

JAMESTOWN CITY COUNCIL
REGULAR MEETING, AUGUST 1, 2011
OFFICIAL MINUTES

The regular meeting of the City Council was called to order by Mayor Andersen at 5:00 P.M.

The Pledge of Allegiance to the flag was recited.

Roll Call showed the following members present: Mayor Andersen, Council Members Gumke, Kourajian, Nygaard and Schulz, City Attorney Dalsted, City Engineer Schwartzkopf and City Administrator Fuchs.

Council Member Schulz moved to approve the minutes of the following meetings: Council meeting, July 5, 2011; Special Council meeting, July 21, 2011; and Committee meetings, July 19 & 21, 2011. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Council Member Kourajian moved to approve the following consent items:

- A. Resolution to re-affirm pledges of deposit as follows: First Community Credit Union - \$2,122,000; Unison Bank - \$15,475,960; Wells Fargo Bank - \$16,960,575; and USBank Jamestown - \$577,054.
- B. Resolution to approve the request from the Jamestown Regional Airport Authority for up to \$70,000 in Economic Development Funds for a Flex PACE Interest buy-down for the terminal renovation project with the City Share to be \$56,000 and paid for from the City Sales Tax Fund.
- C. Resolution to approve the request from the JSDC for up to \$25,000 in Economic Development Funds for a match to \$44,000 in dues from local companies to the North Dakota Trade Office with the City Share to be \$20,000 and paid for from the City Sales Tax Fund.
- D. Resolution to approve and adopt the City of Jamestown Strategic Plan for the period from 2011-2016.
- E. Resolution to approve Payment No. 1, to the ND Department of Transportation, for East Business Loop Reconstruction Project No. SU-2-098(029)033, Project #11-42 (12th Street SE to I-94), in the amount of \$491,191.69.
- F. Resolution to approve Payment No. 1, to Prairie Engineering, P.C., for engineering services on the Jamestown Civic Center Lighting and Fire Alarm Upgrade Project, in the amount of \$10,148.00.
- G. Resolution to approve Estimate No. 1, to Recovery Systems Company, Inc., for construction on Part A –Solid Waste Baler Equipment, in the amount of \$53,528.50.
- H. Resolution to approve Estimate No. 1, to Lindberg Bros., Inc., for construction on Downtown Quiet Zone Project QZ-SAP-2-052(032)265, in the amount of \$41,407.58.
- I. Resolution to approve Estimate No. 3, to Border States Paving, Inc., for construction on Seal Coat, Patching, Construction and Reconstruction District #11-41, in the amount of \$340,557.74.
- J. Resolution to approve Payment No. 4 (Inv No. 0134), to Apex Engineering Group, Inc., for engineering services on Jamestown WWTF LRAT Cover Replacement, in the amount of \$7,008.13.
- K. Resolution to approve Payment No. 4, to Artekta, Inc., for construction engineering services on the Jamestown Civic Center Renovation Project, in the amount of \$2,975.54.
- L. Resolution to approve Payment No. 5 (Inv No. 0133), to Apex Engineering Group, Inc., for engineering services on Jamestown Wastewater Treatment Consulting, in the amount of \$1,500.00.

- M. Resolution to approve Payment No. 5 (Inv No. 22912), to Ulteig Engineering, for construction engineering services on the East Business Loop Reconstruction Project No. SU-2-098(029)033, Project #11-42 (12th Street SE to I-94), in the amount of \$94,923.97.
- N. Resolution to approve Estimate No. 15, to PKG Contracting, Inc., for construction on Phase II, Water Plant Improvements, Water Treatment Plant Improvements, DWSRF Project No. 4700498-03, in the amount of \$508,189.59.
- O. Resolution to approve Payment No. 4 (Inv No. 6686), to Interstate Engineering, Inc., for engineering services on the Quiet Zone, in the amount of \$18,728.00.
- P. Resolution to approve Payment No. 13 (Inv No. 7116), to Interstate Engineering, Inc., for construction engineering services on Phase II, Water System Improvements, Water Treatment Plant Improvements, DWSRF Project No. 4700498-03, in the amount of \$19,476.99.
- Q. Motion to accept the reports of the Municipal Judge, Police Department, Fire Department, Public Works Departments, Inspection Department, Forestry Department, Civic Center, Central Valley Health Unit, and financial status.
- R. Resolution to allow the July indebtedness in the amount of \$2,395,392.97 consisting of \$430,259.31 payroll and \$1,965,133.66 general obligations.

