

**THE CITY COUNCIL
GRAND FORKS, NORTH DAKOTA
February 18, 1997**

**PROCEEDINGS OF
OF THE CITY OF
Tuesday,**

The city council of the city of Grand Forks, North Dakota met in its adjourned session in the council chambers in City Hall on Monday, February 18, 1997 at the hour of 7:30 o'clock p.m. with Mayor Owens presiding. Present at roll call were Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; absent: Council Members Beach, Hanson, Glassheim, Hafner - 4.

Mayor Owens announced that anyone wishing to speak to any item may do so by being recognized prior to a vote being taken on the matter.

ADOPT ORDINANCE NO. 3632.1, AMENDING ZONING MAP TO INCLUDE WITHIN B-3 (GENERAL BUSINESS) DISTRICT BLOCK N, LOTS 1,3, 5, 7, 9, 10, 11 AND 12, BUDGE & ESHELMAN'S 2ND ADDITION

An ordinance entitled "An ordinance to amend the Zoning Map of the city of Grand Forks, North Dakota, to rezone and exclude from the R-4 (Multi-Family) Residence, High Density) District and to include within the B-3 (General Business) District, Block N, Lots 1, 3, 5, 7, 9, 10, 11 and 12, Budge and Eshelman's 2nd Addition, Grand Forks, North Dakota", which had been introduced and passed on its first reading on January 21, 1997, and upon which public hearing had been scheduled for this evening, was presented and read for consideration on second reading and final passage.

The city auditor reported that the required legal notice had been published calling for a public hearing to be held on this matter this evening and further that to date no protests or grievances had been filed with his office.

Mayor Owens called for the public hearing. There were no comments and the public hearing was closed.

The city auditor presented and read the report from the Planning and Zoning Commission that they had considered the matter of the request from Cliff Coss for final approval of an ordinance to amend the Zoning Map to exclude from the R-4 (Multiple-Family Residence, High Density) District and to include within the B-3 (General Business) District, Lots 1, 3, 5, 7, 9, 10, 11 and 12, Block N, Budge and Eshelman's 2nd Addition to the city of Grand Forks, North Dakota (located between University Avenue and 2nd Avenue North and between North 12th Street and North Washington Street), and recommended final approval and passage of the ordinance amending the zoning map with the condition that the required bufferyard be installed at the time of building construction and that the westerly 100 ft. of the alley be paved as per City specifications. The recommendation had been moved and seconded by Council Members Hagness and Polovitz.

Upon call for the question of adoption of this ordinance and upon roll call vote, the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the ordinance adopted.

ADOPT ORDINANCE NO. 3633, RELATING TO
VARIOUS FEES, CHARGES AND RATES

An ordinance entitled "An ordinance amending Sections 13-0408 and 13-0502 of the Grand Forks City Code relating to various fees, charges, and rates", which had been introduced and passed on its first reading on February 3, 1997, was presented and read for consideration on second reading and final passage.

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Upon call for the question of adoption of this ordinance and upon roll call vote, the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the ordinance adopted.

APPROVE MINUTES FEBRUARY 3, 11 AND 13, 1997

Typewritten copies of the minutes of the regular meeting of the council held on February 3, 1997 and of the special meetings of the council held on February 11 and 13, 1997, were presented and read. It was moved by Council Member Hagness and seconded by Council Member Beyer that these minutes be approved as read. Carried 10 votes affirmative.

REPORTS OF OFFICERS

The city auditor's report on investment activity and portfolio master summary for period ending January 31, 1997 and the city auditor's statement of changes in cash balances as of January 31, 1997, were presented and read. It was moved by Council Member Babinchak and seconded by Council Member Ellingson that these reports be received and filed. Carried 10 votes affirmative.

APPROVE BILLS

Vendor Payment Listing No. 97-02, dated February 18, 1997 and totaling \$1,368,548.36, all having been audited by the city auditor for payment in accordance with Regulation No. 2, was presented and read.

It was moved by Council Member Carpenter and seconded by Council Member Hagness that these bills be allowed and that the city auditor be authorized to issue warrants in payment of the same. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried and the bills ordered paid.

APPROVE REQUEST BY EMPLOYEE FOR TRANSFER
OF SICK LEAVE

Committee No. 1, Finance, reported having considered the request from Cheryl Arntz for transfer of sick leave, and recommended that inasmuch as the City has had a transfer of sick leave policy, that currently do not have a policy, but are in the process of formulating one, that we grant an

exception to the Arntz's and allow the transfer.

It was moved by Council Member Babinchak and seconded by Council Member Hamerlik that this recommendation be and is hereby approved. Carried 10 votes affirmative.

APPROVE APPLICATION FOR THREE-YEAR
REMODELING EXEMPTION, 1014 BELMONT ROAD

Committee No. 1, Finance, reported having considered the application for three-year remodeling exemption at 1014 Belmont Road, and recommended to approve the application.

