

**I. CALL TO ORDER**

President Scott Decker called the meeting to order at 4:30 PM

**II. ROLL CALL**

Present were: President Scott Decker, Vice President John Odermann,  
Commissioners Jason Fridrich, Suzi Sobolik and Robert Baer

Telephone: None

Absent: None

**1. PLEDGE OF ALLEGIANCE**

Led by Mathew Brew Post #3 presented the flags.

President Scott Decker reminds the public that Memorial Day is coming this weekend and that the Commission and residents should recognize those individual's that made the ultimate sacrifice.

**2. ORDER OF BUSINESS**

MOTION BY: Jason Fridrich

SECONDED BY: John Odermann

To approve the May 21, 2024 meeting as presented.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

**3. CONSENT AGENDA**

MOTION BY: Robert Baer

SECONDED BY: Suzi Sobolik

**A. Approval of Meeting Minutes dated May 7, 2024.**

**B. Approval of Accounts Payable, Commerce Bank and Checkbook**

**C. Senior Citizens Grants**

**D. SW Regional Grants**

**E. Monthly Financial Report**

Deputy City Administrator Linda Carlson states the monthly financial report is supposed to be provided to the government board monthly. A full quarterly report is what the City is going to be going to now.

President Scott Decker along with the other Commissioners would like to see the monthly financial report reported on each month and not under the consent agenda.

Ms. Carlson will present the April and May financial reports together in June.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

4. **ADMINISTRATION/FINANCE**

**A. On-Sale Beer Only – Master Fade Barber Shop**

City Administrator Dustin Dassinger presents an On-Sale Beer Only liquor license for Master Fade Barber Shop. He states this barbershop is located at 30 7<sup>th</sup> Street West in the St. Joseph's Plaza. He states staff did visit the site. City staff recommends approval.

MOTION BY: John Odermann

SECONDED BY: Suzi Sobolik

To approve the On-Sale Beer Only liquor license for Master Fade Barber Shop.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

**B. Historic Preservation Commission Appointment**

Museum Director Robert Fuhrman presents for approval a nomination of Stefanie Aulner to the to the Dickinson Historic Preservation Commission. He states that one of the responsibilities is to maintain qualified historic preservation commission. He states Ms. Aulner does qualify to sit on the Historic Preservation Commission and has been preliminarily approved by the North Dakota State Historic Preservation Office for service on our Commission. Director Fuhrman gives a brief introduction of Stefanie Aulner. At this time the Dickinson Historic Preservation Commission is asking for approval of Ms. Aulner.

MOTION BY: Suzi Sobolik

SECONDED BY: Robert Baer

To approve the appointment of Stefanie Aulner to the Historic Preservation Commission.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

**C. Animal Control Supervisor Job Description**

HR Director Shelly Nameniuk presents a job description for an Animal Control Supervisor. She states this is not a new position. This is just a change in the grade of the position. She states the City has updated the job description to include managing all administrative functions and budget. This position does require an Associates Degree. The position would be changed to a Grade 15 which would align more with a supervisory position.

Commissioners Jason Fridrich would like to see the marked-up job description prior to approval.

MOTION BY: Jason Fridrich

SECONDED BY: Suzi Sobolik

To approve Animal Control Supervisor Job Description.

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

#### **D. HR Monthly Report**

HR Director Shelly Nameniuk presents the monthly HR Report which includes open positions, positions in background checks and volunteer positions. Director Nameniuk also reviews the promotional position and hired positions.

Commissioner Robert Baer states last Thursday the League of Cities had a webinar in hiring youth. Commissioner Baer was wondering if after watching the webinar if there was a way that the City could offer positions to the youth.

Director Nameniuk states that the City does allow 16-year-old to work in the Museum and Library but the City has not gone to the age of 14 yet.

City Commission had asked for this slide to be presented in a larger format for public viewing.

