

LEGALS

From Pg. 8

official or peace officer is empowered to stop the transportation of and detain any fireworks being transported illegally or to close any building where any fireworks are found stored illegally in order that such fireworks may be seized in accordance with the terms of this Section. 2. Notwithstanding any penal provision of this Article, the city attorney is authorized to file suit on behalf of the city, for such injunctive relief as may be necessary to prevent unlawful storage, transportation, keeping, or use of display fireworks, articles pyrotechnic or consumer fireworks within the city of Mott as provided in this Section. It shall not be necessary to obtain injunctive relief as a prerequisite to the seizure of fireworks. 3. If any Fireworks or combustibles are deemed by the North Dakota Fire Marshal to be in such a state or condition as to constitute a hazard to life or property, the Fire Marshal may dispose of such Fireworks or combustibles without further process of law. The Fire Marshal is authorized to dispose of any abandoned Fireworks or combustibles that are deemed to be hazardous to life or property. g. Exceptions. The general prohibitions as set forth in this Article 5 shall not apply to the following: 1. (i) toy pistols, toy canes, toy guns, or similar devices in which paper caps containing 0.0025 grains or less of explosive compounds are used, provided they are so constructed that the hand cannot come in contact with the cap when in place for exploding, and (ii) toy paper pistol caps which contain less than 0.0025 grains of explosive compounds, the sale and use of which shall be permitted at all times. 2. It shall not be unlawful, upon a permit issued by the authorized City Official, for any person engaged in any organized play, legitimate theatrical performance, circus, or other show designed for the amusement and edification of the general public to use, discharge, or cause to be discharged and ignited fireworks as a part of an act, performance, play, or circus, so long as such person does not also engage in the retailing, wholesaling, selling, or distribution of any of such fireworks. The authorized city official shall cause to be made an investigation of each application made under this article to determine whether the use of such fireworks as proposed shall be of such a character that it may be hazardous to property or dangerous to any person; and he shall, in the exercise of reasonable discretion, grant or deny the application for such permit. 3. signal flares and torpedoes of the type and kind commonly used by any railroads, which signal flares and torpedoes are received by and stored or transported by any railroad for use in railroad operation; any marine signal flare or rocket which is transported or received or stored for use only as ship's stores; signal flares or rockets for military or police use; signal flares for use by motorists in distress, or signal flares for use by fire department personnel. h. Penalty. Any person who shall violate this Section shall, upon conviction, be punished as provided by Chapter 4, Article 7, Section 4.0701 of the Mott City Ordinances. Section 5. Repeal. Except as stated above, this ordinance is intended to be cumulative and shall not repeal any provision of a previous ordinance or City Code provision, except to the extent that a provision is inconsistent and cannot be reconciled with this ordinance. Section 6. Severability. In the event any clause, phrase, provision sentence, or part of this Ordinance or the application of the same to any person or circumstance for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it is the intention of the City Council that the invalidity or unconstitutionality of the one or more parts shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision other than

the part declared to be invalid or unconstitutional; and the City Council of the City of Mott, North Dakota, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Superintendent Steinke shared that the kayak dock is out for the season. They have been winterizing the City buildings. Cutting trees. The radiant heater in the pump house to the water tower has died. There was a quote of \$3835.00 to replace it. The Council wants the Superintendent to get a couple of more bids. Schick is set up in West Mott to crush concrete and asphalt.

Steiner moved and Johnson seconded the approval of a sports pool permit for the After Prom Committee.

Treichel asked about the City mowing 410 Dakota Ave, but the City has been told not to touch the property while the NDIRF is working with the property owner.