It was moved by Council Member Babinchak and seconded by Council Member Hamerlik that this recommendation be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION RELATING TO PENSION PLAN

Committee No. 1, Finance, reported having considered the matter of resolution

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relating to employee contributions under defined contribution retirement plan, and recommended that we adopt the resolution establishing the tax qualified defined contribution retirement plan and allowing the required contributions per the plan, with an effective date of February 15, 1997.

It was moved by Council Member Babinchak and seconded by Council Member Hamerlik that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Babinchak introduced the following resolution, which was presented and read: Document No. 7203 - Resolution.

It was moved by Council Member Babinchak and seconded by Council Member Hamerlik that this recommendation be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the resolution adopted.

APPROVE CHANGING STOP SIGNS AT 8TH AVENUE
SOUTH AND WALNUT STREET AND CHESTNUT STREET

Committee No. 2, Public Safety, reported having considered the matter of stop signs on 8th Avenue South and 13th Avenue South at Walnut and Chestnut Streets, and recommended to approve switching stop signs at 8th and Walnut and 8th and Chestnut but not to make those changes until the first of June, and to hold on any change in signing on 13th Avenue South intersections until a public meeting is held.

It was moved by Council Member Ellingson and seconded by Council Member Sande that this recommendation be and is hereby approved. Carried 10 votes affirmative.

APPROVE AMENDMENTS TO GRANT AGREEMENTS WITH

STATE HEALTH DEPARTMENT

Committee No. 2, Public Safety, reported having considered the matter of agreement with North Dakota State Department of Health, Immunization grant agreement amendment, and recommended that the grant agreement amendment be approved.

It was moved by Council Member Ellingson and seconded by Council Member Sande that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Committee No. 2, Public Safety, reported having considered the matter of agreement with North Dakota State Department of Health, Tuberculosis Control grant agreement amendment, and recommended that we approve the grant agreement amendment and extend grant through June 30, 1997.

It was moved by Council Member Ellingson and seconded by Council Member Sande that this recommendation be and is hereby approved. Carried 10 votes affirmative.

APPROVE BUDGET AMENDMENTS

Budget amendments were presented as follows: 1) Immunization Initiative Grant, \$11,530, to reflect increase in the grant; 2) Communicable Disease, \$2,483, to reflect additional grant funds for 1997; 3) EPSDT (Health Tracks), \$6,000, for minor construction and computer software; 4) Health Department, \$1,724, to reflect additional Families First monies; 5) Immunization Coalition, \$7,400, to reflect projected revenue. It was moved by Council

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Member Ellingson and seconded by Council Member Sande that these budget amendments be and are hereby approved. Carried 10 votes affirmative.

APPROVE REQUEST FROM SERTOMA CLUB TO HOLD ANNUAL 4TH OF JULY CELEBRATION ON BANKS OF THE RED RIVER

Committee No. 2, Public Safety, reported having considered the request from Sertoma Club to hold 4th Annual 4th of July celebration, and recommended to approve request and to give the Sertoma Club an exclusive vendors permit for the area from BNRR Bridge to the Point Bridge and from the River to South 3rd Street on the 4th of July.

It was moved by Council Member Ellingson and seconded by Council Member Sande that this recommendation be and is hereby approved. Carried 10 votes affirmative.

APPROVE CONCEPT REPORT FOR PROJECT NO. 4225.2, PAVING ON SOUTH WASHINGTON STREET

Committee No. 3, Public Service, reported having considered the matter of concept report for Project No. 4225.2, paving South Washington Street from 34th Avenue South to 40th Avenue South, and recommended to approve concept

report and authorize proper City officials to sign the documents.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

REFER MATTER OF PROPOSED ORDINANCE RE.
LIMITATIONS ON HEIGHTS OF A WALL, FENCE OR
HEDGE IN A FRONT YARD TO PLANNING AND ZONING

Committee No. 3, Public Service, reported having considered the matter of proposed ordinance relating to yards (height limitation of a wall, fence or hedge), and recommended to approve proposed ordinance and to refer to Planning and Zoning.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

INTRODUCE ORDINANCE RE. MOVING PERMIT
APPLICATION PROCEDURES

Committee No. 3, Public Service, reported having considered the matter of review of moving permit application procedures, and recommended to approve proposed ordinance and to introduce for first reading.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Hagness introduced an ordinance entitled "An ordinance amending Section 19-0112 of the Grand Forks City Code relating to moving a framed building", which was introduced and passed on first reading.

ADOPT RESOLUTION CREATING ASSESSMENT DISTRICT,
STREET IMPROVEMENT PROJECT NO. 4578, DISTRICT
NO. 85

Committee No, 3, Public Service, reported having considered the matter of creating assessment district for Street Improvement Project No. 4578, District No. 85, overlay in Medvue Addition, and recommended that we adopt a resolution 14806
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creating the assessment district, approving the engineer's report, including estimate of cost, an assessment district map, and further that we pass a resolution instructing the city engineer to prepare detailed plans and specifications, and that we declare intent to sell bonds to finance these improvements.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Beyer introduced the following resolution creating the assess- ment district, which was presented and read: Document No. 7204 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ACCEPT ENGINEER'S REPORT, STREET IMPROVEMENT
PROJECT NO. 4578, DISTRICT NO. 85

The city auditor presented and read the engineer's report for Street Improvement Project No. 4578, District No. 85: Document No. 7205 - Report.

