

City of Lidgerwood  
Special Meeting Minutes

June 17, 2021

Council Room

8:00pm

Meeting was called to order by Mayor Dale Krause with Council members Dylan Anderson, Bill Illies, Richard Novotny and Deb Anderson were present. Also present were Janice Breker, Steve Ehli and Bill Gaukler Jr from Grant Township. Council members Stephanie Hejtmanek and DuWayne Irwin were absent.

The hearing was opened by Mayor Dale Krause with the council acting as the Zoning Board. Present were Dylan Anderson, Bill Illies, Richard Novotny and Deb Anderson. Stephanie Hejtmanek and DuWayne Irwin were absent.

Also present Janice Breker, Steve Ehli and Bill Gaukler from Grant Township.

Questions and concerns on the process were discussed between the City and Grant Township.

No pretexts were heard.

Hearing was closed at 8:12pm.

**ORDINANCE NO. 277**

City of Lidgerwood  
Zoning Amendment Ordinance

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LIDGERWOOD, RICHLAND COUNTY, STATE OF NORTH DAKOTA:

That the Northeast corner of SW1/4 13 130 52 EXC ROW, M&B 6 & PCLS of the City of Lidgerwood, Richland County, North Dakota shall be zoned Commercial.

A portion of the South half of Section 13, Township 130 North, Range 52 West of the 5<sup>th</sup> principal meridian, more particularly described as follows:  
Commencing at a found ½" rebar at the N1/4 corner of Section 13, Township 130 North, Range 52 West of the principal meridian, Richland County, North Dakota (land survey monument record, document no. 1097); Thence S02°24'42" E along the North-South ¼ section line a distance of 3544.85'; thence N 76°06'54" E a distance of 90.86' to the point of beginning begin a set 5/8" rebar with #4625 cap; thence S 03°11'48" E a distance of 248.59' to a set 5/8" rebar with #4625 cap on the North right of way line of North Dakota Highway 18; thence 79°56'29" W along said right of way line a distance of 735.42' to a set rebar with # 4625 cap; thence N 10°03'31" E a distance of 27.50' to a set of rebar with #4625; thence N 87°13'06" E a distance of 411.85' to a set 5/8" rebar with #4625 cap; thence N 76°06'54" E a distance of 302.94' to the

point of beginning for the described parcel, said parcel contains 1.98 acres of 86290 square feet, more or less.

Motion by Dylan Anderson to approve the 2<sup>nd</sup> reading and adoption of Ordinance 277 Zoning Amendment Ordinance second by Richard Novotny, motion carried with all in favor and none nay.

**ORDINANCE NO. 278**  
**AN ORDINANCE ADOPTING TO PROVISIONS**  
**RELATED TO THE APPOINTMENT OF A MUNICIPAL JUDGE**

BE IT ORDAINED, by the City Council of the City of Lidgerwood, North Dakota, by and through its Home Rule Charter, that Lidgerwood Ordinance \_\_\_ be repealed and replaced as follows, in order to amend the office of municipal judge to an appointive office:

**SECTION 1 - Municipal Judge – Appointed**

1. The City of Lidgerwood, acting pursuant to its Home Rule Powers, hereby provides that the Municipal Judge for the City of Lidgerwood shall be appointed by the Mayor of the City and such appointment shall be confirmed by the City Council. Such appointment shall be for a term of two (2) years or such other term as is otherwise specified by the City Council.
2. An alternate Municipal Judge may be appointed to serve when the Municipal Judge is unable to serve due to temporary absence, interest, disqualification, or disability. The alternate Municipal Judge must be compensated at a rate set by the City Council and shall possess the qualifications of a Municipal Judge.

**SECTION 2 - Report to the City Council**

1. It shall be the duty of the municipal judge to make a full report under oath, of all proceedings in the actions or matters before him in which the City is a party, or interested therein, to the governing body of the City at the close of each month. Until such report has been filed with the city auditor, no salary shall be paid the judge for such work.
2. Contents of Report. Such report shall contain the names of the parties to such action or proceeding, a statement of all orders made, whether the defendants be committed, fined or released from custody, the judgment, the extent thereof, the costs, the amount of costs and fine paid, if any, with the disposition thereof, together with an itemized account of any fees of all officers and witnesses and the names of each, the name or each person making the complaint, and the nature and date thereof.
3. Receipt to Accompany Report. This report will be accompanied by the duplicate receipt or receipts of the city auditor for the total amount of the fees and money so collected on behalf of the City.

**SECTION 3 - Court Hours**

1. The municipal judge shall be in attendance at municipal court for the transaction of business that may come before them and shall devote the time necessary to handle and dispose of the business coming before him.

**SECTION 4 - Duties of Municipal Judge**

1. The municipal judge has jurisdiction to hear, try, and determine offenses against the ordinances of the City.
2. Additional duties of the municipal judge shall be as provided by the provisions of Chapter 40-18 of the North Dakota Century Code and all amendments.

Savings Clause

Should any section, paragraph, sentence, clause, or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of said ordinance shall not be affected thereby.

Effective Date

This ordinance shall be in full force and effect after passage and approval as provided by law.

Motion by Bill Illies to approve the 2<sup>nd</sup> reading and adoption of Ordinance 278 An Ordinance adopting to Provisions Related to the Appointment of a Municipal Judge second by Deb Anderson, motion carried with all in favor and none nay.

Mayor Krause would like to appoint Leigha Johanson as the Municipal Judge.

Motion by Dylan Anderson to approve the appointment of Leigha Johanson as Municipal Judge second by Richard Novotny, motion carried with all in favor and none nay.

Discussion was had about amending the ordinance for hours of operation for the bar in the city. It will be table until the Council can have a meeting with all the bar owners.

Motion by Dylan Anderson to approve the building permit for Dollar General second by Deb Anderson, motion carried with all in favor and none nay.

Motion by Bill Illies to adjourn meeting at 8:47 pm seconded by Deb Anderson with all in favor and none nay.

X

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Dale Krause  
Mayor

X

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Cheryl Grenz  
City Auditor

Minutes are subject to revision and approval and the next regular council meeting.