

OFFICIAL PROCEEDINGS
Board of City Commissioners
September 27, 2016 - 6:00 pm
Williston Community Library – Williston, North Dakota

1. Roll Call of Board of Adjustments

COMMISSIONERS PRESENT: Deanette Piesik, Tate Cymbaluk, Chris Brostuen, Brad Bekkedahl, Howard Klug

COMMISSIONERS ABSENT: None

OTHERS PRESENT: John Kautzman, Bob Hanson, David Bell, James Lokken, Jason Catrambone, Rachel Laqua, Steven Kjergaard, Shawn Wenko, Kent Jarcik, Taylor Olson, Stephanie Wellman

Mayor Klug presented a quorum.

Rachel Laqua, Planning and Zoning, presented the following:

- A. Public hearing for a variance to exceed lot coverage-Kelly Skelton
This is a request for a variance for 318 4th Avenue West, which is a 50' x 165' less S 25' in the Hillcrest Subdivision zoned R-3. There is currently a house and garage on the property that will be removed and replaced with a modular unit. The applicant discussed the property with a city department and was told his property was 165' x 50' which would have permitted the size home he ordered. When the applicant applied for a building permit the error in the lot size was discovered making the new home 370sf over the size permitted. At Ad Hoc the committee was concerned with setting a precedent but the city attorney noted that due to factual circumstances in this case, it would be clear in the findings that the variance was granted based on the unique factual circumstances and would not set a future precedent. The Planning and Zoning Commission heard the case September 19, 2016 and at that time a neighbor in the audience commented that houses and garages in the area were built prior to the code being set, therefore they do not meet current code and they have no issues with this request.

Motion by Brostuen, Seconded by Cymbaluk to approve the variance to allow the applicant to exceed lot coverage at 318 14th Avenue West on the lot that is 50' x 165' less the S 25'.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

1b ~~Roll Call of Commissioners~~

CHANGES TO AGENDA:

Remove 3D

Motion by Bekkedahl, Seconded by Cymbaluk to approve the changes to the agenda.**UNANIMOUS BY VOICE VOTE**

2. Consent Agenda

A. Reading and Approval of Minutes

(1) Regular Meeting Dated: September 13, 2016

B. Auditor

(1) Accounts, Claims and Bills

For checks between: 09/09/16 - 09/23/16

Check #	Vendor/Employee/Payee Number/Name	Check Amount	Date Issued
-58995	WEAPON CITY OF WILLISTON	7109.83	09/09/16
-58994	WTP HOUSE CITY OF WILLISTON	11900.00	09/09/16
-58993	DEPOSIT CITY OF WILLISTON	28316.50	09/09/16
-58992	56297 BRENDA D'ANGELO	903.18	09/16/16
-58991	12020 RANDY M DONNELLY	1455.27	09/16/16
-58990	56656 MELISSA ELLETSON	1981.05	09/16/16
-58989	56444 SUSAN GISLASON	840.54	09/16/16
-58988	12017 JOHN L. KAUTZMAN	3122.32	09/16/16
-58987	12026 KAREN P. LARSON	1510.68	09/16/16
-58986	56672 BRITTA LIESENER	1016.62	09/16/16
-58985	56512 PEGGY MASTERS	1369.89	09/16/16
-58984	56554 JANESEA STORLIE	1747.31	09/16/16
-58983	56635 CATHERINE BESEKE	281.50	09/16/16
-58982	56462 BONNIE COLEOTE	1489.06	09/16/16
-58981	13026 KEVIN W. CRAFT	1421.52	09/16/16
-58980	56323 LINDSEY HATCH	1409.18	09/16/16
-58979	56614 ELIZABETH OLSON	1429.84	09/16/16
-58978	56660 MIKAELA SKALICKY	1250.71	09/16/16
-58977	13025 JOLEEN S. TINKER	1665.11	09/16/16
-58976	56569 CINDY WHITE	1431.31	09/16/16
-58975	56378 LAURA WOLTJER	898.49	09/16/16
-58974	56600 CARI ZAVALNEY	1348.86	09/16/16
-58973	56169 KATHERINE E. BERWICK	2256.95	09/16/16
-58972	17016 THOMAS J. GLENN	343.36	09/16/16
-58971	56491 KATHLEEN STAHOWIAK	1856.00	09/16/16
-58970	56655 STEPHANIE WELLMAN	1332.73	09/16/16
-58969	56225 SUSAN E. MOELLER	1422.57	09/16/16
-58968	56540 BRAD AUTTELET	2035.59	09/16/16
-58967	56458 CLINTON BATES	1493.70	09/16/16
-58966	18021 ROBERT J. BENTH	2184.39	09/16/16
-58965	56586 ROBERT BROOK	1035.07	09/16/16
-58964	56419 JASON CATRAMBONE	2984.05	09/16/16
-58963	56641 JUSTIN CHAMPION	1707.42	09/16/16
-58962	56584 MATTHEW CLARK	3682.04	09/16/16

-58961	18028 DAVID C. DONNER	1948.55	09/16/16
-58960	56661 VICTORIA DOUGLAS	821.15	09/16/16
-58959	56506 RYAN EDMONDSON	920.47	09/16/16
-58958	56541 JACOB FELTES	1032.72	09/16/16
-58957	56500 CHRISTOPHER GILLIES	1755.49	09/16/16
-58956	56634 JAMES HERRMANN	824.65	09/16/16
-58955	56630 JOHN HOSKINS	1681.03	09/16/16
-58954	56567 EMILY HUGHES	2354.56	09/16/16
-58953	56507 GREGORY HUGHES	2142.17	09/16/16
-58952	56623 ALEXANDER INIGUEZ	1529.69	09/16/16
-58951	56499 ANDREW ISAACS	2732.17	09/16/16
-58950	56636 COREY JOHNSON	2052.93	09/16/16
-58949	18027 STEVEN D. KERZMANN	1884.33	09/16/16
-58948	18096 TRACY C. KERZMANN	1110.65	09/16/16
-58947	56612 ROBERT KISER	2037.19	09/16/16
-58946	56587 JEREMY KNAPKEWICZ	1094.63	09/16/16
-58945	56495 JAMES T. LEWIS	730.77	09/16/16
-58944	56498 JASON LEWIS	2234.17	09/16/16
-58943	56483 JOSHUA MAHLUM	1386.54	09/16/16
-58942	56658 CHRISTOPHER MAHONEY	1309.38	09/16/16
-58941	56463 ANTHONY MCNEIL	2127.45	09/16/16
-58940	56642 RYAN MILLER	949.96	09/16/16
-58939	56564 BRIAN MINTON	1662.87	09/16/16
-58938	56643 CHRISTIE MINTON	1132.13	09/16/16
-58937	56527 CRAIG MOEN	127.63	09/16/16
-58936	56647 PAUL MONZON	376.78	09/16/16
-58935	18099 ERICA J. MYERS	1155.24	09/16/16
-58934	56503 JOHN PAGANO	1525.43	09/16/16
-58933	56130 ANDREW A. SAILER	1757.05	09/16/16
-58932	56645 JILL SELLERS	501.85	09/16/16
-58931	56504 PATRICK SELLERS	1722.11	09/16/16
-58930	56453 TIMOTHY SWANSON	633.54	09/16/16
-58929	56695 WILLIAM SWOFFORD	886.56	09/16/16
-58928	56649 EARNEST THEETGE	2270.83	09/16/16
-58927	56680 CHELSEA THOMAS	732.73	09/16/16
-58926	56494 JEFFREY VANDYKE	2270.21	09/16/16
-58925	18097 DUANE S. WINTER	1483.23	09/16/16
-58924	56174 SAM M. AIDE	1655.80	09/16/16
-58923	56273 JASON BARTEN	1651.55	09/16/16
-58922	19024 DAVID L. BELISLE	1847.20	09/16/16
-58921	56246 HUGH E BENZEN	1792.64	09/16/16
-58920	19092 DUSTIN J. BERTSCH	2151.24	09/16/16
-58919	19028 MARK R. BITZ	1918.00	09/16/16
-58918	56097 ALAN C. BRATT	2160.77	09/16/16
-58917	56121 DUSTIN R. CELANDER	1625.52	09/16/16
-58916	56606 BRYTON DAHL	1701.43	09/16/16
-58915	56278 DANIEL DERY	1817.87	09/16/16
-58914	56173 RODNEY H. DICKERSON	2001.94	09/16/16
-58913	56485 JAMES DIXON	1666.83	09/16/16