#### **5. PUBLIC WORKS**

##### **A. Change Order #1 for the Landfill Cell 3B5 Project**

Public Works Director Aaron Praus presents a change order for the granular drainage layer materials that was committed by the City of Dickinson for the project outside of the bid submitted by Baranko Brothers. The plan was to utilize chips that were removed as part of the annual street maintenance projects over the past years. After a site assessment of materials available, we are short approximately 6,050 cu yds of drainage materials. To meet the commitment by the City of Dickinson for the project the city needs to purchase of 8,000 tons of wash sand and delivered to site from Fisher Industries for a cost of \$48,117.81.

MOTION BY: Jason Fridrich

SECONDED BY: John Odermann

To approve the change order #1 for the Landfill Cell 3B5 Project

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

#### **6. PUBLIC SAFETY**

##### **A. Fire Department**

**Reports:**

**1. None**

##### **B. Police Department**

**1. None**

#### **7. COMMUNITY DEVELOPMENT SERVICES**

##### **A. Renaissance Zone 10 Year Extension**

City/County Planner Steven Josephson presents a Renaissance Zone for a 10-year extension. He states the Legislatures changed the Century Code to allow cities to apply for a 10-year period for the Renaissance Zone. Planner Josephson states this went to the Planning and Zoning Commission for approval.

President Scott Decker asks if the City is looking at underutilized blocks.

Commissioner Jason Fridrich is concerned as if the City removes a block, it can never have that block come back in.

Planner Josephson states that he has not heard from anyone recently. He states the resolution will be sent to the State and the State will send a memorandum of agreement back to the city for the new term to start in July, 2024. This is only one zone but the state allows for non-continuous islands.

MOTION BY: Robert Baer  
Adopt Resolution No. 25-2024.

SECONDED BY: Suzi Sobolik

**RESOLUTION NO. 25 - 2024**

**A RESOLUTION APPROVING THE EXTENSION OF THE RENAISSANCE ZONE DEVELOPMENT PLAN**

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

**B. 2024 Sidewalk Program Bid Award**

Engineer and Community Development Director Joshua Skluzacek presents a sidewalk bid opening which took place on May 17, 2024. He states that one bid was received. He states that this sidewalk program is on as a needed basis. There are no guarantees for the total amount of work for this bid. Director Skluzacek states that project will be utilized until funds are expended. There is \$100,000 to be used for sidewalk. This program is not associated with the new construction.

MOTION BY: Jason Fridrich  
To approve the 2024 Sidewalk Program Bid Award.

SECONDED BY: John Odermann

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

**C. Final Plat – Fisher East Side Third Addition**

Engineer and Community Development Director Joshua Skluzacek presents a final plat for Fisher East Side Third Addition. This parcel is .65 acres and it is generally located at 15<sup>th</sup> Avenue East and Carol Street. He states these are two specific lots for residential development.

MOTION BY: Robert Baer  
Adopt Resolution No. 26-2024.

SECONDED BY: John Odermann

**RESOLUTION NO. 26 - 2024**

**A RESOLUTION APPROVING FINAL PLAT ENTITLED**

**FISHER'S EAST SIDE THIRD ADDITION  
STARK COUNTY, NORTH DAKOTA**

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

**D. Final Plat – Sullivan First Subdivision**

Engineer and Community Development Director Joshua Skluzacek presents a final plat for Sullivan First Subdivision which is .325 acres and generally south of 24h Street West. There are three separates lots for the three townhomes to be sold individually.

MOTION BY: Robert Baer  
Adopt Resolution No. 27-2024.

SECONDED BY: Suzi Sobolik

**RESOLUTION NO. 27 - 2024  
A RESOLUTION APPROVING FINAL PLAT ENTITLED  
SULLIVAN FIRST SUBDIVISION  
STARK COUNTY, NORTH DAKOTA**

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

Commissioner Jason Fridrich would like for the City to review the ordinance that only allows the resident to split the lot one time only. Commissioner Fridrich feels staff should be able to handle this instead of it coming to Planning and Zoning and City Commission.

