

**AGENDA  
OF THE CITY COUNCIL  
CLOSED SPECIAL MEETING  
CITY OF EAST GRAND FORKS  
MONDAY, NOVEMBER 10, 2014 – 4:00 PM**

**CALL TO ORDER:**

**CALL OF ROLL:**

**DETERMINATION OF QUORUM:**

1. Closed session to consider an offer for the purchase of Parcel 83.00768.00 or Grand Forks East Block 5. This closed session is to be performed according to the exception to the open meeting law pursuant to Minnesota Statute 13D.05 Subd. 3(c).

**ADJOURN:**

**Upcoming Meetings:**

Special Meeting – November 10, 2014 – 5:00 PM – Training Room  
Work Session – November 10, 2014 – Following the Special Meeting – Training Room  
Regular Council Meeting – November 18, 2014 – 5:00 PM – Council Chambers  
Work Session – November 25, 2013 – 5:00 PM – Training Room

**AGENDA  
CITY COUNCIL SPECIAL MEETING  
CITY OF EAST GRAND FORKS  
NOVEMBER 10, 2014  
5:00 PM**

**CALL TO ORDER:**

**CALL OF ROLL:**

**DETERMINATION OF A QUORUM:**

**NEW BUSINESS:**

1. Consider adopting Resolution No. 14-11-103, a Resolution declaring the results of the General Election returns for the November 4, 2014 City and County Elections for the City of East Grand Forks, Minnesota.
2. Consider authorizing the City Administrator/Clerk-Treasurer to issue payroll for the election judges.

**ADJOURN:**

Upcoming Meetings:

Work Session – November 10, 2014 – 5:00 PM – Training Room  
Regular Council Meeting – November 18, 2014 – 5:00 PM – Council Chambers  
Work Session – November 25, 2014 – 5:00 PM – Training Room  
Regular Council Meeting – December 2, 2014 – 7:00 PM – Council Chambers

**RESOLUTION NO. 14 – 11 - 103**

Council Member \_\_\_\_\_, supported by Council Member \_\_\_\_\_, introduced the following resolution and moved its adoption:

**This Resolution Is Subject to Change – the Finalized Resolution will be brought to the Meeting**

WHEREAS the Regular City Election was held at the General Election on Tuesday, November 4, 2014, to vote on officers for and three (3) Council positions and the official returns of the judges of election were presented:

WHEREAS said returns were duly examined, approved and placed on file in the Office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of East Grand Forks that it is hereby found, determined and declared that the Regular City Election held in and for the City of East Grand Forks on Tuesday, November 4, 2014 was in all respects duly held and the votes cast at said election were:

COUNCIL (4 Year Term - 3 elected)		
Council Ward – 2		
Dale Helms		208
Mike Pokrzywinski		251
Write-Ins		1
Council Ward – 4		
Henry Tweten		323
Write-Ins		22
Council Ward – At Large		
Greg Leigh		1008
Marc Demers		1067
Write-Ins		14

IT IS HEREBY FOUND AND DECLARED that the following candidates for office of Council elected at the November 4, 2014 General Election for the respective terms to commence January 1, 2015 are as follows:

Council 4 year term	Ward 2 Council Member	Mike Pokrzywinski
Council 4 year term	Ward 4 Council Member	Henry Tweten
Council 4 year term	At Large Council Member	Marc Demers

*Voting Aye:*  
*Voting Nay:*  
*Abstain:*

The President declared the resolution passed.

Passed: November 10, 2014

Attest:

\_\_\_\_\_  
City Administrator/Clerk-Treasurer

\_\_\_\_\_  
President of Council

I hereby approve the foregoing resolution this 10th day of November, 2014.