-58912	56455 JESSY DOLS	1750.07	09/16/16
-58911	56354 RYAN EGERMAN	1542.58	09/16/16
-58910	56631 BRETT FLESNESS	1587.45	09/16/16
-58909	56146 ASHLEY R. FORSBERG	1587.45	09/16/16
-58908	56255 CHELSEA S FOSSEN	1282.20	09/16/16
-58907	56617 AMBER GRADINE	1107.92	09/16/16
-58906	19009 LINDA R. GRANBOIS	1312.07	09/16/16
-58905	56147 JACOB J. GREGORY	1909.55	09/16/16
-58904	19095 WALTER H. HALL	2639.76	09/16/16
-58903	56343 ZACHARY HANSEN	1665.98	09/16/16
-58902	19082 RANDY M. HAUGENOE	2358.83	09/16/16
-58901	56206 DANIELLE HENDRICKS	1704.52	09/16/16
-58900	56243 JACOB R. HENDRICKS	1249.09	09/16/16
-58899	56466 JOSHUA HILGART	1651.35	09/16/16
-58898	56285 TYLER HOFF	1625.91	09/16/16
-58897	56210 WILLIAM E. HOLLER	1480.62	09/16/16
-58896	56353 JONATHAN HOLTER	1978.94	09/16/16
-58895	56102 MICHAEL A. ISENHOWER JR	2251.20	09/16/16
-58894	56556 AMBER KOEHN	1577.90	09/16/16
-58893	56555 JACOB KOEHN	1805.22	09/16/16
-58892	56651 CINDY KOPAC	1122.21	09/16/16
-58891	56387 AARON KURTENBACH	1940.61	09/16/16
-58890	56525 DERICK LIEN	1527.48	09/16/16
-58889	19011 JAMES L LOKKEN	3018.88	09/16/16
-58888	56082 TRAVIS J. MARTINSON	1770.69	09/16/16
-58887	56493 BENJAMIN MELENDEZ	1811.11	09/16/16
-58886	56492 HEATHER MONTGOMERY	1706.25	09/16/16
-58885	56599 NATHAN NELSON	1537.05	09/16/16
-58884	56449 NICHOLAS NELSON	1834.77	09/16/16
-58883	56061 AMY D. NICKOLOFF	2051.64	09/16/16
-58882	56385 JUSTIN PELZL	1439.18	09/16/16
-58881	19098 DAVID A. PETERSON	2293.00	09/16/16
-58880	56397 MEGAN PETERSON	1401.02	09/16/16
-58879	56418 TRAVIS PETERSON	1583.78	09/16/16
-58878	56403 KRISTIINA RAVASKA	1583.63	09/16/16
-58877	56627 MELANIE RUSSELL	2089.55	09/16/16
-58876	56148 JONATHAN D. ROGGENKAMP	1942.15	09/16/16
-58875	56632 NICHOLAS SATERMO	1659.50	09/16/16
-58874	13027 CRYSTAL A. SCHAUBEL	1106.98	09/16/16
-58873	56571 CRAIG WARE	1172.26	09/16/16
-58872	56633 BENJAMIN WILLIAMS	1715.42	09/16/16
-58871	19077 MICHAEL S. WILSON	2581.79	09/16/16
-58870	56572 DANIEL ZIMMERMAN	1771.87	09/16/16
-58869	20047 KELLY M. ABERLE	1291.77	09/16/16
-58868	56209 MARTIN L. COLGAN	1412.54	09/16/16
-58867	56432 RICHARD DEBRUNNER	1969.45	09/16/16
-58866	56296 JOE DOSS	1870.32	09/16/16
-58865	56490 RICHARD KIMBALL II	1758.85	09/16/16
-58864	56301 TRAVIS MIZZELL	1197.14	09/16/16

-58863	56467 MARGARET RICHARDS	1027.28	09/16/16
-58862	56637 SHANIA ROCKWELL	884.77	09/16/16
-58861	56441 DAVID SASSER	1808.28	09/16/16
-58860	56252 DIANE THOMPSON	1176.55	09/16/16
-58859	56360 NYDEL TOMPKINS	577.87	09/16/16
-58858	56270 WILLIAM TRACY III	2658.35	09/16/16
-58857	25030 PEDAR A. ANDRE	1362.22	09/16/16
-58856	21041 ROBERT E HANSON	2813.83	09/16/16
-58855	56517 THOMAS HARTLEY	2666.90	09/16/16
-58854	56302 ANTON LEUTY	1702.64	09/16/16
-58853	56417 DEAN RENNINGER	2109.47	09/16/16
-58852	56428 THOMAS SCOTT	1807.55	09/16/16
-58851	21054 WAYNE A WIEDRICH	2666.36	09/16/16
-58850	22021 LES CHRISTENSEN	1814.45	09/16/16
-58849	22020 ROBERT D. KNAPPER	2059.76	09/16/16
-58848	56474 JASON ANDREASON	2251.17	09/16/16
-58847	56558 KYLE BREDWICK	1200.72	09/16/16
-58846	56543 DAVID CURTISS	1238.66	09/16/16
-58845	23136 JAMES B. ENGEN	2432.58	09/16/16
-58844	56528 JONNY IOVINO	1969.08	09/16/16
-58843	23039 BRUCE A. JOHNSON	1402.56	09/16/16
-58842	56559 RANDALL JOHNSON	670.70	09/16/16
-58841	56315 EARL KILLINGSWORTH	1059.42	09/16/16
-58840	56601 RICHARD MALONEY	773.76	09/16/16
-58839	56448 EMIL NEHRING	1717.38	09/16/16
-58838	56628 GREG OSTER	1208.62	09/16/16
-58837	56482 GARY SKABO JR	777.33	09/16/16
-58836	56526 GARY SKABO SR	1057.77	09/16/16
-58835	56167 MATTHEW TUTAS	1351.23	09/16/16
-58834	56652 IAN WEIGEL	1235.48	09/16/16
-58833	56451 DAVID WITTMAN	1605.26	09/16/16
-58832	56409 KENDELL BROWN	845.54	09/16/16
-58831	56370 JEFFREY BRYSON	1956.26	09/16/16
-58830	24019 ROBERT D. COUGHLIN	720.49	09/16/16
-58829	56381 MORKATAA DHINAA	1876.19	09/16/16
-58828	56575 FRANCIS GOODSKY	1327.27	09/16/16
-58827	24017 STEVEN W. JENSEN	2438.56	09/16/16
-58826	56189 AMANDA M. KAISER - LEE	1279.91	09/16/16
-58825	56356 MITCHELL KERSTING	1885.30	09/16/16
-58824	56629 ALDON OLSON	1168.49	09/16/16
-58823	56682 LACEY RIXEN	1653.78	09/16/16
-58822	56415 WILLIAM SCHWENDEMAN	1821.27	09/16/16
-58821	56284 SABRINA SIMS	1590.99	09/16/16
-58820	56550 JAMIE SITZMAN	1309.20	09/16/16
-58819	56539 ETHAN TUNNELL	1096.01	09/16/16
-58818	25110 KENNETH W. BERGSTROM	2169.39	09/16/16
-58817	56472 CURTIS CLARYS	1752.74	09/16/16
-58816	56613 SKYLER HENRIE	911.74	09/16/16
-58815	25111 JASON W. HOULE	941.43	09/16/16

