

Cavalier City Council

August 2, 2021

7:00 PM

Roll Call: Mayor Hinkle, council members Cluchie, Beard, Stevenson, Berry, Carpenter

Absent: Vaughn

Guests: Auditor Truver, OM Walton, COP Osvold, Attorney Fleming, Donovan Voeller, Casey Krieg, David Hartz, Meredith Quinn, Jeff Manley, Ron Storie, Denny Morrison, Pat Morrison, Delores Kemp, Larry Gapp

Mayor Hinkle requested a roll call; with 5 members present a quorum was declared.

Amendments to the Agenda

Maertens-Brenny pay request #1 and application for property tax exemption.

Approve Minutes

Motion made to approve the meeting minutes from July 6, 2021 regular meeting. M/S/P- Berry, Beard; 5:0 mc.

Approve Bills & Financials

Motion made to approve the payment of all City and CMU bills and financials as submitted for July 2021. M/S/P – Carpenter, Cluchie; 5:0, mc.

Applications for Gaming/Raffle Permits

Motion made to approve gaming permits for PCMH Foundation, Cavalier Area Dollars for Scholars, and United Lutheran Church. M/S/P – Beard, Stevenson; 5:0, mc.

Special Event Permit

Motion made to approve the special event permit for the Thompson's Café for the Brew & BBQ fest. M/S/P- Berry, Cluchie; 5:0 mc.

Water Main & Water Tower

Donovan updated the council on the progress of Caldwell Tanks and presented the council with pay request #7 for Caldwell Tanks. Motion made to approve pay request #7 for Caldwell Tanks in the amount of \$299,470.44 with funds coming from special projects. RCV M/S/P – Beard, Stevenson; 5:0, mc. Donovan presented change order #3. Discussion on change order. Motion made to approve Caldwell change order # 3. RCV M/S/P – Cluchie, Carpenter; 5:0, mc. Donovan presented the council with an invoice for the water tower. Motion to approve payment of AE2S invoice in the amount of \$49,52.52 with funds coming from special projects. RCV M/S/P – Beard, Stevenson; 5:0, mc.

Ground Storage Reservoir

The ground storage reservoir is emptied, and the new water tower is connected to temporary rural water. However, this temporary connection cannot fill the water tower. Temporary water will be connected to the clear well, and then the water will be pumped to fill the tower. Meredith presented Maertens-Brenny pay request #1. Motion made to approve Maertens-Brenny pay request #1 in the amount of \$115,780.50 with funds coming from special projects. RCV M/S/P – Berry, Carpenter; 5:0, mc. Meredith presented an invoice from AE2S for the ground storage reservoir. Motion made to approve payment of AE2S invoice in the amount of \$3,200.56 with funds coming from special projects. RCV M/S/P – Carpenter, Beard; 5:0, mc.

North of the Park Sewer

Meredith stated AE2S is waiting for SRF approval to start the final design of the sewer extension; they want the Pines sewer project closed out. Attorney Fleming stated a letter was sent to the surety. Meredith presented an invoice from AE2S for the 2nd Avenue sewer extension. Motion made to approve payment of AE2S invoice in the amount of \$9,648.00 with funds coming from special projects. RCV M/S/P – Berry, Beard; 5:0, mc.

Property Tax Exemption

Auditor Truver presented an application for property tax exemption for Marcus and Jenna Carpenter. Motion made to approve the application for property tax exemption for Marcus and Jenna Carpenter. M/S/P – Berry, Beard; 4:0, mc (Carpenter abstained).

Pembina County Historical Society

Delores presented a proposed new sign for the Pembina County Historical Society; they asked for funding assistance. Discussion on other sources of funds. Motion made to give the Pembina County Historical Society \$5,000 from the growth fund. M/S/P – Cluchie, Beard; 5:0, mc.

Off the Charts

Auditor Truver presented a road closure map for Off the Charts. Discussion on road closure on W. 1st Ave. N. Larry discussed the space needed for the performers. Motion made to approve the road closure on Saturday, August 21 from 8 Am to 11 PM on Park St. W. and W. 2nd Ave. N. M/S/P – Cluchie, Berry; 5:0, mc.

Industrial Lots

Discussion on usage and sales of industrial lots.

Renaissance Zone

Auditor Truver presented one Renaissance Zone application. Motion made to approve Market Society's Renaissance Zone application. M/S/P– Beard, Stevenson; 5:0, mc.

Development Grants

Auditor Truver presented four business development grants. Discussion on tenants receiving business development grants. Tabled until more information is gathered.

Rec Report

Rec director Krieg updated the council on the rec department. She discussed the need for a new diving board and the status of the auditorium.