\_\_\_\_\_  
Mayor

# Accounts Payable

## Check Register Totals Only



# City of East Grand Forks

600 Demers Avenue Northwest  
 East Grand Forks, Minnesota 56721  
 (218) 773-2483 www.egf.mn

User: mnelson  
 Printed: 11/7/2014 - 11:28 AM

Check	Date	Vendor No	Vendor Name	Amount	Voucher
20172	11/10/2014	BAK006	Jeff Bakke	448.50	0
20173	11/10/2014	BAK002	Susan Bakke	396.00	0
20174	11/10/2014	BAR016	Merle Ann Barr	345.00	0
20175	11/10/2014	BER011	Ragnar Bergendahl	422.50	0
20176	11/10/2014	BOE003	Katie Boespflug	387.00	0
20177	11/10/2014	BRA003	Sharon Bramer	390.00	0
20178	11/10/2014	BRA007	Robert Bratvold	402.00	0
20179	11/10/2014	BUD004	Sharon Budge	384.00	0
20180	11/10/2014	BUS005	Carol Bushy	372.00	0
20181	11/10/2014	BUT002	Mike Butler	396.00	0
20182	11/10/2014	EGE001	Marilyn Egeland	438.75	0
20183	11/10/2014	FLE004	Mike Flermoen	457.21	0
20184	11/10/2014	HAD002	Garry Hadden	464.75	0
20185	11/10/2014	HOL016	Laurie Holtman	402.00	0
20186	11/10/2014	KOE001	Darrel Koehler	384.00	0
20187	11/10/2014	LAH001	Danielle Lahti	366.00	0
20188	11/10/2014	MAH001	Bernadine Mahon	390.00	0
20189	11/10/2014	OST003	Michele Ostgard	393.00	0
20190	11/10/2014	POW002	Mike Powers	390.00	0
20191	11/10/2014	QUI005	Michelle Quirk	390.00	0
20192	11/10/2014	RAP001	Emily Rapacz	390.00	0
20193	11/10/2014	SCH029	Gail Schrage	372.00	0
20194	11/10/2014	WEB004	Cyndi Weber	383.16	0

Check Total: 9,163.87

**AGENDA  
OF THE CITY  
COUNCIL WORK SESSION  
CITY OF EAST GRAND FORKS  
MONDAY, NOVEMBER 10, 2014 – 5:00 PM**

**CALL TO ORDER:**

**CALL OF ROLL:**

**DETERMINATION OF A QUORUM:**

- 1. Border to Border Off-Road Vehicle Touring Trail – Dan Larson**
- 2. Landfill Agreement – Jason Stordahl**
- 3. 2015 Budget Discussion – David Murphy**

**ADJOURN:**

**Upcoming Meetings**

Regular Council Meeting – November 18, 2014 – 5:00 PM – Council Chambers  
Work Session – November 25, 2014 – 5:00 PM – Training Room  
Regular Council Meeting – December 2, 2014 – 7:00 PM – Council Chambers  
Work Session – December 9, 2014 – 5:00 PM – Training Room

Members of the East Grand Forks City Council:

Thank you for allowing me to talk to you on behalf of the MN Four-Wheel Drive Association, about this exciting proposal for what we are calling the ***Border to Border Off-Road Vehicle Touring Trail***. This project will utilize existing state, county, and U.S. forest roads, as well as state, county and township minimum maintenance roads to provide a unique and rustic riding experience for the growing number of Off-Road Vehicle recreationalists in Minnesota, the dakota's, and Canadian provinces.

*We are requesting the City of East Grand Forks to consider sponsoring a Parks and Trails Legacy Grant application to fund a master plan for development of this project. This is not a request to construct or maintain any part of the proposed system. It is simply a request to build a master plan to determine feasibility.*

The trail in concept, will have specific application for touring routes for highway licensed four-wheel drive vehicles, but could also provide riding opportunities for horses and highway licensed off-highway motorcycles. The idea would be to link the trail to natural and cultural sites of interest across the northern third of the state, providing new business opportunities for campgrounds, restaurants and local businesses along the way. The concept also includes provisions for loops or challenge areas of varying degrees. These challenge areas would add variety and character to the experience, require Off-Road Vehicle stickers, and meet local standards where four-wheelers could test their vehicles over obstacles like rocks, logs or inclines. The broad scope of the trail would provide marketable opportunities for MN Dept. of Tourism, DNR Trails and Waterways, and local chambers of commerce as a destination location for nearly any level of rustic riding experience. There is potential for the trail to help offset maintenance costs to local governments on minimum maintenance roads that are part of the trail.

Off-roading is a growing and underserved recreational activity in the state. While this trail concept is different from off-road parks, *and would be the first of its kind in the state or region*, the two existing off-road parks in Gilbert and Appleton have proven to be popular with off-road groups and great additions to the local economies.

Links to Iron Range Off Highway Vehicle Park in Gilbert, and Appleton Area OHV Park

[http://www.dnr.state.mn.us/ohv/trail\\_detail.html?id=13](http://www.dnr.state.mn.us/ohv/trail_detail.html?id=13)

[http://www.appletonmn.com/index.asp?Type=B\\_BASIC&SEC=%7B6C5214C4-473F-4C75-8A1A-D34367531B40%7D](http://www.appletonmn.com/index.asp?Type=B_BASIC&SEC=%7B6C5214C4-473F-4C75-8A1A-D34367531B40%7D)

Administrative responsibilities for Local Government Units who agree to sponsor a grant Legacy grant application include the following.