-58814	56389 THOMAS ATOR	1499.00	09/16/16
-58813	56596 KATRINA HENRY	896.45	09/16/16
-58812	56368 ERICA KELASH	1698.22	09/16/16
-58811	56557 VERONICA ZUBIA	1282.64	09/16/16
-58810	56513 ARTHUR CRUMB	1790.88	09/16/16
-58809	54065 PATRICIA K. FIORENZA	2135.32	09/16/16
-58808	27076 DANNY R. GERGEN	1712.54	09/16/16
-58807	56091 JAMES A HAGA JR	1441.72	09/16/16
-58806	56128 VERNON L. HENDRICKSON	1583.38	09/16/16
-58805	56687 LONNY HIATT	1273.49	09/16/16
-58804	56535 JEFFREY LADUCER	1181.28	09/16/16
-58803	56477 ROBERT LADUCER	1527.98	09/16/16
-58802	56603 DARIN LUTHER	1292.16	09/16/16
-58801	56423 GREGORY MACE	868.96	09/16/16
-58800	56433 RENA MATLOCK	1138.85	09/16/16
-58799	27091 JOSEPH G. MONSON	1238.78	09/16/16
-58798	56622 REX OLSON	1120.98	09/16/16
-58797	56565 DAVID SMITHBERG	1187.82	09/16/16
-58796	56686 TIMOTHY SNEATH	1061.58	09/16/16
-58795	56258 BRYAN THOMPSON	1357.80	09/16/16
-58794	56084 KENNETH R. BOYKIN	1758.07	09/16/16
-58793	56313 WILLIAM BRENNY	1680.33	09/16/16
-58792	56514 NICO BUECHNER	1464.17	09/16/16
-58791	56114 ANTHONY D. DUDAS	2053.76	09/16/16
-58790	56662 GESTINE FINLEY	919.51	09/16/16
-58789	56688 MASON FUNDERBURG	443.47	09/16/16
-58788	56671 ROBERT S HANSON	2126.58	09/16/16
-58787	56598 TERRY HARP	1269.67	09/16/16
-58786	56086 STEVEN C. KJERGAARD	2812.70	09/16/16
-58785	12029 LORI A. LARSEN	1628.55	09/16/16
-58784	56611 CORDELL LINDVIG	1077.90	09/16/16
-58783	56508 JAMES HAGA SR	1334.42	09/16/16
-58782	23126 BRENT E. HANSON	1844.10	09/16/16
-58781	56694 LACEY HOULE	461.37	09/16/16
-58780	56679 TREVIS ALTON	1314.67	09/16/16
-58779	56488 MARK BRUINEKOOL	889.17	09/16/16
-58778	56367 TONY SCOTT	641.99	09/16/16
-58777	56340 MICHAEL SIMPSON	1767.25	09/16/16
-58776	56640 BRANDON KUZEL	1274.96	09/16/16
-58775	56200 GINA MOTTL	2418.35	09/16/16
-58774	56693 KELSY NEHRING	1091.32	09/16/16
-58773	56644 HEIDI VANEGAS	1765.81	09/16/16
-58772	56585 SCOTT VASSEN	1795.70	09/16/16
-58771	56352 BRIAN YOUNG	1825.30	09/16/16
-58770	56579 JOSEPHINE CHING	1065.71	09/16/16
-58769	56347 CHRISTINE EDWARDS	1219.96	09/16/16
-58768	34017 KENT A. JARCIK	2863.03	09/16/16
-58767	56239 RACHEL K. LAQUA	2108.04	09/16/16
-58766	35025 JOSILYN F BEAN	1820.61	09/16/16

-58765	27058 DAVID LEE BELL	2683.34	09/16/16
-58764	56516 BARBARA ELLICO	1439.12	09/16/16
-58763	56293 DAVID TUAN	2659.95	09/16/16
-58762	56375 KRISTIN WENDT	1616.34	09/16/16
-58761	36006 NEIL W. BAKKEN	2024.12	09/16/16
-58760	56366 KENT SKABO	1360.06	09/16/16
-58759	37008 LAVERN GOHL	1708.62	09/16/16
-58758	56180 DIANE C. HAGEN	428.48	09/16/16
-58757	56276 ELTON LARSON	116.36	09/16/16
-58756	56473 ANGELA DECKER	132.98	09/16/16
-58755	48102 KAYLA J. HELL	782.05	09/16/16
-58754	56609 MARIA HILGART	882.27	09/16/16
-58753	56111 ANDREA L. MITCHELL	575.09	09/16/16
-58752	56638 WANDA OLAF	415.57	09/16/16
-58751	56683 ANN REINKE	70.19	09/16/16
-58750	56364 JASON SAGE	470.35	09/16/16
-58749	48013 DEBORAH A. SLAIS	1252.85	09/16/16
-58748	56588 KIRBY STRICKLAND	888.05	09/16/16
-58747	48034 YVONNE A. TOPP	708.85	09/16/16
-58746	56411 LISA WEBB	946.67	09/16/16
-58745	56298 SAWYER ZENT	181.13	09/16/16
-58744	52011 ANN M. KVANDE	1582.34	09/16/16
-58743	56041 BARBARA J. PETERSON	1457.19	09/16/16
-58742	56578 BRENDA SCHMIDT	1441.09	09/16/16
-58741	52020 SHAWN WENKO	2237.43	09/16/16
-58740	56538 KATHY HAVSKJOLD	427.95	09/16/16
-58739	56222 VIVIAN KALMIK	290.60	09/16/16
-58738	53002 AMY A. KRUEGER	2112.46	09/16/16
-58737	56271 SABRINA A RAMEY	1331.07	09/16/16
-58736	56310 JENNIFER STRIETZEL	1197.45	09/16/16
-58735	56390 DENICE SUESS	986.42	09/16/16
-58734	56659 AMANDA EBERLY	1446.85	09/16/16
-58733	56646 THOMAS FRETLAND	1490.56	09/16/16
-58732	56479 TRISTA HENRIE	1948.73	09/16/16
-58731	56213 ROBERT JASON HILLARD	1770.37	09/16/16
-58730	56303 TROY OSTER	1195.34	09/16/16
-58729	56604 BRET WILLIAMS	2296.52	09/16/16
-58728	56391 THOMAS MOTTI	2076.09	09/16/16
-58727	56435 KEVIN POWERS	1106.71	09/16/16
-58726	56522 RYAN SLAPNICKA	2668.46	09/16/16
-58725	56070 TATE A. CYMBALUK	0.00	09/16/16
-58724	14021 BRAD D. BEKKEDAHL	150.47	09/16/16
-58723	34103 CHRISTOPHER J. BROSTUEN	759.91	09/16/16
-58722	14025 HOWARD D. KLUG	506.27	09/16/16
-58721	56476 DEANETTE PIESIK	772.80	09/16/16
-58720	IAFF LOCAL 3743 IAFF LOCAL 3743	450.00	09/16/16
-58719	DEPOSIT CITY OF WILLISTON	654.86	09/16/16
-58718	ND CHILD SUPPOR ND CHILD SUPPORT ENFORCE	2000.70	09/16/16
-58717	DEFER COMP ROTH NATIONWIDE RETIREMENT SO	20443.66	09/16/16