Andrew Shrank from Highlands Engineering states he does agree the lots should be split more than one time but the City needs to be careful as to allowing this and then run into issues with the neighbors. The City should look into the Century Code for public input but it could be looked at being changed. This would then speed up the process and should take a lot of review time.

**E. American Engineering Testing Services**

Engineer and Community Development Director Joshua Skluzacek presents a contract amendment with American Engineering Testing, Inc. to perform geotechnical engineering services for the Public Safety Training Center project for a lump sum amount as specified in the task order amendment of \$7,200.00. Included in the scope of work are the following phases; subsurface soil exploration and design recommendations for the foundations for the pre-fabricated burn tower and indoor shooting range structures. The additional borings are required now the site plan has been finalized. The site will include; a fire department burn tower, police department indoor shooting range, a running track, a parking lot, and a possible future office/training room building.

MOTION BY: John Odermann  
To approve the American Engineering Testing Services.

SECONDED BY: Suzi Sobolik

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

**F. 2024 Watermain Project Task Order Amendment – Apex Engineering**

Engineer and Community Development Director Joshua Skluzacek presents a task order amendment with Apex Engineering Group, Inc. to provide construction engineering for the 2024 Watermain and Lead Service Line Replacement project for an amount not to exceed **\$413,800.00**. BEK Consulting has been awarded the construction contract of this project.

MOTION BY: Jason Fridrich  
To approve the Apex Engineering Task Oder for 2024 Watermain Project.

SECONDED BY: Robert Baer

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

**G. Engineering and Community Development Monthly Report.**

Engineer and Community Development Director Joshua Skluzacek presents the monthly Engineering and Community Development report. Director Skluzacek states the Planner position for the city is still open. He states there were 21 pre application meetings for the month with 6 in April. He states the department is getting quite busy. He states fees and permits are up. Director Skluzacek reviews the projects that are already in progress and the ones still coming to fruition.

**8. PUBLIC HEARING AND PUBLIC COMMENTS NOT ON AGENDA – 5:00 P.M.**

**A. Status of Women in Dickinson and Stark County**

Rebecca Ferderer provided a 2024 status of Women and Children in Dickinson and Stark County. She states data was collected and focused on Stark County and Dickinson. She states these are cold hard facts. She is hoping this information provided will be helpful to the city and the improvement of women and children. She states there is a large population of Hispanic and Latino women in Dickinson. She explains the earnings of men to women. Ms. Ferderer states that heart disease is the #1 leading cause of death in women. She provides this information for the City to use in their decision making.

**B. Public Hearing – Chapter 29 Code Amendment**

HR Director Shelly Nameniuk presents a Chapter 29 Code Amendment for a second reading. She states this change would allow the Administrator to authorize merit pay to the individuals whom have maxed out their positions. These individuals are not eligible for raises through the pay scale. There are no changes from the first reading of the ordinance.

President Scott Decker opens the public hearing at 5:09 p.m. Hearing no public comment, the hearing was closed at 5:10 p.m. and the following motion was made.

MOTION BY: Robert Baer  
To approve second reading and final passage of Ordinance 1796 retro back to

SECONDED BY: Suzi Sobolik

1/1/2024

**ORDINANCE NO. 1796**

**AN ORDINANCE AMENDING AND RE-ENACTING SECTION 29.08.04080  
– 17 OF CHAPTER 29 OF THE MUNICIPAL CODE OF THE CITY OF  
DICKINSON, NORTH DAKOTA, RELATING TO COMPENSATION AND  
BENEFITS**

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

**C. Public Hearing – Rezoning Request – Southfork Acres**

City/County Planner Steven Josephson presents a rezone request for 51 acres from Ag to RR. This area is in the ETZ zone which is outside of the urban service area. This was platted as two large lots for a few years. The applicant has now come back and wants to rezone the northern portion into 5 acre lots. This is the first reading and the second reading will come with the final plat at a later date.