*These responsibilities can be out-sourced to the National Off-Highway Vehicle Conservation Council (NOHVCC) for a small portion of the grant - usually 10% . \*See NOHVCC Management Solutions attachment below.*

Responsibility of sponsoring entity;

- Manage grant funding
- Hire contractor to develop the Regional plan, work with MN4WDA to establish criteria for RFP, if desired interview applicants and hire contractor.
- Oversee the contract and ensure contractor completes tasks and remains on schedule, (contract administration).
- Coordinate the project and communication between contractor and MN4WDA and other vested partners, if any.

Contracting requirements; (I think this would be essentially the RFP which should include the following items);

- Has developed a strategic motorized recreation plan on a large geographic location, county, township or forest type scale.
- Worked with motorized interest groups to develop recreational plans.
- Facilitated public meetings with a mix of recreational users and local citizens to develop strategic goals.
- Able to develop digital and printed maps and concepts that can be used to present plan details at public meetings and governmental agency meetings.
- Landscape architect and cartography abilities to create maps and designs for public meetings and plan details that follow acceptable land management and sustainable trail concepts.
- Capable of developing and providing a Master Plan in printed and digital format.

Here is a map of the proposed Border to Border trail:



## Master Plan Requirements

*All master plans require public involvement to define values and needs.*

As defined under *Step 2 – Detailed Evaluation and Formal Recognition as Regional Park or Trail*, a **master plan is required for all projects that fall under any of the listed classifications**. These master plans are vital to defining the specifics of acquisition, development and operation of regional park and trail facilities and one of the primary means by which the Commission can gain assurance that proposals are well-thought out and vetted.

**The master plan process is seen as the best means for cities, townships, and counties in Greater Minnesota to understand their own needs and the merit of the project in meeting regional-level needs.** Further, the process is seen as the best means to ensure that the initiator understands its own obligations and responsibilities as the local implementing agency, especially as it relates to ongoing operations, maintenance, and overall sustainability.

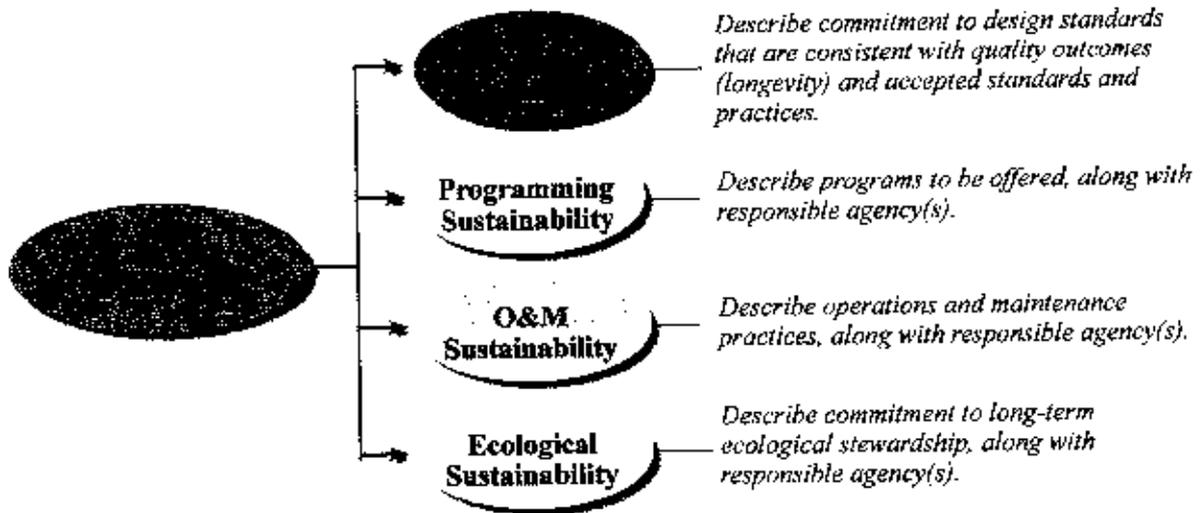
Note that any plans that are inconsistent or incomplete relative to the stated requirements will be returned with comments to the implementing agency, which must be revised and resubmitted for the plan to be eligible for formal evaluation.