J Messmer moved and Johnson seconded the approval of the bills as presented:

The amount of \$18,926.89 in salaries and deductions were paid as authorized; #41257 M&O Sanitation \$3524.80; #41258 Visa 1469.63; #41276 Consolidated Telcom \$217.19; #41277 Crane & Merriman \$600.00; #41278 Dacotah Paper \$67.32; #41279 Dave Adams \$188.00; #41280 Fitterer Sales \$3675.40; #41281 Frieze Auto Parts \$32.97; #41282 GS Publishing \$163.10; #41283 Hettinger County \$6740.80; #41284 J2 Studio \$10,429.75; #41285 JK Excavating \$13,500.00; #41285 M&O Sanitation \$3813.80; #41287 Maguire Iron \$1500.00; #41288 MDU 4156.64; #41289 Moore Engineering \$28,717.50; #41290 Mott Armory \$745.00; #41291 Mott Equity Exchange \$509.76; #41292 Mott Park Board \$17,509.45; #41294 ND One Call \$10.50; #41293 Nardini Fire Equipment \$686.66; #41295 ND Surplus Property \$2995.00; #41296 Regent Oil \$30.38; #41297 SW Water Authority \$9,316.28; #41298 Stelter Repair \$237.53; #41299 SW Diesel Repair \$138.12; #41300 Swanston \$516.20; #41301 Team Lab \$4131.50.

K. Messmer moved to adjourn and J. Messmer seconded.

ATTEST:

Pamela Steinke, Auditor
Troy Mosbrucker, Mayor

PROCEEDINGS OF THE MOTT ZONING BOARD

October 14, 2024 - Preliminary
The Board met for their monthly scheduled meeting on Monday, October 14, 2024. Present were Board members Wangsvick, K. Messmer, Johnson, Steiner, Treichel, and J. Messmer. Troy Mosbrucker, Luann Dart, Lori Eggers, Helen Schable and Brian Steinke were also present. All motions are carried, unless otherwise stated.

Wangsvick called the meeting to order.

J. Messmer moved and Johnson seconded the approval of the September 2024 minutes.

J. Messmer moved and Johnson seconded the following:

- Frank Jorda – Beam install in Basement
- Michelle Finck – Awning over front door
- Les Greshik – Storage Shed

J. Messmer moved and K. Messmer seconded adjourning the meeting.

ATTEST:

~Pamela Steinke, Auditor
Mick Wangsvick, President

Pub. Oct. 24, 2024

NEW ENGLAND CITY COUNCIL PROCEEDINGS

Regular City Council Meeting
9-7-24

Mayor Kovar called the meeting to order at 7pm

Present: Tom Gorek, Rebecca Ferderer, Rex Fitch, Chris Fitterer & Mike Grote

Excused: Breann Krebs

Motion by Rex, seconded by Tom to approve the August 2024 minutes as presented. Motion carried.

Mayors Report

The CD's were cashed out and we should now renew them again. After payments come out of the Special Assessment Deficiency account and the City Sales Tax account the City Auditor will renew the CD's out of those two accounts and will update the council at the next meeting to how much each CD will be.

Water & Sewer
We will look at water, sewer and garbage rates at the October meeting.

Street & Lights

Nothing to report

Buildings & Grounds

The council reviewed a contract with Rainy Butte Productions that everyone feels is appropriate for the renting of the Memorial Hall.

Equipment

Nothing to report

Ordinance

Charles Hall had a letter with pictures of a trailer that is parked on the street and he had trouble seeing the trailer as the sun was setting in the West. If he would have had to move to the right side of the street because of oncoming traffic, he would have run into the trailer. It is a smaller trailer which they have now put a flag on for people to see, however at certain times of the day apparently it has become a hazard for Charles. Is this a safety hazard? It was brought up how can the council target one trailer when there are other trailers and campers parked on the street. Normally we haven't worried about trailers until November 1st when they must be off the streets for snow removal. Instead of contacting the Sheriff's Department the City Auditor will contact the resident to see if they will move the trailer off of the street even though there are other trailers on other streets.

Zoning Commission

The public hearing is scheduled and 2 permits were approved.

Timothy O'Reilly – Fence and Nancy Mellmer – Shed

Austin Maershecker would like to move a trailer on to the property of his parents. This is outside city limits; however, it is within the City of New England zoning radius. The Zoning Board agreed the trailer can go on that property. A building permit was turned in from Austin Maershecker.

Auditors Report

Motion by Rex, seconded by Chris to approve the following bills for payment. Motion carried.