Commissioner Robert Baer is concerned of the access to this property. Is there going to be adequate access to roadways in this area. To the East is agriculture and how do these individuals get out onto Highway 22.

Commissioner Jason Fridrich states there was an access easement to this property. There are two accesses to Highway 22. The City has worked through this project with good compromise

Highlands Engineering Andrew Shrank states as previously platted there was an 80' right away that connects to the East and South and out to Highway 22. Conditions in the primarily plat are private easement to serve lots on the North side.

President Scott Decker opens the public hearing at 5:19 p.m. Hearing no comments, the public hearing was closed at 5:20 p.m. and the following motion was made.

MOTION BY: Suzi Sobolik  
To approve first reading of Ordinance 1797.

SECONDED BY: Jason Fridrich

**ORDINANCE NO. 1797**

**AN ORDINANCE AMENDING THE DISTRICT ZONING MAP FOR REZONING  
AND RECLASSIFYING DESIGNATED LOTS, BLOCKS OR TRACTS OF LAND  
WITHIN THE ZONING JURISDICTION OF THE CITY OF DICKINSON, NORTH  
DAKOTA.**

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

#### **D. Public Hearing – Moore FLUM**

City/County Planner Steven Josephson states the next three items are all related to the same piece of property. This is request to change the future land use map with a 2.11-acre piece of property. The applicant wants to purchase a 2.11 piece of property from a grandparent and place a house on it. The Planning and Zoning Commission and staff recommend denial. The major issue with this is that the whole quarter section on the future land use map shows this to be an industrial area. He states there is a lumber yard right next door to where they want to place the house. He states this lumber yard has been there for a great number of years. There is a residence on the lumbar yard but Mr. Josephson is not sure if someone lives there. Planner Josephson states industrial could be around residential but there are potential hazards and to protect the health, safety and welfare of the residential this is not feasible. He states the Comp Plan does show this area to be industrial.

Commissioner Jason Fridrich states that if they would sell and leave it 5 acres the city would have no issues with this FLUM, rezone, etc. Commissioner Fridrich states that since it is only a 2-acre lot and that close to the city limits the code does not allow for this to take place. He feels city staff does not feel it makes any sense.

Commissioner John Odermann states this property is stone's throw away from what the City has as potential residential development. Commissioner Odermann states if they want to live there why cannot the City allow this. If they want to live by an industrial space why does the City want to get in the way. They know the risks everything. He states the house is not going to make this any more dangerous.

Commissioners Jason Fridrich states the applicant was given a voice on the Comp Plan. If they want to leave this as a 5 acre then the City would not do anything with it. Now that they want to have a 2-acre lot and then it could be rezoned into 1 acre lots this is not what the code allows. Commissioner Fridrich states that they could build a house on 5 acres or more. The Code does allow for Ag to be 5 acres or more. If they would like to do an acre lot split there is nothing the City could do about it. But if they want to have a 2-acre lot it states in the City's code that this is not allowable. If this was approved it would be going against the City's code.

Engineer and Community Development Director Joshua Skluzacek states this begs a lot of concern for the residence. As this industrial use grows and develops the people in this area will be frustrated.

Commissioner John Odermann states the applicant knows there is industrial already in that area. He would hate for the City to get in the way from continuing a family farm as they cannot live on the space they grew up on. Because of the nature of the development that has gone around the farm.

Highlands Engineering Andrew Shrank states the main reason for a 2-acre lot is that the young gentleman states that 5 acres is a financial burden on him. His grandfather has been farming this land and giving up 5 acres, is not what the grandfather wants to do. The grandfather has done this in the past for other relatives was to give 2 acres. He questions



if the City is creating a larger issue by going to 5 acres. The bigger piece to work around if it goes industrial. This site is across from Energy Drive. This is along ways from seeing it to become industrial development.