### Master Plan Minimal Requirements – General

At a minimum, the master plan content must include:

- **Introduction/overview** – general overview of the project, including which classification it falls under
- **Proposer/implementing agency(s)** – clearly defines implementing agency(s), including any regional partnerships that may have come together to support the project, such as cities, townships, and counties within a given region; where operations, management, maintenance, programming, etc. is a shared responsibility, details of that partnership must be provided, including any joint power or other forms of agreement spelling out the relationships
- **Setting/regional context** – describe the location of the site, whether it is part of a city, township, or county system plan; also define proximity to, and interface with, other regional and state-level parks and trails, including how the park or trail would complement (and not duplicate) facilities provided at those sites
- **Site information** – such as boundaries for existing and proposed parcels; with the latter, estimated acquisition costs, list of parcels, schedule for their acquisition, natural and other resources, site suitability, any special assessments, and other conditions affecting acquisition
- **Vision, trends, and public values** – including a vision statement, demographic trends influencing demand, recreational trends/demand information, public health values, economic development/tourism opportunities; *local citizen participation in the process is required*, and must include a summary of findings from general public outreach and interest group input; define any areas of conflict, and how that is resolved; include statement as to how the park or trail conforms to/addresses the evaluation criteria established for its classification
- **Development master plan** – describe proposed features/development program, and support with site maps, aerial images, site photos, graphics, and written text; address accessibility and other measures designed to ensure that the facility can be used by members of special population groups

- **Ecological (natural/land resources) stewardship plan** – include (as available) inventory of key resources using GIS-based Minnesota Land Cover Classification System (DNR), Minnesota County Biological Survey, Natural Heritage Information System, and/or other systems that can effectively map natural, cultural, and historic features; describe natural/land resources, wetlands, and surface water protection strategy; provide information on how vegetation will be managed
- **Research plan** – focusing on meeting requirements defined under the *Protocol for Visitor Counts and Site Intercept Surveys* in Section 6, which sets forth the protocol for collecting visitation information on an ongoing basis
- **Implementation, management, and sustainability plan** – describes all aspects of the implementation strategy and priorities, along with addressing factors associated with broad-based sustainability, as the following graphic highlights



For each of the listed categories, the master plan must include an approach statement plus any associated cost estimates and related information. Cost estimates for acquisition, development, natural resource stewardship must be included. An operations and management plan must include rules, regulations or ordinances affecting the site, estimated operations and maintenance costs and sources of revenue to operate and maintain recreation facilities.

### Master Plan Requirements – Smaller Projects

On occasion, smaller-scale projects may warrant some flexibility on the extent to which the various elements of a master plan will be required to be addressed. The initiator must formally request this as part of *Step 1: Initial Screening/Baseline Evaluation for Regional-Significance* submittals. The Commission will make a determination on any flexibility on meeting master plan requirements.

Note that even though the requirements for smaller-scale projects may be more limited, *all* projects are required to complete a master plan to ensure reasonable consistency in the evaluation process and ability to fully vet a project.



### NOHVCC Management Solutions (NMS)

NMS is designed to work in cooperation and partnership with land management agencies, land owners, local units of government, and OHV enthusiasts to improve management of OHV recreation on federal, state, county, city, and private lands by providing expertise in a variety of areas that will result in higher quality recreational experiences for OHV riders and improved resource protection. NMS was developed in a partnership between NOHVCC, the Motorcycle Industry Council (MIC), the Specialty Vehicle Institute of America (SVIA), and the Recreational Off-Highway Vehicle Association (ROHVA).

NMS' primary role in the partnerships will be advisory and should not be seen by our partners as a "source of funding" for OHV management; rather as partners in finding specific expertise, guidance, and resources to solve challenges related to OHV management. Funding and human resources for implementation of recommendations will be addressed by NMS working with the partners to form alliances with clubs, associations, and volunteer organizations, develop grant requests, and improve the competitive standing of the projects in the agency budget processes and other grant and funding opportunities.

NMS got its start in 2011 when we began working on several pilot projects with the BLM units in Colorado, Montana, and Arizona. Since then, NMS has expanded to other federal agencies and partners.