It was moved by Council Member Beyer and seconded by Council Member Klave that this report be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION OF NECESSITY, STREET
IMPROVEMENT PROJECT NO. 4578, DISTRICT NO. 85

Council Member Beyer introduced the following resolution of necessity, which was presented and read: Document No. 7206 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hafner - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ADOPT RESOLUTION CREATING ASSESSMENT DISTRICT,
SEWER PROJECT NO. 4461, DISTRICT NO. 370

Committee No, 3, Public Service, reported having considered the matter of creating assessment district for Sewer Project No. 4461, District No. 370, sanitary sewer on South 42nd Street, and recommended that we adopt a resolution creating the assessment district, approving the engineer's report, including estimate of cost, an assessment district map, and further that we pass a resolution instructing the city engineer to prepare detailed plans and specifications, and that we declare intent to sell bonds to finance these improvements.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Beyer introduced the following resolution creating the assess- ment district, which was presented and read: Document No. 7207 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens

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declared the motion carried and the resolution adopted.

ACCEPT ENGINEER'S REPORT, SEWER PROJECT NO.
4461, DISTRICT NO. 370

The city auditor presented and read the engineer's report for Sewer
Project No. 4461, District No. 370: Document No. 7208 - Report.

It was moved by Council Member Beyer and seconded by Council Member Klave
that this report be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION TO PREPARE PLANS AND
SPECIFICATIONS, SEWER PROJECT NO. 4461, DISTRICT
NO. 370

Council Member Beyer introduced the following resolution to prepare plans
and specifications, which was presented and read: Document No. 7209 -
Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave
that this resolution be and is hereby adopted. Upon roll call the
following voted "aye": Council Members Polovitz, Ellingson, Hamerlik,
Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hafner - 10; voting
"nay": none. Mayor Owens declared the motion carried and the resolution
adopted.

ADOPT RESOLUTION CREATING ASSESSMENT DISTRICT,
WATERMAIN PROJECT NO. 4462, DISTRICT NO. 247

Committee No, 3, Public Service, reported having considered the matter of
creating assessment district for Watermain Project No. 4462, District No.
247, watermain on South 42nd Street, and recommended that we adopt a
resolution creating the assessment district, approving the engineer's
report, including estimate of cost, an assessment district map, and
further that we pass a resolution instructing the city engineer to prepare
detailed plans and specifications, and that we declare intent to sell
bonds to finance these improvements.

It was moved by Council Member Beyer and seconded by Council Member Klave
that this recommendation be and is hereby approved. Carried 10 votes
affirmative.

Council Member Beyer introduced the following resolution creating the
assessment district, which was presented and read: Document No. 7210 -
Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave
that this resolution be and is hereby adopted. Upon roll call the
following voted "aye": Council Members Polovitz, Ellingson, Hamerlik,
Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting
"nay": none. Mayor Owens declared the motion carried and the resolution
adopted.

ACCEPT ENGINEER'S REPORT, WATERMAIN PROJECT
NO. 4462, DISTRICT NO. 247

The city auditor presented and read the engineer's report for Watermain Project No. 4462, District No. 247: Document No. 7211 - Report.

It was moved by Council Member Beyer and seconded by Council Member Klave that this report be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION TO PREPARE PLANS AND SPECIFICATIONS, WATERMAIN PROJECT
NO. 4462, DISTRICT NO. 247

Council Member Beyer introduced the following resolution to prepare plans and

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specifications, which was presented and read: Document No. 7212 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hafner - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ADOPT RESOLUTION CREATING ASSESSMENT DISTRICT,
PAVING PROJECT NO. 4557, DISTRICT NO. 551

Committee No, 3, Public Service, reported having considered the matter of creating assessment district for Paving Project No. 4557, District No. 551, paving in River's Edge and Anderson's Subdivision, and recommended that we adopt a resolution creating the assessment district, approving the engineer's report, including estimate of cost, an assessment district map, and further that we pass a resolution instructing the city engineer to prepare detailed plans and specifications, and that we declare intent to sell bonds to finance these improvements.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Beyer introduced the following resolution creating the assess- ment district, which was presented and read: Document No. 7213 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ACCEPT ENGINEER'S REPORT, PAVING PROJECT NO.
4557, DISTRICT NO. 551

The city auditor presented and read the engineer's report for Paving Project No. 4557, District No. 551: Document No. 7214 - Report.