9/9/2024 15702 MDU Utilities -3,241.62

9/9/2024 15703 Edward H Schwartz Construction Work at toplines alley -499.00

9/9/2024 15704 Blue Cross Blue Shield Health Insurance -1,330.01

9/9/2024 15705 Vestis Rug Cleaning -122.72

9/9/2024 15706 Menard's Gloves -47.72

9/9/2024 15707 Keane Hanson Plumbing Help with cutting out sewer line -225.00

9/9/2024 15708 The Hub Convenience Stores Fuel -960.23

9/9/2024 15709 Eido Printing Ad for sale of lots -88.00

9/9/2024 15710 GS Publishing Minutes -128.10

9/9/2024 15711 One Call Concepts Call Tickets -9.00

9/9/2024 15712 Postmaster PO Box Fee -154.00

9/9/2024 15713 Topline Engine & Repair Oil -28.20

9/9/2024 15714 Runnings Grease Pump Grease ,Grease Gun -234.63

9/25/2024 15724 NE Community Grocery Store Cleaning Supplies -13.95

9/25/2024 15725 Consolidated City Hall Phone -521.04

9/25/2024 15726 Consolidated Ambulance Phone -51.20

9/25/2024 15727 City of Dickinson Landfill Charges -2,742.70

9/25/2024 15729 Vestis Rug Cleaning -122.72

9/25/2024 15731 Southwestern Dist. Health Unit Water Samples -25.00

9/25/2024 15732 The Hub

Convenience Stores Fuel -690.77

9/25/2024 15733 VISA 8078 Expenses for water training -283.76

9/25/2024 15734 Visa 1864 Stamps, Dues, Software Renewal -533.48

Motion by Chris, seconded by Tom to approve the special liquor permit from McKenzie Mercantile and the closing of the streets for the Wheat Harvest Jamboree. Motion carried.

An example of a jake brake ordinance was received from Dunn County and the City Auditor wrote an ordinance for the Hettinger County portion of the Jake Brake ordinance based on Dunn County's ordinance. Both copies were sent to Hettinger County for review from the States Attorney and now will go through the process of a 1st and 2nd reading at the county level. It is possible by the end of the year the full Jake Brake ordinance will be passed and implemented.

Old Business
We did receive a house back from Hettinger County and should we advertise the house

for sale or get a realtor to try and sell it for the city. The council decided to find a realtor to sell the property for us.

New Business
Motion by Tom, seconded by Rex to approve the Pledge of Securities from Bravera Bank. Motion carried.

Alexander Weinberger inquired about the lots by the swimming pool. Would it be approved to move in a house on those lots and also a shop with living quarters? This could be done; the City Council will have all interested parties go through the Zoning Committee to ensure the ordinances are followed and everything is up to code.

Council Comments
Chris Fitterer gave an update on the Golf Course. He wanted to inform everyone that Lyle and Doreen Kovar were the first people to give a pledge to the Golf Course. Chris wanted to thank Lyle and Doreen Kovar for their generous pledge. Motion by Rex to adjourn. Motion carried.

Pub. Oct. 24, 2024

Recipe: Best Fudgiest Brownies

From the kitchen of: Joy Zimmerman

Ingredients:

- 1 cup unsalted butter, melted and cooled
- 2 tablespoons vegetable oil
- 1 + ¼ cups white sugar
- 1 cup packed light brown sugar
- 4 large eggs, at room temperature
- 1 tablespoon pure vanilla extract
- ¾ tsp. salt
- 1 cup all-purpose flour
- 1 cup good, unsweetened coca powder like Dutch processed
- 2 ounces, large chocolate chips, chopped

To submit a recipe, email to:
djzimm@westriv.com
or mail: Joy Zimmerman,
7670 57th St. SW,
New Leipzig, ND 58562

Directions:

- Preheat the oven to 350*.
- Lightly grease or spray an 8x12 inch baking pan. Line with parchment paper; set aside.
- In a medium-size bowl, beat together the melted butter, oil and sugars. Add in the eggs and vanilla; beat for another minute. Sift in the flour, cocoa powder and salt. Gently fold in the dry ingredients into the wet ingredients; just till combined; don't overmix!!
- Fold ¾ of the chocolate chips.
- Pour batter into prepared pan, smoothing the top out evenly; top with the remaining chocolate chips.
- Bake for 25-30 minutes until set in the middle. Let set for 15-20 minutes and carefully remove them and allow to cool before slicing.

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HERALD

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