line construction on US 2 not the 11th St. intersection during overnight hours,

what they're requesting is to have the variance to work on the main line during overnight hours if they need to.

Commissioner Bekkadahl asked who would put controls on that if approved, concerned if that variance turns into an every night.

The consultant stated they may unless there are restrictions.

Commissioner Bekkadahl stated someone needs to have restrictions, getting permission from Mr. Meiers and a commissioner.

MOTION BY BEKKAD AHL, SECONDED BY CYMBALUK, to approve the Noise Waiver to be limited to the hours 6am-10pm, also to allow with permission of the Engineer & Street Commissioner if needed for allowances for construction and overnight hours on US 2 corridor portion .

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

(3.) Hourly Rate Quotation

Mr. Molstead stated several public works employees and the Commissioner toured gravel streets of the annexed areas north of town, there are a number of those roads that are substandard and they need attention dearly. We do not have the man power and capability to do this. Knife River supplied an hourly rate quote, hard to compare the hourly rate to what each street or each block would cost. We could possibly correlate the hourly rate to the cost of a city block or length of street. Not sure if the intent was presenting this or getting approval whether it be repaired back to a standard service. Commissioner stated that the roads have taken a beating the last few years and now that they're a part of the City people are anxious to get them fixed. The City doesn't have time to do the repairs so contracting them out we could start with getting one fixed see the cost and the length of time it takes.

Mr. Molstead suggested doing 1st Ave W from 36th to 42nd east of the highway, also 52nd St.

Commissioner Cymbaluk requested information on a cap.

Mr. Meiers stated that looking at previous projects \$500,000 would be around the range.

Mayor Koeser asked if an initial allocation of up to \$250,000 with a report of progress and need for more funding.

MOTION BY BEKKAD AHL, SECONDED BY CYMBALUK, to approve the \$250,000 with a report progress and possible need for more funding.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

D. Fire Chief

(1.) Request to purchase three pieces of fire apparatus

Chief Hanson stated that after the annexation there is a large space that cannot be covered because the pieces of equipment the fire department currently has is designed

for in city areas to connect to Hydrants. We are asking for approval to go into committee.

Commissioner Cymbaluk asked that this be given a good hard look due to the growth the city has seen. Asking it goes to budget committee.

Chief Hanson stated this area was an area that the City used to provide mutual aid to Rural. They're looking at \$750,000 in equipment. There are grants available and will apply for all the grants they can.

MOTION BY CYMBALUK, SECONDED BY BOGAR, to send the request to go to budget committee.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

(2.) Proposed Regulations for Open Burning

Chief Hanson stated that this is more information not a proposal; they've received several emails about using burn barrels. The City ordinance states that burning of any substance within the City is here by prohibited. Century Code; open burning is allowed for agricultural, fire service training. Unless it is residential and cannot be service by garbage pickup only for residential not for commercial. Under the Health Department who regulates open burning for the State- same restrictions, does not allow for industrial waste. Asking for opinions from local health department, upper Missouri district health unit. If it's household municipal garbage that is not serviced by garbage pickup. What to do with back yard burning in fire pits, propose to you to look at a code that would identify the use of those fire pits. Chief Hanson provided model codes as an example.

Commissioner Cymbaluk offered to assist in putting something together and come back with a recommendation.

Mayor Koeser accepted his suggested.

Mr. Kautzman brought to attention a situation of the recently annexed area, the commissioners talked of concessions and or variances to various issues of annexation. Commissioner Bekkadahl requested information on why the county has allowed this to happen?

Chief Hanson stated the law has always been there it has just been overlooked, or not enforced. The Century Code was adopted in the 80's.

Commissioner Cymbaluk stated he understands the issues and he'd like the opportunity to resolve them.

Chief Hanson states the model ordinance basically tell you how to keep it safe.

Mayor Koeser stated that Commissioner Cymbaluk and Chief Hanson can put something together and bring it back in front of the commission.

- E. Chief of Police
- F. Building Official
- G. City Planner

(1.) Proposed Preliminary Plat for Erickson Subdivision, Rearrangement of Sublot(s) 10 and 11, Section 21, T154N, R101W, City of Williston- KML Properties, and LLP.