Some of the types of assistance offered by NMS include:

- Guidance through the RMP and/or travel management process
- Evaluation of areas, routes, and other natural and cultural resources influenced by the route to determine suitability of the routes for inclusion in a motorized route system
- Route Inventory and GIS guidance
- Training for BLM staff on OHV management principles and practices
- Sign Plans and signing techniques
- Educational and outreach techniques
- Effective mapping techniques and design
- Trail layout, design, construction
- Expertise on mitigating impacts on wildlife

- Expertise on mitigating impacts on cultural resources
- Volunteer development, coordination, and management
- Establishing and improving relationships with organized and informal OHV organizations
- Navigating government document requirements
- Other services to help establish OHV trail systems and areas

As of January 2014 NMS has completed or is working on projects in the following locations:

- BLM - Texas Creek OHV Area – Royal Gorge Field Office, Canon City, CO
- BLM - Whitetail-Pipestone OHV Area – Butte Field Office, Butte, MT
- BLM – El Mirage OHV Safety Training Area, El Mirage, CA
- BLM - Imperial Dam OHV Trail, Yuma, AZ
- Mat-Su Borough, Knik River Access Site, Butte, Alaska
- Juneau Borough, OHV Area, Juneau Alaska
- USFS – Lincoln Ranger District OHV Trails, Helena National Forest, Lincoln, MT
- USFS – Trail Maintenance of OHV Trails in Little Belt Mountains – Lewis and Clark NF, Great Falls, MT
- USFS – Salida RD Route Inventory, Salida Ranger District, Salida, CO
- Boy Scouts of America – K-M ATV Trail and ATV Program, K-M Scout Camp, Hilger, MT
- Rio Blanco County, USFS, BLM - Wagon Wheel Trail System Master Plan– Meeker, CO

#### NMS Process

After NMS receives a request for assistance, it will identify the stage which the management of OHV recreation is at on the unit.

NMS will prioritize the requests with priority going to the units in the early stages of the management plan revisions, travel management planning process and/or where large-scale closures of existing OHV routes are possible or likely. Areas with existing designated OHV systems in danger of closure should receive the next priority and areas with some management challenges should receive a lower priority. This prioritization should be used as a guideline, with flexibility to assess priority on a case-by-case basis. These units should be encouraged to use the existing resources available through the NMS partners including NOHVCC Management Guidelines, NOHVCC workshops, NOHVCC educational materials, ASI and MSF safety training and materials, and the Right Rider Access Fund.

After a project area has been identified, NMS will perform an initial evaluation of the existing condition of OHV use and management of the area by the most efficient means possible. This likely will include a site visit but may include or be limited to evaluation of maps, aerial images, photos, video, and interviews with staff and recreationists.

NMS will make recommendations to the partners that may include guidance or recommendations that agency staff can implement, assistance that NOHVCC staff may provide, and/or recommendations to bring in agency or NMS specialists or experts for assistance.

# Request for Council Action

Date: 11-6-2014

To: East Grand Forks City Council Mayor Lynn Stauss, President Craig Buckalew, Council Vice President Greg Leigh, Council Members: Clarence Vetter, Dale Helms, Henry Tweten, Mark Olstad, and Chad Grassel

Cc: File

From: Jason Stordahl, Public Works Director

RE: Solid Waste Disposal and Management Agreement

Background and supporting documentation of request:

The City of East Grand Forks currently disposes of its solid waste at the Grand Forks Landfill. Our present Agreement with Grand Forks expires December 31<sup>st</sup> 2014. Please find attached the proposed 2015-2024 Grand Forks Solid Waste Disposal and Management Agreement

Point of the new agreement:

2015 Landfill Rates 4% increase from 2014

Municipal Solid Waste (MSW)	\$47.38 per ton (\$45.56 in 2014)
Ash	\$38.84 per ton (\$37.35 in 2014)
Inert	\$25.75 per ton (\$24.76 in 2014)

Request: Council reviews and discusses proposed agreement, and gives staff direction for moving forward.



# City of Grand Forks

255 North Fourth Street • P.O. Box 5200 • Grand Forks, ND 58206-5200

(701) 738-8740  
Fax: (701) 738-8749

October 10, 2014

Dear Valued Landfill Customer:

The City of Grand Forks (City) has attached a Solid Waste Disposal and Management Agreement (Agreement) for FY 2015 through 2024 for your review and signature. Upon your approval and signature the City will sign and return a fully executed copy of the Agreement for your records.

### 2015 Landfill Rates

The FY 2015 City budget contains a 4% increase in the landfill rates:

- Municipal Solid Waste (MSW) \$47.38 per ton (\$45.56 in 2014)
- Ash \$38.84 per ton (\$37.35 in 2014)
- Inert \$25.75 per ton (\$24.76 in 2014)

These rates to remain stable in 2015 with current incoming volume paying for the costs of post-closure care of the closed MSW Landfill and disposal costs at the Inert and MSW Landfill facilities in Grand Forks County.