It was moved by Council Member Beyer and seconded by Council Member Klave that this report be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION OF NECESSITY, PAVING PROJECT
NO. 4557, DISTRICT 551

Council Member Beyer introduced the following resolution of necessity, which was presented and read: Document No. 7215 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hafner - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ADOPT RESOLUTION CREATING ASSESSMENT DISTRICT,
PAVING PROJECT NO. 4561, DISTRICT NO. 545

Committee No, 3, Public Service, reported having considered the matter of creating assessment district for Paving Project No. 4561, District No. 545, paving in Garden View Estates 1st Addition, and recommended that we adopt a resolution creating the assessment district, approving the engineer's report, including estimate of cost, an assessment district map, and further that we

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pass a resolution instructing the city engineer to prepare detailed plans and specifications, and that we declare intent to sell bonds to finance these improvements.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Beyer introduced the following resolution creating the assess- ment district, which was presented and read: Document No. 7216 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ACCEPT ENGINEER'S REPORT, PAVING PROJECT NO.
4561, DISTRICT NO. 545

The city auditor presented and read the engineer's report for Paving

Project No. 4561, District No. 545: Document No. 7217 - Report.

It was moved by Council Member Beyer and seconded by Council Member Klave that this report be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION OF NECESSITY, PAVING PROJECT
NO. 4561, DISTRICT No. 545

Council Member Beyer introduced the following resolution of necessity, which was presented and read: Document No. 7218 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hafner - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ADOPT RESOLUTION CREATING ASSESSMENT DISTRICT,
SEWER PROJECT NO. 4440, DISTRICT NO. 386

Committee No, 3, Public Service, reported having considered the matter of creating assessment district for Sewer Project No. 4440, District No. 386, southend drainway, Phase 1A, and recommended that we adopt a resolution creating the assessment district, approving the engineer's report, including estimate of cost, an assessment district map, and further that we pass a resolution instructing the city engineer to prepare detailed plans and specifications, and that we declare intent to sell bonds to finance these improvements.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Beyer introduced the following resolution creating the assess- ment district, which was presented and read: Document No. 7219 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

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ACCEPT ENGINEER'S REPORT, SEWER PROJECT
NO. 4440, DISTRICT NO. 386

The city auditor presented and read the engineer's report for Sewer Project No. 4440, District No. 386: Document No. 7220 - Report.

It was moved by Council Member Beyer and seconded by Council Member Klave that this report be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION TO PREPARE PLANS AND SPECIFICATIONS, SEWER PROJECT
NO. 4440, DISTRICT NO. 386

Council Member Beyer introduced the following resolution to prepare plans and specifications, which was presented and read: Document No. 7221 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hafner - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ADOPT RESOLUTION CREATING ASSESSMENT DISTRICT,
PAVING PROJECT NO. 4225.3, DISTRICT NO. 544

Committee No, 3, Public Service, reported having considered the matter of creating assessment district for Project No. 4225.3, District No. 544, South Washington Street frontage roads, and recommended that we adopt a resolution creating the assessment district, approving the engineer's report, including estimate of cost, an assessment district map, and further that we pass a resolution instructing the city engineer to prepare detailed plans and specifications, and that we declare intent to sell bonds to finance these improvements.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Beyer introduced the following resolution creating the assess- ment district, which was presented and read: Document No. 7222 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ACCEPT ENGINEER'S REPORT, PAVING PROJECT NO.
4225.3, DISTRICT NO. 544

The city auditor presented and read the engineer's report for Paving Project No. 4225.3, District No. 544: Document No. 7223 - Report.

It was moved by Council Member Beyer and seconded by Council Member Klave that this report be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION OF NECESSITY, PAVING PROJECT
NO. 4225.3, DISTRICT NO. 544

Council Member Beyer introduced the following resolution of necessity, which was presented and read: Document No. 7224 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave

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this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hafner - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ADOPT RESOLUTION CREATING ASSESSMENT DISTRICT,
WATERMAIN PROJECT NO. 4603, DISTRICT NO. 251

Committee No, 3, Public Service, reported having considered the matter of creating assessment district for Watermain Project No. 4603, District No. 251, watermain on 11th Avenue South, and recommended that we adopt a resolution creating the assessment district, approving the engineer's report, including estimate of cost, an assessment district map, and further that we pass a resolution instructing the city engineer to prepare detailed plans and specifications, and that we declare intent to sell bonds to finance these improvements.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Beyer introduced the following resolution creating the assess- ment district, which was presented and read: Document No. 7225 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ACCEPT ENGINEER'S REPORT, WATERMAIN PROJECT
NO. 4603, DISTRICT NO. 251

The city auditor presented and read the engineer's report for Watermain Project No. 4603, District No. 251: Document No. 7226 - Report.

It was moved by Council Member Beyer and seconded by Council Member Klave that this report be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION TO PREPARE PLANS AND SPECIFICATIONS, WATERMAIN
PROJECT NO. 4603, DISTRICT NO. 251

Council Member Beyer introduced the following resolution to prepare plans and specifications, which was presented and read: Document No. 7227 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hafner - 10; voting

"nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ADOPT RESOLUTION CREATING ASSESSMENT DISTRICT,
PAVING PROJECT NO. 4517, DISTRICT NO. 546

Committee No, 3, Public Service, reported having considered the matter of creating assessment district for Paving Project No. 4517, District No. 546, paving in Birkholz' 5th Addition, and recommended that we adopt a resolution creating the assessment district, approving the engineer's report, including estimate of cost, an assessment district map, and further that we pass a resolution instructing the city engineer to prepare detailed plans and specifications, and that we declare intent to sell bonds to finance these improvements.
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It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Beyer introduced the following resolution creating the assess- ment district, which was presented and read: Document No. 7228 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ACCEPT ENGINEER'S REPORT, PAVING PROJECT NO.
4517, DISTRICT NO. 546

The city auditor presented and read the engineer's report for Paving Project No. 4517, District No. 546: Document No. 7229 - Report.