Rachel Ressler stated the plot is currently Mr. Erickson's property, this is a request to plot those 65 acres into 3 blocks, and it's currently a mix of land Zoned Light Industrial, Commercial, and Agricultural. Erickson's trucking is currently utilizing part of that property, however in the future when that business is no longer in operation KML Properties would like to use that area for a continuation of their retail development to the north, Sand Creek Town Center. No specifics have been discussed as of yet, they would need to return to the Commission to discuss any future zone changes. In addition they are also expecting to re-subdivide the largest lot in the future. Staff comments included a recommendation to vacate the section line easement that runs through the property since 32nd St. is in the process of being developed. In addition there is also a recommendation that a protective easement for the Coulee running through the SW corner of the property that would be an extension of a protection. The applicant has also been asked to move the northern property line of the southernmost lot further to the north, any access into that lot would be to close to 85.

The Planning and Zoning Commission recommendation was to recommend to the City Commission approval of the Preliminary Plat for Erickson Subdivision contingent on addressing staff comments and development agreement.

Commission Cymbaluk stated Janel Loomer is not protesting this at all.

MOTION BY BOGAR, SECONDED BY CYMBALUK, to approve the Preliminary Plat for Erickson Subdivision contingent on addressing staff comments and development agreement.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

- (2.) Request to Annex approximately 71 acres located in the E1/2SW1/4 of Williston Township, Section 20, T154N,R101W. Applicant: IP Energy Ventures, LLP
Property Owners: Joseph F. O'Neill Irrevocable Trust and David and Janice Arnsen.

Mr. Kress stated this is a request to annex the 71 acres lined up with Slumberger over to 140th, down to HWY 2. east half of the southwest corner. IP Energy Ventures request this area be annex, up to the eastside of 140th NW. The annexation will not cross 140th at this time. The east side of the rectangular property is adjacent to City limits, the Slumberger property, the property is within the jurisdiction of Williams County and is Zoned Agricultural. This property is outside of the 1 mile extraterritorial jurisdiction, it is not zoned by the City. Upon annexation the property will be rezoned to Agricultural pursuant to the Williston Zoning Ordinance Mr. Puchalla has indicated the future development of this will have commercially zoned properties along HWY 2, with industrial zoned properties to the north. A North/ South road along the eastern part of the property will be required as part of the development. An internal circulation should loop back to connect with this road, at this time since 140th Ave NW is not improved access to that road will not be allowed until that road is improved. The Annexation Committee recommends annexation of the approximately 71 acres located on the east half of the southwest corridor of Section 20 of Williston Township with the understanding the developers are responsible for developing a full width street along the full length of the east side of the property, that is a north-south road the internal circulation will loop back to this road, and access to 140th not be allowed until that road is improved. A 30 day advertise period is required for this annexation, the earliest

commission meeting at which the hearing for this annexation could be held is July 9th, 2013, today we are asking the commission to adopt the resolution to go forward and advertise for this annexation.

Commissioner Cymbaluk stated he will abstain from this decision as he represents the O'Neill Irrevocable Trust and David and Janice Arnson.

Commissioner Klug wanted clarification that this property would not have any residential

Mr. Kress stated it had been discussed, Planning and Zoning advised that it was not appropriate, residential is not part of this proposal.

Commissioner inquired about dedicated of right of way from this property from 140th St. or is it already dedicated.

Mr. Meiers stated Part of it is on the Slumberger side, the other part will have to come from IP Energy Ventures.

Commissioner Bekkadahl requested more information on whether IP Energy Ventures would be required to dedicate right of way for a future road.

Mr. Meiers stated the section line is at 33', they're not just taking into it because the road way turns into a gravel pit area. If they don't annex the other side they will end up taking care of it by default. With the plat development they've asked for additional right of ways along section lines, not necessarily looking to utilize that road because it won't be in the City.

Commissioner Bekkadahl questioned about a waiver of protest for 140th St. improvement, will there be a point where that is addressed?

Mr. Kress stated the line stops short of 140th.

Commissioner Bekkadahl stated he didn't want any issues coming up in the future because normally they ask for participation in road improvements.

Mr. Kress stated that if it's permissible to request such a waiver of property that would be acceptable.

MOTION BY BEKKAD AHL, SECONDED BY BOGAR, to approve the Request to Annex approximately 71 acres located in the E1/2SW1/4 of Williston Township, Section 20, T154N,R101W.

AYE: Klug, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: Cymbaluk abstained.

CARRIED: 4-0

(3.) Proposed policy relating to authorizing mobile food vendors at city sponsored events.