-58716	FIT	U.S. TREASURY	193426.38	09/16/16
83264	999999		0.00	09/09/16
83265	999999	JOSEPH VONDELL	750.00	09/12/16
83266	999999	DUSTIN CLARK	244.00	09/12/16
83267	1519	CORPORATE TRANSLATION SERVICES, I	8.68	09/12/16
83268	74	CITY AUDITOR'S FUND	364.68	09/12/16
83269	2291	MUNICIPAL EMERGENCY SERVICES, INC	3052.92	09/13/16
83270	2794	ROBERT KISER	185.06	09/13/16
83271	623	WEX BANK	5428.47	09/13/16
83272	2353	EAPC	9629.59	09/13/16
83273	999999	BROOKE KUNTZ	1179.26	09/13/16
83274	143	GOVERNMENT FINANCE OFFICERS ASSOC	70.00	09/13/16
83275	2751	INDIGO SIGNWORKS, INC.	3300.50	09/13/16
83276	2957	Williams Plumbing & Heating	34845.59	09/13/16
83277	2895	FCI CONSTRUCTORS, INC - ND	134729.95	09/13/16
83278	2968	L & H ELECTRIC INC	7600.00	09/13/16
83279	2263	WILLISTON VECTOR CONTROL DISTRICT	67.80	09/14/16
83280	999999	RYAN DOWLING	130.00	09/14/16
83281	999999	MARTIN KOLLER	100.00	09/14/16
83282	999999	JENNA STERLING	10.00	09/14/16
83283	999999	JESSICA SKABO	10.00	09/14/16
83284	416	SELID PLUMBING & HEATING INC	83.00	09/14/16
83285	2938	PARK CONSTRUCTION COMPANY	267860.10	09/14/16
83286	243	MONTANA-DAKOTA UTILITIES	2560.89	09/14/16
83287	2969	KIRBY STRICKLAND	0.00	09/14/16
83288	2970	GOSCOMA	100.00	09/14/16
83289	56583	AMANDA NORTON	1924.26	09/16/16
83290	26039	DIANE K. ALBRIGHTSON	1125.97	09/16/16
83291	56406	RICHARD RADEMACHER	1966.26	09/16/16
83292	22014	GARY L. GLOVATSKY	1985.48	09/16/16
83293	56577	MARC MOHR	1421.32	09/16/16
83294	56478	KYLE FLEMING	1312.55	09/16/16
83295	56549	CHRISTOPHER HOULE	942.97	09/16/16
83296	25106	RICHARD S. ODEGARD	1681.07	09/16/16
83297	56648	BRANDON SANDBERG	1235.48	09/16/16
83298	27096	RUSSELL E. MOMBERG	1826.06	09/16/16
83299	56653	DOMINICK IOVINO	1157.17	09/16/16
83300	56582	JOSHUA DAGENAIS	1288.80	09/16/16
83301	32006	WILLIAM M. MCQUISTON	1466.99	09/16/16
83302	56625	JEREMY WRIGHT	1622.16	09/16/16
83303	56586	ROBERT BROOK	6668.03	09/16/16
83304	56459	MATTHEW GOODE	744.00	09/16/16
83305	56499	ANDREW ISAACS	5188.39	09/16/16
83306		CHILD SUPR ALAB ALABAMA CHILD SUPPORT PA	150.00	09/16/16
83307		UT CHILD SUPPOR CHILD SUPPORT SERVICES (141.00	09/16/16
83308		CHILD SUPRT CT CONNECTICUT - CCSPC	297.65	09/16/16
83309		DEL CHILD SUPPO DCSE	135.00	09/16/16
83310		MEDICAL SPENDIN DISCOVERY BENEFITS	2917.60	09/16/16
83311		FIRST RES INV C FIRST RESOLUTION INVESTM	412.79	09/16/16

83312	MI CHILD SUPPOR MICHIGAN STATE DISBURSEM	104.75	09/16/16
83313	MN CHILD SUPPOR MINNESOTA CHILD SUPPORT	173.50	09/16/16
83314	ND PEA NDPEA	81.70	09/16/16
83315	CHILD SUPPORT P PA SCDU	505.00	09/16/16
83316	2969 KIRBY STRICKLAND	377.50	09/16/16
83317	2967 STORSLEE LAW FIRM, P.C.	2269.34	09/19/16
83318	320 NEMONT	437.22	09/19/16
83319	2015 DAKOTA FIRE EXTINGUISHERS	269.79	09/19/16
83320	2628 UL LLC	4036.20	09/19/16
83321	2275 CHANNING BETE COMPANY	661.09	09/19/16
83322	488 VISA	3228.98	09/19/16
83323	488 VISA	256.81	09/19/16
83324	488 VISA	1701.88	09/19/16
83325	488 VISA	1980.00	09/19/16
83326	488 VISA	3280.81	09/19/16
83327	999999 ZEKE JACKSON	2364.34	09/19/16
83328	999999 JENNA BROSTUEN	400.00	09/19/16
83329	999999 CORIE KILDAY	400.00	09/19/16
83330	999999 CRISTINA BODRUG	400.00	09/19/16
83331	2427 ORGANIC CLEANING SOLUTIONS	300.00	09/20/16
83332	2969 KIRBY STRICKLAND	1359.00	09/20/16
83333	673 CLERK OF DISTRICT COURT	750.00	09/20/16
83334	673 CLERK OF DISTRICT COURT	750.00	09/20/16
83335	673 CLERK OF DISTRICT COURT	750.00	09/20/16
83336	673 CLERK OF DISTRICT COURT	20.00	09/20/16
83337	673 CLERK OF DISTRICT COURT	750.00	09/20/16
83338	673 CLERK OF DISTRICT COURT	750.00	09/20/16
83339	999999 STEVEN BOLLING	400.00	09/20/16
83340	2189 MONTANA-DAKOTA UTILITIES	0.00	09/21/16
83341	19 AMERICAN STATE BANK	760463.03	09/23/16
83342	2385 JASON CATRAMBONE	1268.50	09/23/16
83343	1665 EAST & WEST EXCAVATING LLC	75137.54	09/23/16
83344	2560 11TH STREET PROPERTIES LLC	6000.00	09/23/16
83345	1220 3D SPECIALTIES	6319.50	09/23/16
83346	1853 A & A LANDSCAPE AND MAINTENANCE L	3763.33	09/23/16
83347	526 ACE HARDWARE & FLOORING	99.99	09/23/16
83348	3 ADVANCED ENGINEERING &	462651.75	09/23/16
83349	4 AGRI INDUSTRIES, INC.	158.23	09/23/16
83350	999999 AIMEE DREW	17.64	09/23/16
83351	999999 ALI WERTMAN	23.64	09/23/16
83352	999999 ALLISON CLOUD	12.18	09/23/16
83353	2621 ALLSTATE PETERBILT GROUP	167.46	09/23/16
83354	999999 AMBER DICKERSON	38.06	09/23/16
83355	718 AMERIPRIDE LINEN AND APPAREL SERV	955.44	09/23/16
83356	999999 ANTHONY LEWIS	28.21	09/23/16
83357	2585 APE - ADVANCED PUMP & EQUIPMENT	3530.25	09/23/16
83358	2272 ARFF SPECIALISTS. LLC	7000.00	09/23/16
83359	708 AT&T	104.40	09/23/16
83360	2864 B'S CRACK SEALING LLC.	17062.50	09/23/16

83361	33 BAKER & TAYLOR CO.	547.92	09/23/16
83362	34 BALCO UNIFORM CO., INC.	2066.84	09/23/16
83363	35 BANK OF NORTH DAKOTA	8048.78	09/23/16
83364	38 BASIN PRINTERS, INC.	309.00	09/23/16
83365	2488 BEK CONSULTING, LLC	775805.25	09/23/16
83366	49 BLACK MOUNTAIN SOFTWARE	3522.00	09/23/16
83367	52 BORDER STATES ELECTRIC	84.66	09/23/16
83368	56 BRADY MARTZ, CPA	12745.40	09/23/16
83369	1926 BRAUN INTERTEC CORPORATION	2474.25	09/23/16
83370	1054 C & D WATER SERVICES	60.00	09/23/16
83371	69 CARQUEST/ADVANCED AUTO PARTS STOR	200.48	09/23/16
83372	616 CENTER POINT LARGE PRINT	41.34	09/23/16
83373	1261 CHAMBER OF COMMERCE	1000.00	09/23/16
83374	710 CHANEY'S CAR & TRUCK REPAIR	200.00	09/23/16
83375	999999 CHRISTINE HELLING	21.35	09/23/16
83376	999999 CIERRA PUGA	69.80	09/23/16
83377	77 CITY OF WILLISTON	416.80	09/23/16
83378	79 CITY OF WILLISTON	2008.23	09/23/16
83379	1666 CIVIL SCIENCE	94936.13	09/23/16
83380	2310 COLSTRIP ELECTRIC INC	197600.00	09/23/16
83381	1486 CONNEX INTERNATIONAL	92.94	09/23/16
83382	999999 CONTINUUM SINGLE FAMILY HOMES	10.43	09/23/16
83383	999999 CORAL HIGUERA	3.65	09/23/16
83384	2616 CREATIVE PRODUCT SOURCE	198.15	09/23/16
83385	2514 DAL GLOBAL SERVICES LLC	6500.00	09/23/16
83386	999998 DANIELLE HENDRICKS	50.50	09/23/16
83387	100 DAWA SOLUTIONS GROUP	60.00	09/23/16
83388	999998 DERICK LIEN	25.00	09/23/16
83389	107 DISCOVERY BENEFITS	143.00	09/23/16
83390	109 DOEDEN CONSTRUCTION	26937.91	09/23/16
83391	999999 DUSTIN CELANDER	16.51	09/23/16
83392	2926 Earnest Theetge	20.00	09/23/16
83393	1665 EAST & WEST EXCAVATING LLC	12156.24	09/23/16
83394	999999 ELAINE KINSTLER	43.32	09/23/16
83395	577 EMERGENCY MEDICAL PRODUCTS	1446.21	09/23/16
83396	126 EMRY'S LOCKSMITHING	22.50	09/23/16
83397	569 FEDEX	158.58	09/23/16
83398	2971 FIRE & POLICE SELECTION, INC.	500.00	09/23/16
83399	2276 FIRE SERVICE BOOKSTORE	774.70	09/23/16
83400	132 FIRST NATIONAL BANK	1100.98	09/23/16
83401	134 FORT UNION SUPPLY & TRADE	518.95	09/23/16
83402	354 FURUSETH LAW FIRM, PC	33726.00	09/23/16
83403	2108 FUSION FABRICATION INC	157.50	09/23/16
83404	139 GAFFANEY'S	1530.54	09/23/16
83405	1125 GENERAL TRAFFIC CONTROLS, INC	2888.72	09/23/16
83406	999999 GEORGE W NICKOLOFF JR	14.81	09/23/16
83407	1154 GOOSENECK IMPLEMENT	175.96	09/23/16
83408	144 GRAYMONT WESTERN CANADA	13920.99	09/23/16
83409	999999 GREGORY HULIHAN	38.68	09/23/16