The City has applied within the deadline requirement, and is in the process of renewing the Inert Landfill Permit (IT-202) and Municipal Solid Waste Landfill Permit (SW-0347) with the North Dakota Department of Health (NDDH) Waste Management Division. While the review time has been extended at the request of the NDDH due to their present work load, the City anticipates based on our discussions with the NDDH that renewal of our landfill permits will be approved for a permit period of 10 years (2015-2024).

### Designated Route to the Scale/Baling/Landfill Facilities

In cooperation with and as part of the City's *Good Neighbor Policy* with neighboring Rye and Falconer Townships, the City would like to remind our customers to utilize the designated route to the Grand Forks Landfill Scale, Baling, and Inert Landfill Facilities (see attached map). Road improvements have been made for the purpose of a designated hauling route from Highway 2 north along the paved stretch of North 69<sup>th</sup> Street to our facilities. In addition, the gravel road from the Baling Facility north and then east to the entrance of the new landfill has been improved for the all-weather truck and equipment traffic that is related to the operations at the new landfill. We appreciate your continued efforts to adhere to the designated hauling route to ensure a longer life for the surrounding township roads.

### Operations and Master Planning Activities

The City has approved reconstruction and upgrade of the restrooms within the Baling Facility in the coming months for our staff and your haulers' convenience, as well as planned 2015

improvements to the Inert Landfill interior haul road entrance/exit to minimize the debris carried onto nearby roadways.

In 2015, the City has budgeted for and will initiate concept planning activities for a new Scale Building, Recycling Drop-Off Area, and Household Hazardous Waste Facility adjacent to the Baling Facility to better serve our City residents and regional customers. With preliminary concept and related FY2016 budget approvals in 2015, the City would utilize a phased approach, with preliminary and final design, bidding, and construction phases in the 2016-17 timeframe.

In an effort to reduce the impact of the Wastewater Treatment Lagoons, the City's Wastewater and Landfill facility staff are participating in a 2014-15 phased pilot project to explore the dewatering/air drying of wastewater industrial/municipal bio-solids to a moisture content allowing them to be reused as a soil amendment, alternative daily cover, or final cover at the landfill as a beneficial use material. In 2013-14, the City has and will continue to work with the EPA Region 8, the North Dakota Department of Health Waste Management Division, the City's Wastewater and Landfill engineering consultants, industrial customers, and City staff to obtain data and work with pilot materials and variables to determine the feasibility and final concept plan for the proposed project. This pilot project will serve to study, analyze and refine dewatering and handling methods, capital and O&M costs, fee impacts, environmental requirements, thereby providing the City with a completed study and information to submit a proposed plan of action in the 2016-17 timeframe for appropriate input and approvals by City Council, EPA, and the NDDH, and other agencies, entities, and stakeholders as required.

MSW Landfill Cell 1 closure activities will coincide with phased construction of Cell 2A and 2B in the 2017-19 timeframe to maximize our reuse of topsoil and clay materials from the new cell preparation and construction to the closure cap construction in an efficient manner.

The City appreciates your continued patronage, and will continue to keep you informed on an ongoing basis regarding solid waste recycling, diversion, and disposal issues. If you have any questions, feel free to contact me at the Public Works Office (701) 738-8740 or my cellphone (701) 741-2432.

Sincerely,



LeahRae Amundson

Public Works Operations Division Director

#### Attachments

Cc: Todd Feland, City Administrator  
Al Grasser, City Engineer  
Melanie Parvey, Water/Wastewater Division Director  
Brian Kroese, Sanitation Supervisor

**SOLID WASTE DISPOSAL AND MANAGEMENT AGREEMENT**

This Agreement is made and entered into this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by and between the City of Grand Forks, North Dakota, a municipal corporation, and East Grand Forks, MN, a political subdivision existing under the laws of the State of Minnesota.

WHEREAS, the City of Grand Forks owns and operates a sanitary landfill for the purpose of depositing, dumping, and disposing of solid waste, garbage, trash, and refuse;

WHEREAS, East Grand Forks, MN is in need of access to and the use of a sanitary landfill facility for a limited interim period of time;

THEREFORE, for and in consideration of the mutual covenants contained herein, it is hereby agreed by and between the parties, and each of them, their and each of their successors, as follows:

I.

The City of Grand Forks will provide authorization, permission, and access to East Grand Forks, MN, for the deposit, dumping, and disposal of solid waste, garbage, trash, and refuse in the City's Sanitary Landfill Facility, under the conditions and restrictions contained herein.

II.