It was moved by Council Member Beyer and seconded by Council Member Klave that this report be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION OF NECESSITY, PAVING PROJECT
NO. 4517, DISTRICT NO. 546

Council Member Beyer introduced the following resolution of necessity, which was presented and read: Document No. 7230 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hafner - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ADOPT RESOLUTION CREATING ASSESSMENT DISTRICT,
SEWER PROJECT NO. 4620, DISTRICT NO. 384

Committee No, 3, Public Service, reported having considered the matter of creating assessment district for Sewer Project No. 4620, District No. 384, storm sewer on 24th Avenue South, and recommended that we adopt a resolution creating the assessment district, approving the engineer's report, including estimate of cost, an assessment district map, and further that we pass a resolution instructing the city engineer to prepare detailed plans and specifications, and that we declare intent to sell bonds to finance these improvements.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Beyer introduced the following resolution creating the assess- ment district, which was presented and read: Document No. 7231 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ACCEPT ENGINEER'S REPORT, SEWER PROJECT
NO. 4620, DISTRICT NO. 384

The city auditor presented and read the engineer's report for Sewer Project

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No. 4620, District No. 384: Document No. 7232 - Report.

It was moved by Council Member Beyer and seconded by Council Member Klave that this report be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION TO PREPARE PLANS AND SPECIFICATIONS, SEWER PROJECT
NO. 4620, DISTRICT NO. 384

Council Member Beyer introduced the following resolution to prepare plans and specifications, which was presented and read: Document No. 7233 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hafner - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ADOPT RESOLUTION CREATING ASSESSMENT DISTRICT,
PAVING PROJECT NO. 4526, DISTRICT NO. 547

Committee No, 3, Public Service, reported having considered the matter of creating assessment district for Paving Project No. 4526, District No. 547, paving English Coulee Center, and recommended that we adopt a resolution creating the assessment district, approving the engineer's report, including estimate of cost, an assessment district map, and further that we pass a resolution instructing the city engineer to prepare detailed plans and specifications, and that we declare intent to sell bonds to finance these improvements.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Beyer introduced the following resolution creating the assess- ment district, which was presented and read: Document No. 7234 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

ACCEPT ENGINEER'S REPORT, PAVING PROJECT
NO. 4526, DISTRICT NO. 547

The city auditor presented and read the engineer's report for Paving Project No. 4526, District No. 547: Document No. 7235 - Report.

It was moved by Council Member Beyer and seconded by Council Member Klave that this report be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION OF NECESSITY, PAVING PROJECT
NO. 4526, DISTRICT NO. 547

Council Member Beyer introduced the following resolution of necessity, which was presented and read: Document No. 7236 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hafner - 10; voting "nay": none. Mayor Owens declared the motion carried and the resolution adopted.

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ADOPT RESOLUTION APPROVING PLANS AND SPECIFICA-
TIONS AND AUTHORIZE CALL FOR BIDS, PAVING PROJECT
NO. 4537, DISTRICT NO. 548

The city engineer's estimate of total cost of the construction of paving 3700 block of 15th Avenue South in the amount of \$31,269.00 was presented and read.

Committee No. 3, Public Service, reported having considered the matter of

approving plans and specifications for Project No. 4537, District No. 548, paving in 3700 block of 15th Avenue South, and recommended that we pass a resolution approving the plans and specifications for this construction and further that the city auditor be directed to advertise for bids on the project.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Beyer introduced the following resolution which was presented and read: Document No. 7237 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave that this resolution be and is hereby adopted. Carried 10 votes affirmative.

APPROVE PLANS AND SPECIFICATIONS AND
ADVERTISEMENT FOR BIDS, WATERMAIN REPLACEMENT
PROJECT NO. 4577

Committee No. 3, Public Service, reported having considered the matter of approving plans and specifications for Project No. 4577, Watermain Replacement, and recommended that we approve the plans and specifications for this construction and further that the city auditor be directed to advertise for bids on the project.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

ADOPT RESOLUTION APPROVING PLANS AND
SPECIFICATIONS FOR PAVING PROJECT NO. 4225.3,
DISTRICT NO. 544

The city engineer's estimate of total cost of the construction of frontage roads along South Washington Street from Hammerling to 24th Avenue South in the net construction cost in the amount of \$412,646.00 (difference between ND State Department of Transportation est. cost for Option A, asphalt in the amount of \$1,186,300.00 and Option B, concrete surfacing in the amount of \$1,598,946, was presented and read.