83410	624 HAMERS AUTOMOTIVE	9792.80	09/23/16
83411	151 HAWKINS, INC.	2628.42	09/23/16
83412	550 HEDAHLS PARTS PLUS	78.28	09/23/16
83413	153 HEIMAN FIRE EQUIPMENT, INC.	240.40	09/23/16
83414	161 HOME OF ECONOMY	29.90	09/23/16
83415	162 HORIZON RESOURCES	39070.32	09/23/16
83416	163 HOSE AND RUBBER SUPPLY	293.96	09/23/16
83417	2553 IDEXX LABORATORIES	309.94	09/23/16
83418	1503 IDSS GLOBAL LLC	266.00	09/23/16
83419	175 INTERSTATE ENGINEERING	502.50	09/23/16
83420	2973 J.M. MARSCHUETZ CONSTRUCTION CO	411390.09	09/23/16
83421	999999 JAMES & DANIELLE KERSTEN	3.88	09/23/16
83422	999999 JAMES O THOMPSON	52.32	09/23/16
83423	2972 JAMES SWARTOUT SERVICES, LLC	1850.00	09/23/16
83424	999999 JAN HALVORSON	34.22	09/23/16
83425	999999 JANNIS TURNQUIST	59.60	09/23/16
83426	999999 JAYME ROGGE	34.89	09/23/16
83427	999998 JEREMY WRIGHT	135.33	09/23/16
83428	1609 JMAC RESOURCES	512852.11	09/23/16
83429	999998 JOLEEN S. TINKER	45.50	09/23/16
83430	999998 JOSHUA HILGART	25.00	09/23/16
83431	2986 JuJuRoo's Child Care	8945.03	09/23/16
83432	196 KADRMAS LEE & JACKSON INC	11474.50	09/23/16
83433	2916 KANYON SPECIALTY CONTRACTORS	149862.85	09/23/16
83434	999999 KAY ERICKSON	21.32	09/23/16
83435	1299 KNIFE RIVER-NORTH CENTRAL	237839.27	09/23/16
83436	2881 KODET ARCHITECTURAL GROUP, INC.	2300.00	09/23/16
83437	2227 KONICA MINOLTA PREMIER FINANCE	533.86	09/23/16
83438	893 KRUGER INC.	4293.20	09/23/16
83439	1644 M-B COMPANIES, INC.	1256.05	09/23/16
83440	240 MATHISON COMPANY	128.82	09/23/16
83441	245 MEDQUEST INC	523.46	09/23/16
83442	999999 MELISSA SOMBRERO	41.86	09/23/16
83443	2685 MENARDS	345.98	09/23/16
83444	247 MERCY MEDICAL CENTER	50.00	09/23/16
83445	250 MICROMARKETING ASSOCIATES	98.99	09/23/16
83446	252 MIDCONTINENT COMMUNICATIONS	78.73	09/23/16
83447	2985 MonDak Animal Rescue	200000.00	09/23/16
83448	1150 MONDAK PORTABLES LLC	1350.00	09/23/16
83449	243 MONTANA-DAKOTA UTILITIES	12770.12	09/23/16
83450	270 MURPHY MOTORS, INC.	67.33	09/23/16
83451	271 MVTL/MINNESOTA VALLEY	1052.00	09/23/16
83452	275 NAPA AUTO PARTS	1413.50	09/23/16
83453	1312 ND CPA SOCIETY	95.00	09/23/16
83454	319 NELSON INTERNATIONAL	762.39	09/23/16
83455	320 NEMONT	5382.21	09/23/16
83456	1912 NEUTRON INDUSTRIES	154.23	09/23/16
83457	999999 NEW VISION ENERGY	51.45	09/23/16
83458	999999 NICOLE CHARETTE	9.89	09/23/16

83459	584 NMN, INC.	56.00	09/23/16
83460	999999 NOAH TAYLOR	21.57	09/23/16
83461	626 NORTH DAKOTA LEAGUE OF CITIES	7782.21	09/23/16
83462	1003 NORTH PRAIRIE SIGNATURE, LLP	1372.20	09/23/16
83463	324 NORTHERN IMPROVEMENT CO.	33107.20	09/23/16
83464	1407 NORTHERN IMPROVEMENT COMPANY	456625.48	09/23/16
83465	1894 NORTHERN TECHNOLOGIES, INC	3300.00	09/23/16
83466	690 O'REILLY AUTO PARTS	18.68	09/23/16
83467	1635 OCLC, Inc.	554.53	09/23/16
83468	2339 OFFICE DEPOT	128.38	09/23/16
83469	2853 OK TIRE STORE	17.00	09/23/16
83470	344 ONE FULFILLMENT	445.00	09/23/16
83471	2427 ORGANIC CLEANING SOLUTIONS	60.00	09/23/16
83472	1055 PARTS CENTRAL - HEIL ENVIRONMENTA	443.39	09/23/16
83473	2677 PAYMENT PRINCIPALS	22.28	09/23/16
83474	351 PENWORTHY	491.16	09/23/16
83475	246 PHYSIO-CONTROL, INC	286.82	09/23/16
83476	1956 PIERCE AUTO BODY INC	3023.64	09/23/16
83477	2162 PRAXAIR DISTRIBUTION INC.	631.31	09/23/16
83478	362 PRO SAFE SERVICES, INC	287.00	09/23/16
83479	364 PURCHASE POWER	4171.85	09/23/16
83480	367 QUILL CORPORATION	776.74	09/23/16
83481	999998 RACHEL K. LAQUA	241.68	09/23/16
83482	999999 RDO EQUIPMENT	28.72	09/23/16
83483	2688 RECORD KEEPERS LLC	48.00	09/23/16
83484	2922 RED ROCK FORD	150.08	09/23/16
83485	2252 RESOLVE ENTERPRISES, LLC	3122.50	09/23/16
83486	2309 RICE LAKE CONSTRUCTION GROUP	746575.92	09/23/16
83487	999999 RICHARD & YOKO ALLEN	36.26	09/23/16
83488	390 RICHARD A. JOHNSON	7165.65	09/23/16
83489	999999 ROBERT HILL	26.17	09/23/16
83490	999999 RODNEY MCQUILLIN II	17.92	09/23/16
83491	999998 SAM M. AIDE	50.50	09/23/16
83492	2495 SELLAND CONSTRUCTION, INC.	842443.38	09/23/16
83493	669 SHIRT WORX	1155.34	09/23/16
83494	999999 SHOTGUN PROPERTIES LLC	20.76	09/23/16
83495	638 SMALL BUSINESS DEVELOPMENT CENTER	50000.00	09/23/16
83496	2477 SNAP ON TOOLS	237.00	09/23/16
83497	2910 SPEARFISH EXCAVATING, INC.	203631.38	09/23/16
83498	2984 STANDING ROCK SANITATION SERVICE,	39369.38	09/23/16
83499	436 STONY CREEK RENTALS, LLC	4500.00	09/23/16
83500	1186 SYN-TECH SYSTEMS, INC.	815.00	09/23/16
83501	1997 THE CREATIVE TREATMENT	11684.24	09/23/16
83502	447 THE SHOPPER	1075.00	09/23/16
83503	448 THE SIGN SHOP	2140.00	09/23/16
83504	999999 TODD WHITESCARVER	42.79	09/23/16
83505	460 TRACTOR & EQUIPMENT CO.	16816.82	09/23/16
83506	878 TRACTOR SUPPLY COMPANY	62.98	09/23/16
83507	463 TRIANGLE ELECTRIC	3306.88	09/23/16