The term of this Agreement shall commence on January 1, 2015, and continue for a period of ten (10) years, expiring on December 31, 2024. However, the City of Grand Forks reserves the right to terminate, cancel, and discontinue this Agreement at any time prior to the expiration of said term, at its sole election, after having provided written notice one (1) year prior to the date of termination to East Grand Forks, MN.

### III.

Upon expiration of the term of this Agreement, or the termination, cancellation, or discontinuance, East Grand Forks, MN shall no longer dispose or allow to be disposed such solid waste, garbage, trash, or refuse, in or on any property owned by the City of Grand Forks, including, but not limited to, the Sanitary Landfill described herein above.

### IV.

The City of Grand Forks shall be paid the prevailing rate per ton of solid waste, refuse, garbage, or trash, charged to East Grand Forks, MN at the time of delivery to the landfill and billed monthly. East Grand Forks, MN hereby represents and guarantees that all such fees due hereunder shall be paid, whether directly incurred by East Grand Forks, MN's employees and/or agents or those persons designated and authorized by East Grand Forks, MN to make use of such access privileges granted hereunder.

### V.

East Grand Forks, MN may authorize and grant such private haulers as may be reasonably necessary, such license and authorization for access and privileges granted hereunder. No hauler, whether public or private, shall be allowed access or privileges contained hereunder, without first having obtained approval from the governing body for East Grand Forks, MN in which such solid waste, garbage, trash, and refuse originates.

### VI.

The governing body for East Grand Forks, MN, after granting any such license and/or authorization, shall provide to the City of Grand Forks, a listing of all haulers granted such licenses and authorization. The governing body shall additionally identify and list all vehicles to be allowed access and privileges hereunder. In addition, the governing

body shall identify the names of such persons in charge of any private hauling, as well as their principal business address.

VII.

All private haulers authorized access and use of the facilities hereunder shall, upon request, file with the City of Grand Forks, proof of liability insurance in the minimum amounts of \$250,000.00/\$500,000.00.

VIII.

All haulers, whether public or private, authorized access and/or use of the facilities hereunder shall remain in complete accord with all applicable statutes, ordinances, rules, and regulations, whether under the jurisdiction of the State of North Dakota, and whether now in effect or hereafter adopted.

IX.

All haulers, whether public or private, shall acquire, prior to transporting or dumping any solid waste, garbage, trash, or refuse, all permits and/or licenses required under any and all applicable statutes, ordinances, rules, or regulations existing in the State of North Dakota.

X.

All hauling, maintenance, transportation, handling, and/or dumping of solid waste, garbage, trash, and/or refuse shall be completed in a safe and sanitary manner in order to protect and preserve air, water, and land resources; to protect the public health; to protect and prevent environmental pollution and public nuisances.

XI.

All access to the landfill and handling, depositing, and dumping of solid waste, garbage, trash, and refuse shall only occur under the direction of employees or agents of

the City of Grand Forks, and then, only at such reasonable times as the landfill facility is open for operation, and then under such direction and conditions as may be given by employees or agents of the City of Grand Forks.

XII.

The Director of Public Works for the City of Grand Forks, and/or the Solid Waste Manager, shall have the power for direction and order of the operation of the landfill and such decision, direction, or order shall be final with regard to the manner and method of dumping and operations of said landfill.

XIII.

East Grand Forks, MN shall provide evidence of an implemented recycling program to the City of Grand Forks. Such evidence shall be provided in the form of any and all contracts or agreements with private recycling contractors, a city-wide program with resident participation, city ordinances, or other means of evidencing the promotion of a recycling program, complete with documentation necessary for the City of Grand Forks to make a determination that said program exists.

XIV.

The City of Grand Forks reserves the right to adopt such rules or regulations as may be reasonably necessary in the operation of the landfill and the implementation of this Agreement, all of which is to be determined to be in the best interest, needs, or service of the City of Grand Forks.

XV.

All haulers, whether public or private, shall only transport, handle, and/or dispose of such solid waste, garbage, refuse, and/or trash as allowed by law. All other solid waste, refuse materials, garbage, chemicals, trash, and/or other waste not otherwise

permitted by law shall not be deposited or dumped in the sanitary landfill described herein.

XVI.

East Grand Forks, MN agrees to indemnify and hold harmless the City of Grand Forks, its employees, agents, officers, or representatives from and against any and all claims, demands, actions, causes of action, suits, and all other liabilities on account of or growing out of personal or property injuries, damages, or loss arising out of the acts, operations, or use contemplated hereunder by East Grand Forks, MN, or those authorized haulers provided access and use of the landfill facilities hereunder.

XVII.