Committee No. 3, Public Service, reported having considered the matter of approving plans and specifications for Project No. 4225.3, District No. 544, paving South Washington Street frontage roads from Hammerling to 24th Avenue South, and recommended that we pass a resolution approving the plans and specifications for this construction and authorize advertisement for bids.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Beyer introduced the following resolution which was presented and read: Document No. 7238 - Resolution.

It was moved by Council Member Beyer and seconded by Council Member Klave

that this resolution be and is hereby adopted. Carried 10 votes affirmative.

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AUTHORIZE STAFF TO REQUEST FLOOD FIGHTING SERVICES

Committee No. 3, Public Service, reported having considered the matter of authorizing request for flood fighting services, and recommended approval of request by staff to start request for services.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

APPROVE AGREEMENTS FOR RELOCATION OF UTILITIES, PROJECT NO. 4620

Committee No. 3, Public Service, reported having considered the matter of agreements with Nodak Electric Cooperative and Minnkota Power Cooperative, Inc. to relocate utilities on 24th Avenue South, Project No. 4620, and recommended to approve the agreements for relocation of utilities (est. cost \$29,000 and \$26,400 respectively).

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried.

APPROVE MODIFICATION OF STANDARD THREE-WAY AGREEMENT

Committee No. 3, Public Service, reported having considered the matter of modifications to the standard three-way agreements, and recommended to approve modifications to the agreement form to include sewer remote video inspection at \$0.50 per ft. as part of the inspection and review fees.

It was moved by Council Member Beyer and seconded by Council Member Klave that this recommendation be and is hereby approved. Carried 10 votes affirmative.

APPROVE BUDGET AMENDMENT FOR RIVERBANK MAINTENANCE, SUBJECT TO DISCRETION OF CITY AUDITOR

Committee No. 4, Urban Development, reported having considered the matter of budget amendment to riverbank maintenance, and recommended that we amend budget for riverbank maintenance in the amount of \$22,000, with funds to be transferred from the Nuisance Abatement Fund, subject to the discretion of the city auditor.

It was moved by Council Member Polovitz and seconded by Council Member Beyer that this recommendation be and is hereby approved. Carried 10 votes affirmative.

ACCEPT BIDS FOR SPORTS LIGHTING PACKAGE
FOR THE AURORA, PROJECT NO. 4538

The Events Center Core Committee reported having considered the matter of contract category 2 of bid package 1, the sports lighting package for The Aurora, and recommended that the City award the base bid along with Alternates 1 and 2 to Sterner for a total amount of \$505,457.00.

It was moved by Council Member Hamerlik and seconded by Council Member Carpenter that this recommendation be and is hereby approved. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik,

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Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried.

GRANT FINAL APPROVAL TO DANKS PUD (PLANNED
UNIT DEVELOPMENT), DETAILED DEVELOPMENT PLAN,
AURORA, LOTS 4, 11 AND 12, BLOCK 1, DANKS
SECOND RESUBDIVISION

The Planning and Zoning Commission reported having considered the matter of the request from CPS, Ltd. on behalf of the Grand Forks City Events Center Core Committee for final approval of Danks PUD (Planned Unit Development), Detailed Development Plan, Aurora, Lots 4, 11 and 12, Block 1, Danks Second Resubdivision, Grand Forks, ND (located between South 42nd Street and I-29 and between DeMers Avenue and 17th Avenue South), and recommended final approval subject to special conditions shown on or attached to the review copy.

It was moved by Council Member Hagness and seconded by Council Member Polovitz that this recommendation be and is hereby approved. Carried 10 votes affirmative.

DETERMINE FORMER POST OFFICE PROPERTY AT
311 SOUTH 4TH STREET AS AREA OF SLUM AND BLIGHT,
AND APPROVE TAX INCREMENT AREA

The Planning and Zoning Commission reported having considered the matter of the city council referral dated January 21, 1997, requesting a determination as to whether or not the former post office property at 311 South 4th Street is located within a slum and blighted area, and recommended that the area shown on the map attached to the report be determined an area of slum and blight, that the development or redevelopment be in the best interests of the public economy, health, safety and welfare, and that the redevelopment is consistent with the proposed urban renewal project development as well as the City's comprehensive plan and also approve the tax increment area.

It was moved by Council Member Hagness and seconded by Council Member Polovitz that this recommendation be and is hereby approved. Carried 10 votes affirmative.

INTRODUCE ORDINANCE AMENDING SECTION 18-1103,

ARTICLE II OF THE LAND DEVELOPMENT CODE, AMENDING
ADMINISTRATIVE FEE SCHEDULE FOR DEVELOPMENT
REQUESTS

The Planning and Zoning Commission reported having considered the matter of the request from the Planning Department for preliminary approval of an ordinance to amend the text of the Land Development Code, Article II, Violations, Penalties and Fees; Section 18-1103 Fees, and the increase thereof, and recommended preliminary approval of the ordinance amending the text of the Land Development Code, to introduce the ordinance and to set the date of the public hearing for March 17, 1997.

