

**City of Buxton
Meeting Minutes**

July 12th, 2017 @ 8:00 PM

Buxton Fire Hall

Present: Mayor Gene Rosholt, Travis Soderberg, Jeff Siewert, Bruce Otteson, Cassie Tostenson, Chris Hong, David Knutsvig, Melissa Beach, Mike Lee, Ronnie Adams

Recording: Melanie Hunt, Auditor

Meeting called to order by Mayor Gene Rosholt

Meeting minutes from the June 14th, 2017 meeting were read. Motion to approve the minutes was made by Bruce Otteson; seconded by Travis Jeff Siewert; motion passed unanimous.

Meeting minutes from the June 21st, 2017 special meeting were read. Motion to approve the minutes was made by Jeff Siewert; seconded by Travis Soderberg; motion passed unanimous.

The following bills were presented for payment:

Direct	Waste Management	\$3,350.14
Direct	Xcel Energy	\$887.26
11895	3D Specialties	\$113.80
11896	Brudvik Law Office	\$1,025.94
11897	Farmers Union Oil	\$269.28
11898	GF Traill Water	\$127.60
11899	Midco	\$225.50
11900	ND Insurance Dept	\$205.33
11901	US Treasury	\$766.53
11902	Traill County Auditor	\$250.00
11903	Bruce Otteson	\$203.17
11904	Gene Rosholt	\$923.50
11905	Jeff Siewert	\$203.17
11906	Melanie Hunt	\$1,108.20
11907	Travis Hegg	\$203.17
11908	Travis Soderberg	\$203.17

Travis Soderberg motioned to approve bills, Bruce Otteson seconded; motion passed unanimous.

Council discussed that a petition was received from Reynolds United and Central Valley Bean requesting annexation into the city of Buxton. Notice of protest was posted. Council heard from board members from Reynolds United. Board members asked for assurances that there will be payment in lieu that will be equal to tax exemptions that were not received due to failure to annex previously. Council will be able to look into a tax exemptions after the annexation process is complete.

1st reading of the annexation ordinance:

ORDINANCE NO. CHAPTER 7-ARTICLE 1.01

**AN ORDINANCE EXTENDING THE BOUNDARIES OF THE CITY OF BUXTON, NORTH DAKOTA,
AND ANNEXING CERTAIN TRACTS OF LAND ADJACENT TO THE BOUNDARIES OF THE
PRESENT CITY LIMITS**

Be it ordained by the City Council of the City of Buxton, County of Traill, State of North Dakota as follows:

PREAMBLE

WHEREAS, the City of Buxton has received a written petition to annex to the city limits certain real property contiguous to the City of Buxton; and

WHEREAS, such petition is signed by the not less than three-fourths in assessed value of the property of the territory proposed to be annexed, which such territory is contiguous or adjacent to the incorporated municipality of the City of Buxton and is not embraced within the limits thereof; and

WHEREAS, NDCC §40-51.2-07 permits annexation by ordinance of the governing body upon receipt of such a petition; and

WHEREAS, the City Council of the City of Buxton, North Dakota, desires to annex the property to the City of Buxton for the following reasons: The territory is contiguous to the City of Buxton, and its proposed annexation will contribute to and facilitate the orderly growth and development of both the City and the territory proposed to be annexed; annexation will encourage natural and well-ordered development of the City of Buxton and the territory proposed to be annexed; annexation will extend municipal government to areas which form a part of the whole community of Buxton; annexation will simplify government structure in the area of the City of Buxton; annexation will recognize the interrelationship and interdependence between the City of Buxton and areas contiguous or adjacent thereto; annexation will contribute to the proper and orderly layout, design and construction of streets, gutters, sidewalks, water mains, sanitary and storm water sewers and drainage facilities, both within the City and within the territory proposed to be annexed; and annexation will provide and facilitate the proper overall planning and zoning of land, and subdivision of lands in the City and the territory proposed to be annexed in a manner most conducive to the welfare of the City and the territory proposed to be annexed;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BUXTON, NORTH DAKOTA, AS FOLLOWS:

Section 1: The following real property, situated, lying and being in the Traill County, State of North Dakota, is hereby annexed to the city limits of the City of Buxton: The property is described as detailed in the attached Exhibit A.

Section 2: A notice of the presentation of the petition and the City Council's consideration of this ordinance shall be given by one publication in the official newspaper of the City.

Section 3: A notice of the time and place of the presentation of the petition and the City Council's consideration of this ordinance shall be mailed, by certified mail, to the owner of each parcel of real property within the area described herein at the person's last-known mailing address. The notice is not required to be sent to any owner of real property who signed the petition requesting annexation. The City has also mailed, by certified mail, the notice described herein to the governing body of Traill County, North Dakota and Buxton Township, Traill County, North Dakota as the county and township are directly affected by the land area petitioned to be annexed.

Section 4: The map attached to this ordinance as Exhibit B is an accurate map of the territory annexed, and such map is hereby adopted as the official map of the territory annexed, and the Mayor of the City of Buxton is hereby authorized and directed to certify that the map is an accurate map of the territory annexed under the provisions of this ordinance together with a certified copy of the official map attached.

Section 5: Repeal of Ordinances in Conflict. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 6: Severability. In the event any section of this Ordinance is held invalid by court of competent jurisdiction, the invalidity shall extend only to the section affected, and other sections of this Chapter shall continue in full force and effect.

Section 7: Effective Date: This Ordinance shall be in full force and effect from and after final passage.

Mayor Rosholt called for a roll call vote for the 1st reading. All members present voted yea in favor of the annexation. Council scheduled a second reading to be held at 8:00 PM on July 24th at the Buxton Fire Hall.

Also to be discussed at the special meeting is the lift station pricing.

Chris Hong came before the council to present the pricing for the lift station. Proposal presented is for \$44,415.00 for pipe and \$6,630.65 for electrical for a total of \$51,046.10. Casey told the council that all openings will be covered and locked

so as to not present a danger to residents. Casey said it will discharge under the driveway and all recurring electrical costs will be paid by the Hongs. Council believes a list station in this area would help with pooling water.

Council discussed a fallen tree that needs to be removed. Council contacted Terry's Tree Service about removing it and cleaning up the tree line along the ditch as well. Council feels that the tree line needs to be cleaned up in order to do work on the ditch itself.

Melissa Beach from Traill County EDC came before the council to present their annual report and be to inform the council of services Traill County EDC can provide to the city and its residents.

Council discussed that there has been no further development with the land around the lagoon since the last council meeting.

Council discussed looking into electrical for the new city signs. One quote has been received for \$5,950.00. Council agrees to table it for the next meeting in hopes of getting more estimates.

Council received a quote for lights for the city shed. Quote is for \$900.00. Council is going to table this for the next meeting.

Council looked at the League of Cities model ordinances. Council would like to look at changing the city ordinances to this type layout.

Next City Council meeting to be August 9th, 2017 @ 8:00 p.m. at the Buxton Fire Hall.

Travis Soderberg motioned to adjourn, Bruce Otteson seconded; motion passed unanimous.

City Auditor

Council Member

Mayor