President Scott Decker states this needs to be an ordinance change and this would go against the code at this time.

City/County Planner Steven Josephson states at this time the Comp Plan is being looked at and it is an opportunity to see about changing this area. The applicant was encouraged to visit with his neighbors and come in to the City for a change to the future land use map. Planner Josephson states the Comp Plan is part of the City and it was adopted in 2013.

President Scott Decker opens the public hearing at 5:41 p.m. Hearing no public comment, the public hearing was closed at 5:42.

Commissioner John Odermann asks if this was the City's code or a national code. Obviously, his grandfather said this was done in the past. He has sold 2 acre lots in the past, before the Comp plan.

Engineer and Community Development Director Joshua Skluzacek states there are a couple key attributes is that none of the properties were legally subdivided, they were sold off. The applicant was given several different options. The City has looked at the entire property and ultimate look at the future land use map and unfortunately, the applicant did not present any of those options to the City.

Commissioner John Odermann cautions the argument that they should have done this back in 2013 is not compelling to Commissioner Odermann as a lot of things have changed in the past.

City/County Planner Josephson states it is a professional judgment to say that this is where the pattern and the City would want to encourage industrial there.

Commissioner Jason Fridrich states the City has offered the applicant several options. He states the City cannot do this at this time. It would be setting as precedence. He states that this is very close to the City limits and if they City does not follow the code and Comp Plan then why is the City even doing a Comp Plan. The City should then take this case-by-case basis. The City has presented several options to get around this.

Commissioner John Odermann does not like the fact that the City does not have flexibility to say anything as the circumstances are right now. This is a family farm. He has a hard time since has been a farm and ranch kid himself and wrapping his head around the idea that the City is standing in the way of having a ranch kid being on the home place.

Commissioner Suzi Sobolik states if the City approves this portion, then there would be a RR in a 2-acre lot. The City is now weighing if they feel that the City should go away from industrial use and allow RR enough though our Comp Plan is industrial in this area. If this

was approved it would be a stand-alone island. She states it would be industrial right up into the property and that it is showing this is industrial area so switching the future land use map seems counter intuitive as to what is currently sitting out there.

MOTION BY: Suzi Sobolik  
To deny the FLUM for Dawson Moore.

SECONDED BY: Jason Fridrich

DISPOSITION: Roll call vote...Aye 3, Nay 2 (Odermann and Baer), Absent 0  
Motion declared duly passed

#### **E. Public Hearing – Rezone Request – Moore**

City/County Planner Steven Josephson states this rezone request would be from AG to RR. Staff and Planning and Zoning recommend denial of this request. RR is not compatible zoning district for the comp plan.

President Decker opens the public hearing at 6:01 p.m. Hearing no public comments, the hearing was closed at 6:02 p.m. and the following motion was made.

MOTION BY: Suzi Sobolik  
To deny the Rezone Request for Dawson Moore.

SECONDED BY: Jason Fridrich

DISPOSITION: Roll call vote...Aye 3, Nay 2 (Odermann and Baer), Absent 0  
Motion declared duly passed

#### **F. Moore Minor Subdivision**

City/County Planner Steven Josephson states this is a request for minor subdivision would be from AG to RR. Staff and Planning and Zoning recommend denial of this request RR is not compatible zoning district for the comp plan. This is non-compliant with the minimum zoning of 5-acre lot size subdivision.

President Scott Decker feels there is a better way to accommodate the applicant but right now the City is dealing with what they have before them. Hopefully the comp plan and future land use map will try and work this out.

Commissioners Jason Fridrich states the City is working on a 2050 plan and to make decisions on 2 more generations before us. The City has tried to work with them and give them options. It is always going to be a family farm. Changing the zoning there is not forward looking. If it was 3 miles out maybe a different story.