It was moved by Council Member Hagness and seconded by Council Member Polovitz that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Hagness introduced an ordinance entitled "An ordinance relating to Chapter XVIII of the Grand Forks City Land Development Code of 1987, as amended; Article II. Violation, Penalties and Fees; Section 18-1103. Fees; amending the administrative fee schedule for development requests", which was presented, read and passed on its first reading.

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INTRODUCE ORDINANCE TO AMEND STREET AND
HIGHWAY PLAN TO INCLUDE PUBLIC R/W SHOWN AS
DEDICATED ON THE PLAT OF LONGVIEW ADDITION

The Planning and Zoning Commission reported having considered the matter of the request from CPS, Ltd. on behalf of Longview Fibre Company for preliminary approval of the plat of Longview Addition to the city of Grand Forks, ND, lying within a portion of the west one-half of the southwest one-quarter of Section 18, T151N, R50W of the 5th Principal Meridian (located at 5400 32nd Avenue South), and recommended preliminary approval subject to special conditions shown on or attached to the review copy, to introduce the ordinance amending the Street and Highway Plan and to set the date of the public hearing for March 17, 1997.

It was moved by Council Member Hagness and seconded by Council Member Polovitz that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Hagness introduced an ordinance entitled "An ordinance to amend the Street and Highway Plan of the city of Grand Forks, North Dakota, to include the public rights of way shown as dedicated on the plat of Longview Addition to the city of Grand Forks, North Dakota", which was presented, read and passed on its first reading.

INTRODUCE ORDINANCE TO AMEND ZONING MAP
TO INCLUDE WITHIN LONGVIEW PUD, CONCEPT
DEVELOPMENT PLAN, ALL OF LONGVIEW ADDITION

The Planning and Zoning Commission reported having considered the matter of the request from CPS, Ltd. on behalf of Longview Fibre Company for

preliminary approval of an ordinance to amend the Zoning Map to exclude from the A-2 (Agricultural Reserve) District and to include within Longview PUD (Planned Unit Development) District, Concept Development Plan, all of Longview Addition to the city of Grand Forks, ND (located at 5400 32nd Avenue South), and recommended preliminary approval subject to special conditions shown on or attached to the review copy, to introduce the ordinance amending the zoning map and to set the date of the public hearing for March 17, 1997.

It was moved by Council Member Hagness and seconded by Council Member Polovitz that this recommendation be and is hereby approved. Carried 10 votes affirmative.

Council Member Hagness introduced an ordinance entitled "An ordinance to amend the Zoning Map of the city of Grand Forks, North Dakota to rezone and exclude from the A-2 (Agricultural Reserve) District and to include within Longview PUD (Planned Unit Development) District, Concept Development Plan, all of Longview Addition to the city of Grand Forks, North Dakota", which was presented, read and passed on its first reading.

APPROVE 1997 FEDERAL TRANSIT ADMINISTRATION GRANT AWARD

The Bus Committee reported having considered the matter of approval of 1997 Federal Transit Administration grant award, and recommended approval of Project No. ND-90-X041 in the amount of \$488,399.00, and authorization of all proper officials to sign documents.

It was moved by Council Member Sande and seconded by Council Member Hagness that this recommendation be and is hereby approved. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": 14818
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none. Mayor Owens declared the motion carried.

ACCEPT BID FOR DEBIT CARD FINANCIAL SYSTEM FOR DIAL-A-RIDE PROGRAM

The Bus Committee reported having considered the matter of bids for debit card financial system for Dial-a-Ride Program, and recommended approval of bid from Diamond Manufacturing in the amount of \$21,571.81 for a Dial-a-Ride debit card system, and not opting for the additional items included in the company's bid.

It was moved by Council Member Sande and seconded by Council Member Hagness that this recommendation be and is hereby approved. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried.

DISCUSS MATTER OF PROPOSED STUDY FOR PUBLIC TRANSPORTATION TRANSFER STATION

Council Member Hagness reported that there was an item on the bus

committee agenda re. a \$30,000 study for a transfer station that came out of MPO, that there's a federal grant that would fund this study and which was brought to the bus committee for their approval; that bus committee voted 4-2 in favor of proceeding with the study. He stated that they have studied many things in the bus committee and is not sure the transfer station requires a \$30,000 study; that presently the station is in the southeast end of the city center mall and that the answer to some of their concerns is to have reader board to let patrons know which buses are out there. He stated that a transfer station could consist of buses from Triangle Lines and Greyhound Lines; that the concern he has is what comes after the study - whether new building, maintenance, etc., that transportation funding being cut and City has had to cut services (night buses, etc.) and if take on new project, have to cut additional services.