83508	2072 TRIZETTO PROVIDER SOLUTIONS	122.16	09/23/16
83509	477 UPPER MISSOURI DISTRICT	139.40	09/23/16
83510	750 UPS	11.25	09/23/16
83511	2061 UTILITY SYSTEMS OF AMERICA INC	127576.34	09/23/16
83512	485 VESSCO, INC.	352.18	09/23/16
83513	489 VISA	3878.51	09/23/16
83514	2528 WD & J PROPERTIES, LLC	10250.00	09/23/16
83515	1350 WESTERN AREA WATER SUPPLY	7500.00	09/23/16
83516	999999 WILLIAM GILES	7.55	09/23/16
83517	531 WILLIAMS COUNTY AUDITOR	6898.13	09/23/16
83518	532 WILLIAMS COUNTY HIGHWAY DEPT.	112.94	09/23/16
83519	648 WILLIAMS COUNTY SHERIFF'S OFFICE	12000.00	09/23/16
83520	999999 WILLIAMS COUNTY WEED CONTROL	17.80	09/23/16
83521	2099 WILLIAMS PLUMBING, HEATING & UTIL	65272.45	09/23/16
83522	564 WILLIAMS RURAL WATER DISTRICT	228.16	09/23/16
83523	514 WILLISTON COMMUNITY LIBRARY	215.60	09/23/16
83524	516 WILLISTON CVB	201.52	09/23/16
83525	517 WILLISTON FIRE & SAFETY	12.40	09/23/16
83526	518 WILLISTON HERALD	9081.04	09/23/16
83527	525 WILLISTON TIRE CENTER	189.62	09/23/16
Total Claims	\$7,363,447.44		
Payroll	\$711,257.70		
Grand Total	\$8,074,705.14		
# of Checks:	544		

(2) Application for a Local Permit or Charity Local Permit

- a. Wilkinson Elementary School PTO
- b. Pheasants Forever Chapter 619

(3) Special Permit to Sell Alcoholic Beverages

- a. American Legion September 30 & October 1
- b. American Legion October 1
- c. American Legion October 4 & 5
- d. American Legion October 7 & 8
- e. American Legion October 22
- f. Upper Missouri Valley Fair Association September 30
- g. Upper Missouri Valley Fair Association October 1
- h. Upper Missouri Valley Fair Association October 7
- i. Upper Missouri Valley Fair Association October 15
- j. Upper Missouri Valley Fair Association November 4
- k. Upper Missouri Valley Fair Association November 5
- l. Upper Missouri Valley Fair Association December 3
- m. Upper Missouri Valley Fair Association December 8

(4) Taxi License

- a. Simon The Cab Dude – Additional Vehicle
- b. Best Price Cab – Additional Vehicle

C. Building Official

(1) Journeyman Plumber

- a. Ross Glaser-Northern Plains Plumbing

(2) Fuel and Gas Installer

- a. Kent Pendleton-CDA Structures Inc.

- D. City Planner
 - (1) Request for hearing before the Board of Adjustments on October 11, 2016, for an appeal of the Planning and Zoning Commission's denial of two special use permits (SPU's), each to allow RV parking in R-5: Mobile Home Park zone for Glen Villa and FM Parkway – Rick Carriger
 - (2) Request for public hearing on October 11, 2016, to hear proposed updated Sign Ordinance 1028 – Staff
 - (3) Request for public hearing on October 11, 2016, to hear proposed Ordinance 1052, to create a Downtown Design Review Board – Staff
- E. Assessor
 - (1) Abatement
 - (2) Exemptions

Motion by Bekkedahl, Seconded by Cymbaluk to approve the consent agenda as presented to the Commission.

Mayor Klug commented that the request for a public hearing for the proposed sign ordinance on October 11 will occur at that time but the second reading will be delayed beyond the usual two week period to allow enough time for public input due to the variety of signs that need to be permitted.

UNANIMOUS BY VOICE VOTE

Taylor Olson, City Attorney, presented the following:

- 3. Public Hearings
 - A. Ordinance 1054 - Lawn Mowing

The current ordinance requires certified mailings to property owners that are not in compliance and due to many property owners not residing in the city, mailings are being returned. This ordinance is drafted similar to the city of Mandan and it follows the North Dakota Century Code allowing the municipalities to consider weeds and mowing to be a public nuisance so the city can remove the weeds, mow the grass and assess the property tax. There is a section that requires a publication on the first of the May, June, July, August, September and October notifying property owners that they have the requirement to keep their lawns in line with the ordinance and if they do not, the city will mow at their expense. Ms. Taylor questioned the desire to include an administrative fee in the ordinance to keep property owners from using this as a lawn mowing service. In response to a question the publication process would be just the publication in the newspaper and individual notifications would not be placed on the property or mailed to property owners. The publication will be a template allowing for 15 days to clean up properties and will not list properties out of compliance.

**Mayor Klug opened the public hearing.
Mayor Klug called for public comment.**

Bill Glen stated the publication in the newspaper doesn't seem to very effective although homeowners should be looking at it. He questioned if there was any thought given to using email or texting to contact an owner; that an owner has to register a person that could be contacted if their property has any effects that are related to these kinds of ordinances. It also could be helpful for notices to citizens that have a zoning issue. Seems it would be helpful if there was a process for citizens to register if they wanted to be notified. If the goal here is to

keep the lawns mowed and snow off the sidewalks, could this be explored by the city? Mayor Klug stated this could be taken into consideration and also that he would see this published in other areas such as a future website and not just the Williston Herald.

Call for public comment made a 2nd and 3rd time.

Bob Eynon asked if this proposed ordinance would eliminate notices on the building itself? Mayor Klug responded that these are generally complaint driven which then require an inspection and code enforcement would then likely drop off the notice. This ordinance takes away the responsibility of sending certified letters that don't get picked up.

Mayor Klug closed the public hearing.

Motion by Cymbaluk, Seconded by Brostuen to approve the first reading of Ordinance 1054 as presented.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

B. Ordinance 1055 - Snow Removal

As with the mowing, this is also similar to the city of Mandan and adjusted to fit our ordinances. The purpose of this ordinance is to move from Public Works to Chapter 5, the building code, and to allow the city to remove the snow outside of properties where people are failing to do so after a specific period of time. There was an ordinance that required snow to be removed within the specified time period but there was nothing that could be done by the city as a result of their failure to do so. There is a 24-hour time period to remove snow from residential streets and 10-hours from Main Street. In the downtown district, as long as the sidewalk front is free, the snow can be pushed to the street. Ms. Olson can amend the proposed ordinance to indicate snow can be pushed into the street. Commissioner Bekkedahl would like to see this ordinance for those that abuse it where for 30 days, or even a week, nothing has been done but doesn't believe we should be enforcing it for those that leave town for a few days and clear their sidewalk when they return and feels a timeframe should be selected that isn't as aggressive as 24-hours. Suggestion was made for a seven day timeframe.

Mayor Klug opened the public hearing.

Mayor Klug called for public comment.

Call for public comment made a 2nd and 3rd time.

Mayor Klug closed the public hearing.

Motion by Cymbaluk, Seconded by Bekkedahl to approve the first reading of Ordinance 1055 with a change in Section 20-86(b) to seven calendar days.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

Motion by Cymbaluk, Seconded by Brostuen to add Section 20-86(e) that the downtown district will have 10-hours to remove the snow and to be able to push it into the street.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

C. Ordinance 1056 – Tobacco

This is an ordinance that was requested by the Upper Missouri Health District. This is an amended version of a model ordinance drafted by BreatheND that has been enacted in several communities. The North Dakota Century Code requires those selling tobacco to have a state license and this ordinance includes the requirement of a city license and is a bit tougher when people violate for selling tobacco to minors. This ordinance also combines one that had previously been sent by the Upper Missouri Health District on the distribution of tobacco through vending machines and things of that nature. This repeals Sections 12-70 through 12-72 and putting everything in the same place for tobacco.

