

Minutes of the February 2, 2026 Davenport City Council meeting

Members present: Mayor Lotzer, Aldermen Leslie, Hanson, Gjestvang, Beauclair, city maintenance manager Hans, Auditor Roster

Guests present: Dan Beffler, Plains Art gaming liaison, Brady Good, Fat man Trash group: Debbie Erickson, Randy Jawaski, Tracey Jacobson, Deputy Sheriff Bushaw.

Meeting called to order at 7:03 pm. Pledge of Allegiance was stated by all attending.

Guests recognized first:

Mr. Beffler present a request for the Plains Art council to continue using the Davenport Supper Club establishment to hold games of chance and to get a new gaming permit to do so. Request was made due to new ownership. He also presented a spread sheet of how much funds have been generated in the past 6 months and are available by request to community organizations through state form #9801 that is used for the requests. Motion to grant permit made by Alderman Leslie, seconded by Alderman Hanson, passed.

Mr. Good – gave update on the progress of skating rink exchange with trustees of the property. Due to communication complications, the project is on hold.

Fat Man Trash presented the verbal contract with the city of Davenport starting June 1, 2026 and for the next 5 years. Noted that cost of land fill dumps has gone up 15% this year. They offered a 5% increase this coming year - June 2026 through June 2027, with a 3% increase each year for the remainder of the contract. Motion to accept this verbal contract made by Alderman Gjestvang, seconded by Alderman Beauclair, passed. The council will write up a new resolution in April reflecting this new contract.

Fat Man Trash then presented a concern with photo evidence. Broken lids. They requested that if residents cannot close the lids on their containers, that they get a second container. If the lids are not closed and they happen to flip back when they are being dumped, they break. Each lid currently costs Fat Man Trash \$40.00 to replace and they cannot continue to eat this expense. Residents with broken lids will now be charged for the replacement. Broken lids/containers due to no negligence on behalf of the resident (as in broken by the dumpster arms) will not be charged. Fat Man Trash stated that if a lid sits a couple inches above the receptacle, that should not be a problem unless the wind blows it back. Then it is the owners responsibility to keep it closed prior to pickup. They will be monitoring trash pickup and if resident has violated the overstuffing of trash receptacles 2 times, they will notify the city and will be skipped on the 3rd and subsequent times. They also noted, they will NOT pick up trash alongside the receptacle. Auditor noted that he has informed all residents about getting a second receptacle numerous times in the monthly city notices. Fat Man trash also noted that the Davenport Supper Club and Lounge needs to get a larger dumpster due to overflow. City told Fat Man Trash to bring in a larger one and the city will contact the new owner about the upgrade.

Officer Bushaw presented monthly incident report for the city and area. It was noted that one incidence concerned a door-to-door salesman. Upon checking them out, they were a legitimate company and representative. It was noted during discussion that auditor thought the city had a ordinance against solicitating without a permit. Further immediate research by Mayor Lotzer, found that the city of Davenport does have a Green River Ordinance – a standard ordinance dealing with solicitators. Solicitors need to get city permission and must pay a \$50 fee for a permit. Officer Bushaw suggested that the city gets several “Green River Ordinance

Enforced” signs to post at city entrances. Most solicitors knows what this means. Without signage, the sheriffs department cannot do much to discourage soliciting other than ask them to stop. Auditor will check into cost of signs.

Minutes of the last months meeting read. Motion to accept made by Alderman Hanson, Seconded by Alderman Beauclair, passed.

January bills presented for consent to pay. Motion to pay made by Alderman Leslie, Seconded by Alderman Gjestvang, passed.

Consent Bills presented for February 2026 payment consideration.

Ottertail: 2737.83

Cass Rural Water: 1420.57

Steve Hans: 1506.06

Mark Roster: 1821.01

Carol Mitchell: 215.87

Fat Man Trash: 1546.74

City of Fargo: 14.00

MLGC 96.50

City Utilities 75.50

Park board: 1329.66

Cemetery Fund: 191.06

Airport Authority: 14.28

Cass County Reporter -TBD

ND one call – TBD

Oscar Hanson: 260.00

BND Imp bond 22, Rev Bond 02 Interest and admin fees: 4950.00

Post Office: 78.00

Office Max 39.86

Federal Sam Renewal: 498.00

Post office: 14.40

The following were listed as TBD last month and have been paid,

Job Service 4th qtr. 7.74

State tax commissioner 4th qtr. 141.84

IRS 4th qtr. 2530.46

Old Business:

Mandated by the Legislative body o North Dakota – the Model Floodplain management ordinance needs to be updated by each participating city. This update consisted of a few word changes to help clarify the ordinance.

first reading: 2/2/2026

MODEL AMENDMENT FLOODPLAIN MANAGEMENT

SECTION 1.0 STATUTORY AUTHORIZATION

The City Council of Davenport, North Dakota does hereby amend its floodplain management ordinance as follows:

1.1 STATUTORY AUTHORIZATION

The Legislature of the State of North Dakota has in North Dakota Century Code,

Chapters 40-05, 11-11 and 58-06, delegated responsibility to local governmental units to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry.

New Business:

FM Rugby asked for a permit to hold a meat raffle at the Davenport supper Club and Lounge on 2/28/26. Motion to give permit made by Alderman Leslie, Seconded by Alderman Beauclair.

Through the auditor, the Davenport Lutheran Church has asked if it may utilize the community center gym during Davenport Days to hold their annual free will offering rummage sale on Saturday, as the event has outgrown the room available at the church. They asked to be able to set up Thursday or Friday prior. The council gave the nod to make such plans.

Steve Hans brought up that the scraping blades on the tractor plow need to be replaced. Cost for regular steel is approximately \$300 vs \$2000+ for carbide. Council stated to purchase the regular steel.

Mayor Lotzer presented the dike timeline sent via email from Moore Engineering. If all goes as predicted ground should be breaking about mid-May 2026 and be completed in August 2027. Final FEMA approval of project could be as late as January 1st 2029. Lotzer then presented his, along with Moore Engineering's meeting schedules with the State Water board, in Bismarck, Cass county water board, Cass County flood tax board over the next 2 months.

Auditor reminded everyone present about forthcoming elections and that he has the paperwork in his office.

Motion to adjourn made by Alderman Hanson, Seconded by Alderman Beauclair, passed, Adjourned 7:56 pm

Next meeting Monday, March 2nd, 2026, at 7 pm at the community center. All are welcome.

Faithfully submitted,

Mark Roster

City auditor