Robert Bushfield, city planner, stated they will be taking this to MPO on February 26; that request for the study came from River Forks Commission who has been looking at whether the Mall is going to remain or not and whether that was proper location for investing additional FTA capital dollars. He stated that MPO staff feels that it seems to make sense that if going to make an investment in a transfer facility that they make sure it is the proper location and that's what those transportation dollars are to be used for is to provide policy makers with best information possible when making decision. He stated there could be proposal to build new facility, that there were discussions of consolidating a number of different transportation modes, public and private providers, in one facility (Triangle Lines, Greyhound, University bus system and City bus system in one transfer facility with cross-ridership between the systems, also working with United Hospital on coordinating the health care providers out in the region, all of which operate independent vans, and drop those at a central point, would facilitate trips to the hospital, and also to the shopping center, the downtown and other locations the people from outlying region may be interested in), but whether downtown facility best location for that won't know until they look at it, need to address those issues. He stated that planning department trying to provide council with best information they can and try to bring grants in to do those kinds of studies.

Council Member Hagness stated that he felt it was waste of federal dollars to do study unless they intend to build facility, that they have been cutting back bus system lately. He stated he would like to recommend to MPO to take strong look at not doing the study.

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Council Member Beyer stated that as president of the MPO, she's not saying they will build one, but study to see if downtown is right location, that they are going to look at whole system, and would like to hear proposal for the study before making decision.

Mr. Bushfield stated that MPO receives \$400,000 to \$500,000 in transportation planning dollars every year and MPO makes decision how those funds spent, and they fund various transportation studies that they think are in the best interest of the entire metropolitan area, which includes Polk and

Grand Forks Counties and city of East Grand Forks which are members of the MPO. He also noted that the study may not cost \$30,000, that they will put that out on bid; or they could move money to another project.

Council Member Hagness stated that since this matter will be going to MPO and they haven't made a decision yet and matter won't come back to council, he would hope they would use their good judgment and that council members on the MPO let other members of MPO know that Bus Committee's recommendation wasn't a unanimous decision and that there may be some concerns at council whether good study or not.

APPROVE APPOINTMENTS TO VARIOUS BOARDS

Mayor Owens announced the following appointments: Steven Breidenbach to the 911 Authority Board; Ken Welter and Steve Hess to the Grand Forks Central Business District Authority for three-year terms expiring September 1, 1999; and Kenneth J. Dawes to fill unexpired term of Betty Bender which expires July 1, 1998; and asked for concurrence in these appointments.

It was moved by Council Member Ellingson and seconded by Council Member Babinchak that these appointments be and are hereby approved. Carried 10 votes affirmative.

APPOINT COMMITTEE CHAIRS TO THE BUDGET FRAMEWORK COMMITTEE

The matter of the budget framework committee was presented to the council. It was moved by Council Member Carpenter and seconded by Council Member Beyer to appoint the chairmen of the four standing committees of the council as the budget framework committee. Carried 10 votes affirmative.

It was noted that the city auditor would call the first meeting of the committee.

ACCEPT BID FOR ELECTRICAL EQUIPMENT FOR LIFT STATION NO. 29

Committee No. 3, Public Service, reported having considered the matter of electrical equipment bids for Lift Station No. 29, and recommended that we accept the bid of Border States Electric Supply in the amount of \$20,298.00.

It was moved by Council Member Beyer and seconded by Council Member Hagness that this recommendation be and is hereby approved. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried.

AUTHORIZE HIRING OF MANAGEMENT CONSULTANT FOR THE AURORA

The Events Center Core Committee reported having considered the matter of a management consultant, and recommended that we hire Compass Facility Manage-

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ment, Inc. within the existing allocated budget to serve as management consultant for The Aurora.

It was moved by Council Member Babinchak and seconded by Council Member Carpenter that this recommendation be and is hereby approved.

Council Member Carpenter reported that John Croley is no longer able to serve as management consultant, and there will be no budget change in making this replacement.

Upon call for the question and upon roll call vote the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried.

ACCEPT INSURANCE BIDS FOR THE AURORA

The Events Center Core Committee reported having considered the matter of insurance for The Aurora, and recommended that we award builders risk insurance to Chubb Group for \$83,899.00, boiler and machinery insurance to Chubb Group for \$27,379.00, and flood insurance to National Flood Insurance for \$8,245.00.

It was moved by Council Member Babinchak and seconded by Council Member Carpenter that this recommendation be and is hereby approved. Upon roll call the following voted "aye": Council Members Polovitz, Ellingson, Hamerlik, Carpenter, Sande, Klave, Beyer, Babinchak, Bakken, Hagness - 10; voting "nay": none. Mayor Owens declared the motion carried.

REFER VARIOUS ITEMS TO COMMITTEE/DEPARTMENT

Various items were presented to the council for referral to committee and/or department for consideration.

1) Council Member Ellingson presented matter of movement of snow from intersections on North 20th Street; and the matter of 7th Avenue North being completely cleaned. It was noted there is no berm along 7th Avenue North from 20th to 25th Streets. It was also noted that the street department is working every night on clearing intersections all over the city.

ADJOURN

It was moved by Council Member Beyer and seconded by Council Member Hagness that we do now adjourn. Carried 10 votes affirmative.

Respectfully submitted,

Saroj Jerath
Deputy City Auditor

Approved:

Patricia A. Owens, Mayor