PD Report

COP Osbold updated the council on the new changes in legislation. No action taken at this time.

Library Report

Auditor Truver updated the council on the library.

Attorney Report

Attorney Fleming updated the council on Quam. He explained the process to annex cemetery road without all the property owners' signatures. Motion made to approve the resolution of annexation for the cemetery road. RCV M/S/P – Berry, Stevenson; 5:0, mc.

RESOLUTION OF ANNEXATION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CAVALIER:

WHEREAS, the City of Cavalier, Pembina County, North Dakota, is a municipal corporation, organized and existing under the laws of the State of North Dakota, with about fourteen hundred (1,400) inhabitants; and

WHEREAS, there is contiguous and adjacent to the City of Cavalier, a tract or parcel of land hereinafter specifically described, containing approximately 8.04 acres, more or less, which tract or parcel of land is not presently a part of the City of Cavalier.

NOW, THEREFORE BE IT RESOLVED, By the City Council of the City of Cavalier, North Dakota, that the boundaries of the City of Cavalier be, and they hereby are, extended so as to include and incorporate within the corporate limits of the City of Cavalier, Pembina County, North Dakota, the following described land:

TRACT ONE: A parcel of land located in the East Half of the Southwest Quarter (E1/2SW1/4) and in the Southeast Quarter (SE1/4) of Section Three (3), Township One Hundred Sixty-one (161) North, Range Fifty-four (54) West of the Fifth Principal Meridian, Pembina County, North Dakota, more particularly described as follows:

Commencing at the southeast corner of said Section 3; thence, N 02° 01' 59" W, along the east section line, a distance of 1280.32 feet, to the point of beginning of the parcel to be described; thence, S 87° 59' 26" W, a distance of 2658.63 feet, more or less, to the west line of said Southeast Quarter (SE1/4); thence, N 01° 45' 13" W, along the west line of said Southeast Quarter (SE1/4), a distance of 7.00 feet; thence, S 87° 59' 26" W, a distance of 1309.03 feet, more or less, to the west line of said East Half of the Southwest Quarter (E1/2SW1/4); thence, N 01° 48' 00" W, along the west line of said East Half, a distance of 66.00 feet, more or less, to the south line of the tract described in County Recorder's Book F-6 of Deeds Page 324; thence, N 87° 56' 44" E, along said south line, a distance of 106.55 feet, more or less, to the southeast corner of said tract; thence, N 01° 53' 15" W, along the east line of said tract, a distance of 63.35 feet, more or less, to the north line of County Recorder's Document No. 237817; thence, N 88° 11' 10" E, along the north line of said Document No. 237817, a distance of 1202.68 feet, more or less to the east line of said Southwest Quarter (SW1/4); thence, S 01° 47' 02" E, along the east line of said SW1/4, a distance of 17.94 feet; thence N 87° 59' 24" E, a distance of 322.00 feet, more or less, to the west line of "The Pines Addition", the next 3 calls are along the boundary of

“The Pines Addition”; thence, S 01° 44’ 35” E, a distance of 82.27 feet; thence, N 88° 10’ 12” E, a distance of 415.01 feet; thence, N 01° 44’ 35” W, a distance of 42.18 feet; thence, N 87° 59’ 26” E, a distance of 1921.25 feet, more or less, to the east line of said Section 3; thence S 02° 01’ 59” E, along the east section line, a distance of 73.00 feet, more or less, to the point of beginning.

Said parcel containing 8.04 acres, more or less. Subject to all easements and reservations of record.

BE IT FURTHER RESOLVED, By the City Council of the City of Cavalier, North Dakota, that this Resolution be published in the official newspaper for the City of Cavalier once each week for two successive weeks, and a hearing be held on the 4 day of October, 2021, at 7:00 p.m., in the City Council Room, City Hall, Cavalier North Dakota.

He is working on the Kelley Bean easement and the city ordinances.

Administrative Reports

Auditor Truver updated the council on the numerous awards the city has been nominated for. She updated the council on the visit from Beach city officials; they are presenting the ‘Cavalier model’ to their city council today. She presented a draft of the budget. Discussion on the budget. Motion made to approve the preliminary budget. M/S/P – Beard, Stevenson; 4:1, (Cluchie – N), mc. OM Walton presented a quote for chip sealing. Motion made to approve \$35,000 for chip sealing. M/S/P – Cluchie, Stevenson; 5:0, mc.

Mayor & Council Comments

Mayor Hinkle thanked OM Walton and Alan for their work on the recent big projects.

Adjournment

Motion to adjourn 9:18 PM Cluchie.

Approved By:

Lacey Hinkle, Mayor

Attested To:

Kelli Truver, City Auditor