Mr. Kress reviewed Ordinance 958, which is codified as section 25Q of the Williston Zoning ordinance relating to mobile food vendors on Oct 9 2012, section 3 of this ordinance prohibits mobile food vendors from operating within any zone with in the city and the extraterritorial or along any public right away. Section 6 provides the only exception which allows mobile food vendors to operate at event's sponsor or approved by the city of Williston to which mobile food vendors are invited. This ordinance went into effect Jan. 1 2013; there have been many questions, most often;

1. How does an event get approved for mobile food vendors
2. What procedures do mobile food vendors have to follow to participate in an event that mobile vendors have been approved.

3. Are mobile food vendors allowed in the city of Williston and extraterritorial jurisdiction only during approved events, could they go sell on someone's property for an event a local business is having?
Staff has proposed a couple of procedures and a policy Planning and Zoning would like you to adopt to clarify their position on this. The ordinance is not clear on how that will work.
 1. We've taken the approach there are several city approved events- Band Day, Rib Blast and related 4th of July events, Choke Cherry Festival, holiday lights parade, and farmers market pursuant to ordinance 18-31.2.
The sponsoring organization would need to ensure space is provided to the mobile food vendor for the truck to get around, space to allow for people, and electrical cords as so they do not block the public right away or run through someone's front yard. The sponsored organization will provide restrooms or convenient access to public restrooms. Sponsoring organization shall set date and hours of events. Sponsoring organization shall request from the planning department to approve their event for food trucks, these requests will not come before the commission. The planning department would circulate the request with the city engineer, building department, police chief, and fire chief as so there are not any concerns with the location of the mobile food truck.
 2. Form that identifies the vendor, the truck, the license by the State of North Dakota. Pursuit to a couple regulations section 33.33-04, Section 29-09 just to make sure they've met health requirements and are operating appropriately. This would be submitted to the planning department.
 3. Unless you're at the approved events or one that the commission would wish to designate mobile food vendors are not allowed to operate in the City of Williston and extraterritorial jurisdiction.
Mr. Kautzman wanted for clarification of why this would be a no cost permit, it takes time for the staff to work on it, and the vendors will be making money, before this would fall under a transient merchant license with a \$35 per day fee per sales person. Commissioner Klug stated said there are things need to still be addressed such as a local grocer putting their cart out and selling hamburgers, which would be a no according to the ordinance. Commissioner Klug also wanted to know how a company having a hot dog feed would fit into this?
Mr. Kress stated that it explains it in policy #3 it's not allowed.
Commissioner Klug stated it doesn't work.
Mr. Kress wanted clarification of what the commissioners wanted- allowing a vendor come to a local business event during a specific time.
Commissioner Bekkadahl inquired the difference between mobile food vending and catering.
Mr. Kress clarified that catering that a restaurant/ business would prepare food take it to a location, drop it off and walk away. Mobile food vending is when the restaurant/business is on site and distributes the food.
Mayor Koeser stated that Mr. Kress needs to meet with Commissioner Bekkadahl and Commissioner Klug to address their questions and concerns with this matter.
- (3.) Final Plat for Skyline Subdivision, located in NE 1/4 of Section 21, T154N, R101W, City of Williston – Hagan Family Trust, LLLP and Granite Peak Development.

Rachel Ressler presented the following information:

This is the final plat for Skyline Subdivision located in the NE quarter of section 21, The preliminary plat was approved at the March 26 city commission meeting. There are 85.68 acres looking to put it into 3 blocks, those blocks consist of one 44.64 acre parcel, one 35 acre parcel and one 6.04 acre parcel. Those two larger blocks have been Zoned R4: High density Multifamily Residential contingent on this plat being approved. The smaller block has been Zoned as C2: General Commercial also contingent on the plat being approved, those use are consistent with the future land use plan. The Planning and Zoning Commission and the City Commission required several updates to those plats, those have all been taken care of. In addition they've added a drainage easement on the SW corner, which the Development Agreement can be further refined in the re-platting stage since those lots are intended to be re-platted at a later date. The Development Agreement asked for four special items in addition to general provisions, prior to any development on blocks 1 and 2 NS connectivity using public right of ways using between blocks 1 and 2 must be established by the platting process. prior to any developments on lots 1 or 2 of block 3 reciprocal access easements between those lots and the lots to the east must be recorded with the county recorder's office and filed with Planning and Zoning. Before any development a Site Plan and design review through the City Planning Department is required and then the drainage easement in the SW corner of block 1 will be able to be further refined during the platting process. A lien is being prepared at the attorneys office, the Planning and Zonings Commission recommendation is to approve the Final Plat for Skyline Subdivision contingent on addressing final staff comments and signature on the Development Agreement.

