

The Max City Council met Monday, April 3, 2017, at 7pm. Mayor Joel Hauf and council members Randy Swanson, Nathan Schneider, and Heather Bostow were present, members absent Jon Hauf. Visitors in attendance: Nathan Amick of Ackerman Estvold; Keith Wenger, City Maintenance; Ray Iverson, Tim Krebsbach, Denise Krebsbach, Don Polsfut, Terry Halverson, Lynette Olson, John Olson, Adam Wilcox, John McElwain, Tammy McElwain, Cody Swanson, Gertrude Scheresky, Karen Berg, Kathy Huettl, Colin Hankel, Jody Gullickson, Nancy Gullickson, and Terry Gullickson.

Meeting called to order.

Randy Swanson moved to approve and dispense with reading minutes from the previous meeting; Schneider second, all voting aye, MC.

Council heard from Iverson regarding the cost of updating the electrical in the Youth Center. Council Consensus that they will not pass along the cost to the Food Pantry and the contract stands as is.

Huettl spoke regarding P&Z hearing from 3/20 for Rezone of Wilcox Addn Lots 1-3 from R1 to Commercial. Zoning committee does not recommend the rezone based on the resident response. Multiple residents spoke to the council regarding their opinion. Council also read a letter from a resident who could not attend the meeting. It was identified that not all members were notified of the hearing and will be notified of the next council meeting. Swanson motioned that we table this decision until the next council meeting on May 1, 2017, Schneider 2nd, all aye, MC.

Polsfut asked the council about the truck parking ordinance status. Swanson is trying to meet with deputies to review this. Polsfut also brought up concerns about the special assessment on his property. Swanson will meet with him talk it over further and look at the measurements. Amick discussed with the council about some possible road repairs and fixing of curbs. Amick will contact the contractors regarding prices. Huettl reminded the council to send out a bill for the conditional use permit for OSLC and the daycare. The 1st reading for the Ordinance regarding RTC Franchise agreement was held and is available upon request. Schneider motion to approve the 1st reading of the RTC Franchise Agreement Ordinance, Bostow 2nd, all voting aye, MC. Auditor told council about the meeting with the insurance agent.

Schneider motion to approve the 2nd reading of amended Ordinance 90-2 - Section XI (Minors not to be present on licensed premises; Exception), Bostow 2nd, unanimous vote, MC. Amendment reads as follows:

No minor shall be permitted to enter and remain on any premises licensed under this ordinance serving or selling at retail. Any person under twenty-one years of age may enter and remain on the licensed premises while alcoholic beverages are being sold or displayed if: (1) accompanied by a parent or legal guardian who is twenty-one years of age or older and the individual is on the premises to consume a meal or in an emergency situation. The premises serves at a tabletop in the designated dining area; food that is prepared in a kitchen with at least an indoor grill. The individual is not on the licensed premises after ten p.m. and The owner of the licensed premises receives permission of the local licensing authority for individuals to be on the premises as allowed under this section and the licensed premises is located in the a city with a population of one thousand five hundred or fewer people as per NDCC 5-02-06. For purposes of this section, "guardian" means an individual who has the legal responsibility for the health and well-being of the individual under twenty-one years of age. (2) employed by the restaurant as a food waiter, food waitress, busboy, or busgirl under the direct supervision of a person twenty-one or more years of age and not engaged in the sale, dispensing, delivery, or consumption of alcoholic beverages, or (3) if the person is a law enforcement officer entering the premises in the performance of official duty. Any establishment where alcoholic beverages are sold may employ persons from eighteen to twenty-one years of age to work in the capacity of musicians under the direct supervision of a person over twenty-one years of age.

Another date was added to the spring cleanup free landfill days. May 6th and May 20th will be the landfill clean up days. Auditor discussed the Ameripride contract with the council and it will be further looked into. There was discussion about Blk 4 of OT and its current zoning status, Klemetsrud will look further into this. Klemetsrud also notified the council of the new bill passed SB2148 requiring auditors to be certified starting 2018.

Swanson motioned to amend the minutes from 1/4/16 meeting to read as \$300 not \$600 dollars towards employee insurance. Employee reviews were discussed. Schneider motioned a \$0.50 raise to the full time employees for cost of living, Bostow 2nd, all aye, MC. There was discussion on performance based raises but that will be tabled until after all performance reviews are complete. Huettl asked council who pays for the repairs of the main street sidewalks, the ordinance will be reviewed.

Council reviewed the following correspondence: NDDOT Special Road Fund information, NPRWD Quality Water Report which is available for review at the auditor's office; Insurance claim for an accident that happened in January 2017 by a city employee in the bobcat. This accident information will be sent to our insurance agent.

Council heard from Wenger regarding maintenance issues: Superior Stucco will be coming this week to fix some areas of stucco; areas to be painted in the hall has been complete with the exception of the bathroom walls; Bobcat snowblower attachment is here; enclosed trailer is insured but needs to be licensed; Wenger is waiting for next water certification class and spoke to the council about the chemical certification requirements; Swanson motioned we purchase sweeper parts as per estimate received, Swanson 2nd, all Aye, MC.

A motion was made by Schneider, 2nd by Bostow to approve the March financial statements, approval of the bills, the delinquency report and the court report. Motion carried unanimously.

Council Concerns: Stop sign at 4th & Carvell to be fixed; Crack Sealing needs to be completed; tree trimming letters need to be sent and review properties who need trimming; letter to also include information on building permits and lawn mowing; hwy 83 blinking light looks to be sagging, phone call to Main Electric to see on price to remove it.

There will be a tax equalization meeting on Monday April 24, 2017 at 7:00 pm. The next regular council meeting will be held on Monday, May 1, 2017 at 7:00 pm. Schneider moved to adjourn meeting, Swanson second, meeting adjourned.

Joel Hauf, Mayor

Katherine Klemetsrud, Auditor