It is further agreed that neither East Grand Forks, MN nor the haulers receiving access or privileges hereunder shall be considered as employees of the City of Grand Forks. However, East Grand Forks, MN and/or haulers are, for all purposes, independent contractors, and in no manner shall they be considered servants, agents, employees, or controlled contractors of the City of Grand Forks, and as such, the City of Grand Forks assumes no liability for, or arising out of the acts, conduct, or work of East Grand Forks, MN, East Grand Forks, MN's servants, agents, employees, contractors, or authorized haulers.

XVIII.

Except as provided herein, this Agreement shall not be modified, unless in writing.

CITY OF GRAND FORKS

By: \_\_\_\_\_

Michael R. Brown, Mayor

ATTEST:

\_\_\_\_\_

Maureen Storstad, Director of Finance & Administrative Services

CITY OF \_\_\_\_\_, \_\_\_\_\_

By: \_\_\_\_\_

Mayor

ATTEST:

\_\_\_\_\_

City Auditor

**CITY OF EAST GRAND FORKS, MINNESOTA  
GENERAL FUND  
REVENUE AND EXPENDITURE SUMMARY  
November 10, 2014**

	Actual 2011	Actual 2012	Actual 2013	Budget 2014	Budget 2015	CHANGE OVER 2014 BUDGET	
						AMOUNT	%
<b>REVENUES/SOURCES</b>							
Property Tax Levy*	\$ 2,323,055	\$ 2,919,602	\$ 2,888,860	\$ 2,925,988	\$ 3,218,586	\$ 292,598	10.0%
Franchise & Other Taxes	1,434,441	1,441,459	1,439,009	1,401,200	1,420,160	\$ 18,960	1.4%
Licenses & Permits	105,200	109,058	131,611	115,225	104,925	\$ (10,300)	-8.9%
Intergovernmental	3,166,777	2,851,484	3,345,081	2,829,224	2,853,074	\$ 23,850	0.8%
Charges for Services	869,297	1,007,211	1,088,324	991,490	995,090	\$ 3,600	0.4%
Fines & Forfeits	106,953	123,841	107,303	116,300	110,200	\$ (6,100)	-5.2%
Other Revenues	201,498	13,660	115,672	72,475	73,475	\$ 1,000	1.4%
Other Financing Sources	-	-	172,726	221,000	67,639	\$ (153,361)	
Total Revenues/Other Sources	\$ 8,207,221	\$ 8,466,315	\$ 9,288,585	\$ 8,672,902	\$ 8,843,149	\$ 170,247	2.0%
Reserved Used/Excess				28,272			
Total Available Resources	\$ 8,207,221	\$ 8,466,315	\$ 9,288,585	\$ 8,701,174	\$ 8,843,149	\$ 170,247	2.0%
<b>EXPENDITURES/USES</b>							
Current:							
General Government	\$ 833,244	\$ 892,889	\$ 986,198	\$ 969,880	\$ 1,043,889	74,010	7.6%
Public Safety	3,262,553	3,325,816	3,589,109	3,549,655	3,733,270	183,615	5.2%
Public Works	1,303,875	1,221,155	1,397,433	1,315,239	1,390,992	75,753	5.8%
Recreation & Culture	1,324,943	1,352,281	1,481,572	1,354,537	1,428,035	73,498	5.4%
Community Development	41,523	71,193	10,610	60,000	60,000	-	0.0%
EDA					109,525	109,525	
Library	368,644	418,470	444,271	473,176	507,566	34,391	7.3%
Senior Center	98,617	99,428	113,872	97,329	114,102	16,773	17.2%
Other Expenditures	216,906	180,205	238,642	245,670	264,500	18,830	7.7%
Capital Outlay							
General Government	-	-	-	-	-	-	
Public Safety	75,592	56,134	78,175	58,000	-	(58,000)	-100.0%
Public Works	161,451	174,538	364,064	390,358	250,000	(140,358)	-36.0%
Recreation & Culture	139,855	97,245	24,313	91,862	-	(91,862)	
Other Expenditures	4,226	2,220	31,168	50,000	20,000	(30,000)	-60.0%
Debt Service							
Other Financing Uses	741,196	280,725	159,162	238,012	268,296	30,284	12.7%
Total Expenditures/Other Uses	\$ 8,572,625	\$ 8,172,299	\$ 8,918,589	\$ 8,893,717	\$ 9,190,175	\$ 296,457	3.3%
Revenues/Sources Over (Under)	\$ (365,404)	\$ 294,016	\$ 369,996	\$ (192,543)	\$ (347,026)	\$ (126,210)	