Mayor Klug opened the public hearing.

Mayor Klug called for public comment.

Call for public comment made a 2nd and 3rd time.

Mayor Klug closed the public hearing.

Motion by Bekkedahl, Seconded by Cymbaluk to adopt the first reading of Ordinance 1056 as presented by the city attorney's office.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

~~D. 6-month moratorium on small cell towers in order to allow determination of policy~~

4. Bid Openings
5. Accounts, Claims and Bills Not Approved in the Consent Agenda
6. Ordinances
7. Petitions, Communications and Remonstrance's
 - A. Williston High School – Fireworks application – Homecoming

Motion by Cymbaluk, Seconded by Brostuen to approve the request as presented with Chief Lokken and Chief Catrambone signature for approval.

UNANIMOUS BY VOICE VOTE

8. Report of Commissioners
 - A. President of the Board
 - B. Vice-President; Finance Commissioner
 - C. Street and Improvement, Sanitation, Cemetery and Public Works Commissioner

Commissioner Piesik and Shawn Wenko, Executive Director Economic Development, presented the following:

- (1) **City Website Redesign**
Shawn Wenko announced two proposals were received from AE2S and Revize. The committee reviewed the proposals and felt Revize had more experience with city websites and the intricate parts of daily online services. Commissioner Piesik added that in four years Revize will assist with redesign at no additional charge. It was also felt they offer more options that the city could tap into with future growth and the younger families moving to Williston. There are still a few questions for Revize before moving forward including clarification on bringing all departments

under the city and the rebranding process that will be taking place. It will be a challenge to send a consistent message to the community and to make it less burdensome to reach city departments.

Motion by Piesik, Seconded by Cymbaluk to move forward with Revize to work on the website redesign and allow David Tuan to negotiate some of the contract dates and requirements that the committee felt were needed.

Discussion ensued on the cost which is estimated at \$44,500 with variations available. They also offer a three year payment plan with no interest at \$13,200 each of the first three years, \$4,900 the fourth with free website redesign at that time.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

- D. Fire, Police, and Ambulance Commissioner
- E. Water Works, Sewer, Airport, Building and Planning Commissioner

Commissioner Brostuen and Randy Conrad of Cardon Global presented the following:

- (1) MDU Service Extension Agreement
This is a service agreement to run a new line to the Greenfield site for the new XWA airport in the amount of \$1,876,375 and has been reviewed by the city attorney. Recommendation is to approve this agreement. Commissioner Brostuen added there is a settlement process that will reduce the cost to the city if other entities connect to the natural gas pipeline in the future. Michelle Martin of MDU explained that once we utilize the full amount of natural gas the airport is proposing to use, over a five year period there is a payback. If other customers come online that goes toward credit for their usage/loads. In the third year MDU will assess what would be used, in the fourth year a true-up would be done and in the fifth year, if there was a credit or refund it would be given back. With the load that is proposed, MDU's investment is approximately \$274,835. The tax gross up amount of \$318,124 is for the total contractor costs, materials and labor as MDU's part of a public utility. The customers that come on to the line includes anybody that comes on along the corridor

Motion by Brostuen, Seconded by Cymbaluk to approve the MDU gas service extension agreement as presented and authorize the mayor to sign the agreement.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

- (2) DU Wetland Mitigation Invoice
This is a wetland mitigation credits through Ducks Unlimited. For the XWU project there are approximately 6.7 acres that have been identified as being impacted. Ducks Unlimited has a wetland credit program which has been accepted by the Corps of Engineers as a method to mitigate the

wetlands impacted by this project and Ducks Unlimited will use these funds to establish wetlands in another location. The invoice under consideration is to purchase those credits, which needs to be approved in order to receive the USA CD404 permit so construction can occur this fall. The FAA will pay 90% of the cost of this through the 2016 AIP grants. Requesting approval to pay the invoice in the amount of \$335,000. In response to a question as to where the new wetlands would be established, a Ducks Unlimited representative indicated they have an agreement with the state and throughout the state of North Dakota so the wetlands could be built anywhere in the state through an application process.

Motion by Bekkedahl, Seconded by Piesik to approve the wetlands mitigation credits as Ducks Unlimited has presented in the amount of \$335,000.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

(3) TKDA Task Order 15 Approval

This is the independent fee review by TKDA in the amount of \$24,500 for site grading construction administration and observation services, phase 2 NAVAID design, 59th Street construction administration and observation, electrical building design, terminal surcharge construction administration and observation and services in support of tribal coordination. Recommendation is to approve the TKDA independent fee review in the amount of \$24,500.

Motion by Bekkedahl, Seconded by Cymbaluk to approve as presented.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

Taylor Olson, City Attorney, presented the following:

(4) KLJ Master Service Agreement

This has been reviewed by attorney Jordon Ever with an agreement on all the terms. Attorney Evert has asked for approval of the agreement contingent upon of a final legal review and approval of the limitation of liability language. There were some terms that had created an issue before KLJ could return some of them. Attorney Evert was working on going through the agreement a second time to make sure that the changes were made to reflect the intentions of an exhibit that was added.

Motion by Bekkedahl, Seconded by Brostuen to approve as presented.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

Randy Conrad of Cardon Global presented the following:

- (5) FAA Grant Acceptance
September 21, 2016 the FAA sent grant agreement 3-38-0084-0002-2016 for \$27,556,669.99 in funds. This will provide 90% of the funding for the site grading, 59th street relocation, terminal construction phase I, which is the surcharge area, access roads, staging area, runway 14/32 phase I (approximately 3000 feet of construction of the primary runway) and the Ducks Unlimited wetland credits. The FAA has requested an immediate turnaround of this agreement as they have done for grants in previous years. Both the mayor and attorney have signed and it was returned to the FAA. Recommendation is to ratify the signature of the mayor completed on September 21, 2016.

Motion by Brostuen, Seconded by Bekkedahl to approve.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

- (6) Airport Logo
Logo options in five colors were presented in order to move forward with the ground breaking ceremony. In order to keep with the colors of the new terminal, Commissioner Piesik suggested the blue and gold. The commissioners are of the understanding this could be a temporary logo due to the rebranding coming forward. Recommendation is to keep with the suggestion of the blue and gold.

Motion by Brostuen, Seconded by Piesik to follow the recommendation of Commissioner Piesik and recommend the selection of the blue and gold.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

- (7) XWA Ground Breaking Construction Sign
This will be used for the groundbreaking ceremony and will remain the site entrance sign for the construction. There will be some minor changes made from what is presented in the meeting materials with some logo changes and there has been contact with the FAA tribal coordinator to acknowledge their involvement of the observation

Motion by Brostuen, Seconded by Bekkedahl for approval of the sign.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

9. Report of Department Heads
 - A. City Auditor
 - B. Attorney

Pete Furusest, City Attorney, presented the following:

- (1) Petra Settlement
An agreement was drafted in regards to the settlement with Petra on the Development Building. Mayor Klug was included in the negotiations and a settlement of \$60,000 was agreed upon.

Motion by Bekkedahl, Seconded by Cymbaluk to approve the agreement with Petra for settlement as presented by the attorney in the amount of \$60,000 and authorize the mayor to sign any copies necessary.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

Mayor Klug noted the groundbreaking ceremony of the new airport is October 10, 2016, 3:30pm and everyone is invited. It is not a private ceremony and further advertising will be coming.

C. Director of Public Works

David Bell, Public Works, presented the following:

- (1) WRRF Trunk Sewer Contract Amendment
This is an amendment for the WRRF from AE2S for the work pump sewer project. Additional services were requested from AE2S for the preparation and coordination of easements with landowners to secure legal authority for the sewer line. Approval is recommended for the contract amendment at an hourly rate and not to exceed \$8,000.

Motion by Piesik, Seconded by Brostuen to approve the contract amendment to AE2S with an hourly amount not to exceed \$8,000.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

- (2) Landfill Cells 5 & 6 Expansion Project Change Order #2
Following the excavation and base preparation for the concrete road construction phase, the engineer recommended the addition of dowels to tie the two concrete sections together in order to minimize differential movement. Approval is recommended for Change Order #2 to Park Construction in the amount of \$2,622.