City Commissioner John Odermann states the City should not get in the way of someone who had the wherewithal in 3 or 4 generations out. He knows how personal this topic is to farm and ranch owners. The City should be going out in best in alignment with people in the ETZ that they planned out 2-3 generations of their own family. There is room for compromise with improvement here.

President Decker opens the public hearing at 6:10 p.m. Hearing no public comments, the hearing was closed at 6:11 p.m. and the following motion was made.

MOTION BY: Suzi Sobolik  
To deny the Dawson Moore Minor Subdivision.

SECONDED BY: Jason Fridrich

DISPOSITION: Roll call vote...Aye 3, Nay 2 (Odermann and Baer), Absent 0  
Motion declared duly passed

**G. Public Hearing – Chapter 39 Amendment – Group Living**

City/County Planner Steven Josephson presents a Chapter 39 Ordinance Amendment to allow the City to approve group living facilities, transitional housing, family shelters and group facilities. Planner Josephson did look at other cities in ND and in the nation. The staff has been working with different groups on this change. The applicants would have to come and make their case. This would require a public hearing by Planning and Zoning and the applicant would have to follow a number of qualifications. Planner Josephson states that safety and security would need to be addressed. If this is granted to the applicant, they would be required to do an annual compliance check. The special use permit would not be transferrable and other standards would need to be met. Planner Josephson states P&Z and staff recommend approval of this change.

President Scott Decker states this is not permitting any facility. This is only a text change to the ordinance. This change only adds to the zoning ordinance. President Decker states if anyone has any concerns, please contact staff to discuss.

Commissioner Jason Fridrich states there were a lot of questions, a few concerns and a lot of support for this change. This is the right first step to get it into the City's ordinance. Commissioner Fridrich states he is sure everyone knows there are homeless being housed in Dickinson and now this would make it legal to where it is going to go and be enforced.

Commissioner John Odermann states CHI needs assessment health groups and trying to find ways for the homeless. They are the grant potential recipient and they would need this change in order to qualify for grant dollars. CHI does not have a site locked down but there are some options on the table. Commissioner Odermann states that he thinks Commissioner Robert Baer as the Executive Director of United Way has been identified as owner of the potential shelter and will be talking to neighbors.

President Scott Decker opens the public hearing at 6:25 p.m. Hearing no public comments, the hearing was closed at 6:26 p.m. and the following motion was made.

MOTION BY: John Odermann  
To approve first reading of Ordinance 1798.

SECONDED BY: Robert Baer

**ORDINANCE NO. 1798**

**AN ORDINANCE AMENDING AND RE-ENACTING SECTIONS 39.02.006, 39.02.009, 39.02.010, 39.02.022, 39.02.023, 39.02.024 OF ARTICLE 39.02, SECTION**

**39.03.005 OF ARTICLE 39.03, SECTION 39.04.005 OF ARTICLE 39.04, SECTION 39.06.004 OF ARTICLE 39.06, OF THE MUNICIPAL CODE OF THE CITY OF DICKINSON, NORTH DAKOTA, RELATING TO ZONING REGULATIONS FOR GROUP LIVING FACILITIES**

DISPOSITION: Roll call vote...Aye 5, Nay 0, Absent 0  
Motion declared duly passed

**H. Public Comments not on Agenda**

Resident Maureen Braaten advocates for Kimi Ho to be a library board member. Ms. Braaten states she supports Ms. Ho to be selected onto the library board again. Ms. Braaten states Ms. Ho has given a great deal of time to the library. She has brought up concerns of the books. She states Ms. Ho keeps an oversight of the library board.

Ms. Kimberly Ho whom is a library board member at this time shares her concerns with the City Commission. She revisits her time and appointment with the library board. She states on May 9<sup>th</sup> she was told that she would need to reapply for her position on the board. She does not understand how the library board members can vote her back onto the board. She visits in regards to the century code and the bylaws. She states that she is struggling with this and other libraries are different than Dickinson's library. She states that she found out that one of the board members had resigned and it was suggested that she fill this position. She is requesting the City Commission appoint her for the remaining 2 year that the person who resigned from.

