

The Mandan City Commission met in regular session at 5:30 PM on July 16, 2024 in the Ed “Bosh” Froehlich Meeting Room at City Hall, Mandan, North Dakota. Mayor Froelich called the meeting to order.

A. ROLL CALL

1. *Roll call of all City Commissioners.* Those present were Dennis Rohr, Mike Braun, James Froelich, Craig Sjoberg. Department heads present were City Administrator Neubauer, Assistant Finance Director Schulz, Assistant Engineer McAdoo Roesler, Assessor Markley, Human Resource Director Berger, Police Chief Ziegler, Building Official Singer, Fire Chief/Public Works Director Bitz, Business Development & Communications Director Cermak, Planner Stromme and Attorney Oster.

B. THE PLEDGE OF ALLEGIANCE

C. ANNOUNCEMENTS

D. APPROVAL OF AGENDA Commissioner Rohr moved and Commissioner Braun seconded to approve the agenda as presented. Roll Call vote: Aye 4, Nay 0, Absent 0. The motion passed.

E. MINUTES

1. *Consider approval of the minutes of the following meetings: .*

a. *July 2, 2024 Board of City Commissioners regular meeting.* Commissioner Sjoberg moved and Commissioner Braun seconded to approve. Roll Call vote: Aye 4, Nay 0, Absent 0. The motion passed.

b. *July 9, 2024 Board of City Commissioners special meeting.* Commissioner Rohr moved and Commissioner Braun seconded to approve. Roll Call vote: Aye 4, Nay 0, Absent 0. The motion passed.

F. PUBLIC HEARING

G. BIDS

H. CONSENT AGENDA

1. *Consider approval of monthly bills.*

2. *Consider an amendment to extend the Sensus - Advanced Metering Infrastructure Agreement (A.M.I.).*

3. *Consider an amendment to the 2024 Budget for Building Inspections.*

4. *Consider approval of the following special event permits: .*

a. *Stage Stop Liquors-ND State Arm Wrestling Tournament.*

b. *Stage Stop Mid-Summer Foam Party.*

5. *Consider Minor Plat(s) for Shores at Lakewood 1st Addition.*

6. *Consider the following abatements:.*

a. *Wentz 2023 Veteran's Credit.*

b. *Hit Inc. 2024 Abatement.*

Commissioner Sjoberg moved and Commissioner Rohr seconded to approve consent agenda items 1-6 including all sub-items as presented. Roll Call vote: Aye 4, Nay 0, Absent 0. The motion passed.

I. OLD BUSINESS

J. NEW BUSINESS

1. *Consider Appointing Austin Lafferty to the Morton Mandan Public Library Board of Trustees as city-wide representative.* Library Director Sandstrom presented the library board appointment recommendation. Commissioner Rohr moved and Commissioner Braun seconded to approve appointing Austin Lafferty to the Morton Mandan Library Board of Trustees for a three-year term ending June 30, 2027. Roll Call vote: Aye 4, Nay 0, Absent 0. The motion passed.

2. *Consider options related to the vacant City Commission seat.* City Administrator Neubauer presented the options to the board for filling the vacant City Commission seat. Commissioner Rohr expressed interest in filling the term sooner rather than later, due to the upcoming budget discussions. Commissioner Sjoberg said he recently spoke with both Victoria Vayda-Hammond and Ryan Heinsohn who submitted letters of interest, and he felt it was best to appoint someone to the vacancy using the election as the tool for picking the person to appoint noting Ryan Heinsohn was the third highest vote-getter in the June 11, 2024 local election. Commissioner Braun agreed that it's best to appoint now, versus waiting for the November general election. Commissioner Sjoberg moved and Commissioner Braun seconded to appoint Ryan Heinsohn to the unexpired term. Roll Call vote: Aye 4, Nay 0, Absent 0. The motion passed.

K. RESOLUTIONS AND ORDINANCES

1. *Second and final consideration of Ordinance 1448, an ordinance to amend and re-enact Section 24-1-2(c) of the Mandan code of ordinances, relating to penalties for parking violations.* Police Chief Ziegler presented the second and final consideration of Ordinance 1448. He noted the change includes the addition of fire lanes and fire hydrants, however the fire hydrant fee cannot go higher than \$20 per state law. Commissioner Sjoberg moved and Commissioner Braun seconded to approve. Roll Call vote: Aye 4, Nay 0, Absent 0. The motion passed.

ORDINANCE NO. 1448 An Ordinance to Amend and Re-enact Section 24-1-2(c) of the Mandan Code of Ordinances, Relating to Penalties for Parking Violations

Be it Ordained by the Board of City Commissioners as follows:

Sec. 24-1-2. – Penalties.

(c) The fine for violating article 7 of this chapter is \$15.00 unless another amount for a specific infraction is established by ordinance or resolution of the board of city commissioners. The fine for any loading zone or fire lane violation is \$50.00. The fine for parking within ten feet of a fire hydrant is \$20.00.

By:/s/James Froelich

James Froelich, President, Board of City Commissioners

Attest:

/s/James Neubauer

James Neubauer, City Administrator

First Consideration: July 2, 2024

Second Consideration and Final Passage: July 16, 2024

Publication: August 16, 2024

Effective Date: January 1, 2025

2. *Second Consideration of Ordinance 1450, related to the corrected annexation of Rock Prairie Estates Addition and the NW Trunk Sewer route.* Planner Stromme presented the second consideration of Ordinance 1450, noting no changes. Commissioner Braun moved and Commissioner Rohr seconded to approve. Roll Call vote: Aye 4, Nay 0, Absent 0. The motion passed.

3. *Second Consideration of Ordinance No. 1449, related to the Annexation of the Heart River Correctional Center Property.* Planner Stromme presented the ordinance, noting no changes. Commissioner Braun moved and Commissioner Rohr seconded to approve. Roll Call vote: Aye 4, Nay 0, Absent 0. The motion passed.

4. *First Consideration of Ordinance 1451 to amend the Mandan Code of Ordinances Section 2-3-3 Groups created by ordinance, related to word changes to the Mandan Architectural Review Commission.* Building Official Singer presented the first consideration of Ordinance 1451 in regard to changing some of the wording related to the make-up of the Mandan Architectural Review Commission. The language change would allow the Fire Chief and City Engineer to appoint qualified staff from their department to be in attendance in their absence. Commissioner Braun moved and Commissioner Sjoberg seconded to approve the first consideration of Ordinance 1451. Roll Call vote: Aye 4, Nay 0, Absent 0. The motion passed.

L. OTHER BUSINESS

M. FUTURE MEETING DATES FOR BOARD OF CITY COMMISSIONERS

August 6, 2024 at 5:30 p.m..

August 20, 2024 at 5:30 p.m..

September 3, 2024 at 5:00 p.m..

N. ADJOURN There being no other business to come before the Board, Commissioner Braun moved and Commissioner Rohr seconded to adjourn at 05:57 p.m. Roll Call vote: Aye 4, Nay 0, Absent 0. The motion received unanimous approval of all the members present.

/s/James Neubauer

James Neubauer
City Administrator

/s/James Froelich

James Froelich
President, Board of City Commissioners