Motion by Cymbaluk, Seconded by Bekkedahl to approve as presented.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

D. City Engineer

Bob Hanson, City Engineer, presented the following:

- (1) Alley Improvement District 16-6 Contract Award
 The original bid was for ten alleys. Alleys I and VI were protested out and Alley II was withdrawn due to notification issues. The city is restricted from awarding contracts that exceed the 40% threshold of the engineer's estimates therefore, Alleys IX and X cannot be constructed at this time. Alley's III, IV, V, VII and VIII can be awarded under this district. Two bids were received from Northern Improvement and Knife River

Section	Estimted Costs		Construction Bids	
	Engineering Report	Design Estimate	Northern Improvement	Knife River
General		\$ 167,000.00	\$ 238,227.00	\$ 156,300.00
General Deduct			\$ (35,734.05)	\$ (46,890.00)
I	\$ 88,461.00	\$ 79,304.50		
II	\$ 65,384.00	\$ 55,268.50		
III	\$ 57,692.00	\$ 30,961.00	\$ 32,184.60	\$ 41,130.50
IV	\$ 30,769.00	\$ 21,266.00	\$ 22,960.00	\$ 28,556.00
V	\$ 26,923.00	\$ 17,459.00	\$ 18,647.00	\$ 23,221.50
VI	\$ 146,158.00	\$ 120,902.00		
VII	\$ 26,293.00	\$ 18,255.00	\$ 19,875.00	\$ 24,682.50
VIII	\$ 26,293.00	\$ 19,510.00	\$ 21,222.00	\$ 26,375.00
IX	\$ 69,230.00	\$ 78,842.00		
X	\$ 36,538.00	\$ 31,859.00	\$ 38,215.50	
	\$ 573,741.00	\$ 640,627.00	\$ 355,597.05	\$ 253,375.50

Recommendation is to award to Knife River the construction of Alley's III, IV, V, VII and VIII for Alley Improvement District 16-6 in the amount of \$253,375.50.

Motion by Piesik, Seconded by Brostuen to award Knife River a contract for Alley Improvement District 16-6 for sections III, IV, V, VII and VIII in the amount of \$253,375.50.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

- (2) Mill & Overlay Improvement District 16-8 Contract Award
 Two bids were received for this project. Northern Improvement submitted a bid in the amount of \$1,335,639.90 and Knife River submitted the low bid in the amount of \$1,233,545.24.

Section	Estimated Costs		Construction Bids	
	Engineering Report	Design Estimate	Northern Improvement	Knife River
General	x	\$ 265,700.00	\$ 253,897.00	\$ 143,252.00
I	\$ 780,000.00	\$ 719,853.00	\$ 711,182.50	\$ 694,539.00
II	\$ 65,000.00	\$ 51,498.60	\$ 50,548.75	\$ 50,381.88
III	\$ 345,000.00	\$ 285,131.70	\$ 283,026.75	\$ 283,626.63
Alt A	x	\$ 13,240.00	\$ 13,156.00	\$ 21,904.68
Alt B	x	\$ 8,570.00	\$ 4,898.50	\$ 8,177.59
Alt C	x	\$ 42,564.00	\$ 18,930.40	\$ 31,663.46
	\$ 1,190,000.00	\$ 1,386,557.30	\$ 1,335,639.90	\$ 1,233,545.24

Recommendation is to award the construction contract for Mill & Overlay Improvement District 16-8 to Knife River in the amount of \$1,233,545.24. This includes the additive alternates for grooved and epoxy paint pavement markings in each section.

Motion by Brostuen, Seconded by Cymbaluk to award Knife River a contract for the construction of Mill & Overlay Improvement District 16-8 including additive alternates A, B and C in the amount of \$1,233,545.24.

AYE: Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: Piesik

ABSENT AND NOT VOTING:

CARRIES: 4-1

- (3) 2016 Water Main Replacement Project Change Order
This is Change Order #1 for a number of extra work items mostly dealing with asphalt repair work that was beyond the trench patching and overlay work originally called for in their contract. Recommendation is to accept Change Order #1 in the amount of \$70,983.96 to BEK Consulting's contract for the construction of the 2016 Water Main Replacement Project.

Motion by Piesik, Seconded by Bekkedahl to accept Change Order #1 to BEK Consulting's contract for the 2016 Water Main Replacement Project for \$70,983.96.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

- (4) Street Improvement District 16-4 Change Order
This is Change Order #1 for Northern Improvement in the amount of \$38,597. This adds the use of Geo-Grid to address some soft subgrade issues, replacement of storm inlet and resetting a cluster mailbox. It is within about 3% of the original contract. Recommendation is to accept Change Order #1 in the amount of \$38,597 to Northern Improvement for Street Improvement District 16-4.

Motion by Bekkedahl, Seconded by Brostuen to accept Change Order #1 in the amount of \$38,597 to Northern Improvement's contract for Street Improvement District 16-4.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

- E. Fire Chief
- F. Chief of Police
- G. Building Official
- H. City Planner
- I. Economic Development
- J. Airport

Steven Kjergaard, Airport Manager, presented the following:

- (1) Renewal of Parking Agreement for Republic Parking
The current agreement expires January 31, 2017. This renews the agreement for the maximum that is allowable for six 6-month terms and changes the existing rate structure. There are currently five concession tiers and the new agreement allows for two tiers, which will result in greater revenue for the airport to upgrade equipment and signs.

Motion by Brostuen, Seconded by Piesik to approve.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

- K. Assessor
- L. Convention and Visitor's Bureau
- 10. Appointments and Consultations with Officers
 - A. Parking Authority/Sjon Zurich

Motion by Cymbaluk, Seconded by Bekkedahl to approve.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

Mayor Klug presented the following:

- B. Cemetery Board Appointment
Mayor Klug stated this request is for three additional board members including Beverly Talian, Lyla Semenko and Seth Coughlin.

Motion by Cymbaluk, Seconded by Bekkedahl to approve.

Mayor Klug expressed his concern with placing a funeral director on this board. The board regulates the size of monuments, types of stones permitted and other items funeral homes provide, making this a conflict of interest that would require recusal from some discussions. Discussion ensued on whether or not this position should be voting or non-voting. It is an

advisory board only with final decisions made by the city council. Both funeral homes can attend meetings and share concerns. There have been past situations where funeral homes were against matters that pertained to maintenance, appearance and quality of the cemetery.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl

NAY: Klug

ABSENT AND NOT VOTING:

CARRIES: 4-1

11. Unfinished Business

- A. Vacation of a public right-of-way, 50th Rd NW, Sundby Annexation-Vestal Properties LLC
City Attorney, Peter Furuseth indicated documents will be ready at the next meeting.

Mayor Klug presented the following:

- B. Administrator Contract Approval
The city went through a lengthy process before coming to a decision on this position. This agreement has been prepared and negotiated with the individual with a verbal commitment at this time. The term of this agreement will commence November 1, 2016. The compensation has been changed to \$140,000 annually with a six-month review.

Motion by Cymbaluk, Seconded by Bekkedahl to approve the employment agreement as presented.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

Mayor Klug announced David Tuan as the City of Williston's first City Administrator.

John Kautzman, City Auditor, presented the following:

- C. Liquor/Gaming Committee-Recommendation for liquor/beer licenses reverted to city to be placed up for auction.
This is a license acquired by the city from a business that did not respond to communication in terms of their operating. The liquor committee's decision was to consider placing this license up for auction. There are multiple licenses that could be separated by category with both on-sale and off-sale licenses, which have different value to potential bidders. Discussion ensued on whether to place up for auction at this time or wait for a more opportune time economically. Commission Bekkedahl suggested holding the license and use it at the appropriate time for a set fee for the right project.

Motion by Cymbaluk, Seconded by Brostuen to hold the liquor/beer license in the city's possession until such time we seem fit.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

ABSENT AND NOT VOTING:

CARRIES: 5-0

12. New Business
13. Executive Session
14. Adjourn

Motion by Bekkedahl, Seconded by Brostuen to adjourn.

AYE: Piesik, Cymbaluk, Brostuen, Bekkedahl, Klug

NAY: None

Howard Klug, President
Board of City Commissioners

John Kautzman, City Auditor