President Scott Decker states appointments are made after the library board gives the City Commission suggestions of whom to appoint. He states Ms. Ho was selected for a one-year term and that she could have refused the one-year term. President Decker feels that Ms. Ho should move into the term that was left vacant.

Ms. Kim Ho states the original board was a 1 year, 2 year and 3-year term. She did accept the 1-year term. It wasn't until later that she realized that someone had resigned. She states that it doesn't make sense that people whom sit on the board with her can vote her in or out.

City Attorney Christina Wenko states it is appropriate procedure if a board would want to fill a term for the vacant seat. Ms. Wenko did not advocate for Ms. Ho. The board would have the discretion to move Ms. Ho to the vacant position. She states in the discussion Ms. Wenko was not advocating but giving the board the options. Ms. Wenko asks if the City is treating this board differently than other board appointments. This is the question that is being posed to City Staff. She states there are 6 members to fill a vacant spot. Normally the City would have to go out and beg people to sit on boards. In this situation the Commission has vested a lot of discretion to determine what names they are bringing forward for the Commission to approve. She states the City wants to be fair, transparent and equal across the board. Attorney Wenko does caution the Commission in making a decision without having discussed this with the library board and making this decision without the discussion.

Commissioner John Odermann states Ms. Ho is a very good board member and there is tension at times but she has always brought items forward in a respectful way. Commissioner Odermann states that he did rank Ms. Ho on the top of the candidates and he plans on supporting Ms. Ho for reappointment to the library board because of those things. He states the comments at the library board last week were on the understanding that we have to reappoint you. He states at this time there needs to be an appointment. It was at the beginning of the year the entire process would have had to take place.

City Attorney Christina Wenko states this is an open position and the City is taking citizen interest forms for review and then bring their recommendations to the Commission

Ms. Kim Ho states the resignation had taken place in April. She was not at the April meeting as she was sick. She states the board did not announce this resignation and it was held until May 15. To Ms. Ho the reason she is sharing this information with the Commissions is that it should be opened up to the community. She states if she would have known that this position was open, she would have told the community. She states when you limit the knowledge of who you give that information to it is not fair to the community. She wants to serve the community but feels she is being pushed out.

Commissioner Robert Baer does have a problem with the library and library board as he feels Ms. Ho is being left out of the loop. He feels this is intentional and he has had issues with the library board president. All boards do things differently and the City is not consistent. He does not know of any city board members that have to start over the process again.

Commissioner Jason Fridrich states that if someone's term is expiring, they are asked if they want to return. There are 5 other applicants that will scream conspiracy if they are not giving the 2 minutes in the spot light to sit on this board. It is going to cause issues. I sat on the library board prior to Commissioner Odermann and the meetings were 15-20 minutes long and the library board had to beg people to apply to be on the board. Commissioner Fridrich states Ms. Ho should complete the resigned position and the other two positions should be filled with the applicants.

Ms. Ho states there are 5 other applicants prior to her applying. She does like the new Library Director.

Commissioner John Odermann states if this was strategic the library director would not have said anything about Ms. Ho reapplying.

City Attorney Christina Wenko states it is the desire of Commissioners Odermann to relay the message to the library board. The procedure would be as usual.

Commissioners John Odermann will take this suggestion to the library board.

**9. COMMISSION**  
No Comments.

**ADJOURNMENT**

MOTION BY: John Odermann

SECONDED BY: Suzi Sobolik

Adjournment of the meeting was at 7:25 P.M.

DISPOSITION: Roll call vote... Aye 5, Nay 0, Absent 0  
Motion declared duly passed.

OFFICIAL MINUTES PREPARED BY:

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Rita Binstock, Assistant to City Administrator

APPROVED BY:

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Dustin Dassinger, City Administrator

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Scott Decker, President  
Board of City Commissioners

Date: June 4, 2024