MOTION BY CYMBALUK, SECONDED BY BOGAR , to approve the Final Plat for Skyline Subdivision contingent on addressing staff comments and signature on the Development Agreement.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

H. Economic Development

(1.) STAR FUND - Flex PACE

(a.) Red River Oilfield Service - \$24,999

Mr. Rolfstad presented the following information;

Red River Oilfield Service is building a rail hub on the southeast side of town across the tracks, as part of that they need a Scoot a small train engine that moves the train around. They are asking for a little help with the Flex PACE buy down. The Star Fund recommends the approval of the Flex PACE up to \$24,999.

MOTION BY CYMBALUK, SECONDED BY BEKKADAH , to approve the Flex PACE up to \$24,999 to Red River Oilfield Service for business updates.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

(b.) Twin Properties, LLC - \$24,999

Twin Properties is in the oilfield service business building a new facility on Bean Drive. Asking for a Flex PACE of \$24,999 to assist in building a shop and office space for their headquarters. They've been looking for a facility. The Star Fund recommends the approval of the Flex PACE up to \$24,999 for Twin Properties LLC in construction of a new building.

MOTION BY BEKKADAH, SECONDED BY CYMBALUK , to approve the Flex PACE up to \$24,999 to Twin Properties LLC

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

- I. Airport
- J. Assessor
 - (1.) Introduction of new Director.
Denell Kallemeyn for Director of Tax Equalization
- K. Convention and Visitor's Bureau
- 10. Appointments and Consultations with Officers
- 11. Unfinished Business
 - A. Water extension – Gregory and Gaylene Peterson

Mr. Meiers presented the following information:

The closest place to service them is 5 blocks away, we can give an estimate to create a district to extended the Mains. Otherwise the recommendation is to allow a water well to develop the property in the meantime with the idea they wouldn't protest any water main extension out to their property in the future.

Mayor Koeser asked if Mr. Meiers was seeking action

Mr. Meiers stated he was due to the fact water wells are against City Ordinance.

MOTION BY BOGAR, SECONDED BY KLUG , to allow for the development of water wells on lots for the Peterson's with a waiver of protest for future water development.

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

Commission Cymbaluk inquired if it will it be one well for each lot.

Mr. Meiers stated it would be one for each lot.

Commissioner would like to know if they did eventually get City water if they'd still be able to use well water

Mr. Meiers stated there are some that are like that, but they can't be connected to the domestic water supply.

- B. MDU Easement

Mr. Meiers stated they've asked MDU for a dimension on the section line.

Bruce Harris with MDU stated they've tried to get clarification from the Auditors office or the Public Works Department as to what industrial district easement area is available referencing industrial district definition anywhere from 150' to private access street at 50', 150 was for township or county road. Where is the area where it's allowed to be. Submitted exhibits almost 3 months ago and have been in regular contact with the Auditor's Office but have received no response other than to come to the meeting today.

Mr. Hanson will meet with Mr. Harris to discuss this matter.

This will be tabled.

C. Doc Holliday's Roadhouse – Transfer of Restaurant On-Sale Beer and Liquor License
Mr. Kautzman stated the recommendation from committee is to approve it.

MOTION BY CYMBALUK, SECONDED BY BEKKADAHL, to approve the Transfer of Restaurant On-Sale Beer and Liquor License for Doc Hollidays Roadhouse

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

D. Williston State College Foundation: Additional Site Location – Doc Holliday's Roadhouse

Mr. Kautzman stated the recommendation from committee is to approve it.

MOTION BY CYMBALUK, SECONDED BY BEKKADAHL , to approve the Williston State College Foundation: Additional Site Location- Doc' Holliday's Roadhouse

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

E. Parking Authority Board Appointment
On hold.

F. Special Assessments Board Appointment
Potential Candidate Glendon Olsen has indicated his interest in sitting on the board if you'll appoint him.

MOTION BY CYMBALUK, SECONDED BY BEKKADAHL, to approve Glendon Olsen to the Special Assessment Board

AYE: Klug, Cymbaluk, Bogar, Bekkedahl & Koeser

NAY: None

ABSENT AND NOT VOTING: None

CARRIED: 5-0

12. New Business
13. Executive Session
14. Adjourn

MOTION BY BEKKEDAHL, SECONDED BY BOGAR, to adjourn.

MOTION CARRIED UNANIMOUSLY BY VOICE VOTE.

E. Ward Koeser, President
Board of City Commissioners

John Kautzman, City Auditor