Seconded by Council Member Schulz. Consent Roll Call No. 1 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Schulz moved a Resolution to direct City Staff to sign and stripe the access way near S & R Truck Plaza pending approval from the City Attorney. Seconded by Council Member Gumke. Roll Call No. 2 showed: 5 ayes, 0 nays, 0 absent. Carried.

A public hearing was held concerning the request to vacate 11th Avenue NE adjacent to Lot 1, Block 1, Leapaldt 2nd Addition, S. 344' of Lot 6, Replat of Block 4, Leapaldt Addition, and Lots 7 & 8, Replat of Lots 7 & 8, Replatted Block 4, Leapaldt Addition.

Clarice Liechty, petitioner, addressed the City Council to request the vacation of 11th Avenue NE and to answer any questions.

Mayor Andersen and Council Member Gumke expressed concerns with future use of the property.

No written protests were received.

The hearing was closed.

Council Member Gumke moved a Resolution to disapprove the request to vacate 11th Avenue NE adjacent to Lot 1, Block 1, Leapaldt 2nd Addition, S. 344' of Lot 6, Replat of Block 4, Leapaldt Addition, and Lots 7 & 8, Replat of Lots 7 & 8, Replatted Block 4, Leapaldt Addition, to the City of Jamestown, Stutsman County, North Dakota. Seconded by Mayor Andersen. Roll Call No. 3 showed: 2 ayes, 3 nays (Schulz, Nygaard, & Kourajian), 0 absent. NOT CARRIED.

Council Member Schulz moved a Resolution to approve the request to vacate 11th Avenue NE adjacent to Lot 1, Block 1, Leapaldt 2nd Addition, S. 344' of Lot 6, Replat of Block 4, Leapaldt Addition, and Lots 7 & 8, Replat of Lots 7 & 8, Replatted Block 4, Leapaldt Addition, to the City of Jamestown, Stutsman County, North Dakota. Seconded by Council Member Kourajian. Roll Call No. 4 showed: 3 ayes, 2 nays (Andersen & Gumke), 0 absent. Carried.

Mayor Andersen moved a Resolution to disapprove the request from Patti Pfaff, 307 4th Avenue SW, for an animal permit to keep exotic chickens within the city. Seconded by Council Member Schulz. Roll Call No. 5 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to approve an amendment to Change Order No. 1, to Manning Mechanical, for the Civic Center Restroom Renovation Project, to adjust for completed Parts A & B, for a net increase in the contract price of \$1,658.00. Seconded by Council Member Nygaard. Roll Call No. 6 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to approve Estimate No. 6 & Final, to Manning Mechanical, for the Civic Center Restroom Renovation Project, in the amount of \$1,658.00. Seconded by Council Member Kourajian. Roll Call No. 7 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Kourajian moved a Resolution to approve Change Order No. 3, to PKG Contracting, Inc., for construction on Phase II, Water Treatment Plant Improvements, DWSRF Project No. 4700409-03, for a time extension through September 7, 2011. Seconded by Council Member Gumke. Roll Call No. 8 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to approve and authorize the request from Mainstreet Downtown Association to close 1st Avenue South and certain streets on Thursday, August 25, 2011, for the Community Block Party and on Friday, November 25, 2011, for the Holiday Dazzle Parade. Seconded by Council Member Schulz. Roll Call No. 9 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to approve and authorize the request from First United Methodist Church to close 3rd Street SE between 1st Avenue and 2nd Avenue including portions of both alleys, on Saturday, August 27, 2011, for the 3rd Street Funfest (church carnival). Seconded by Council Member Kourajian. Roll Call No. 10 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Schulz moved a Resolution to approve the request from ND Buffalo Foundation, Inc., for a gaming site authorization at Grizzly's Grill N' Saloon for the period ending June 30, 2012. Seconded by Council Member Nygaard. Roll Call No. 11 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to approve and authorize the disposal of old City records as presented by the City Auditor's Office. Seconded by Council Member Kourajian. Roll Call No. 12 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to approve an additional negotiated amount of \$1,605.00 to be added to the original bid price of \$214,524.00, for a total bid price of \$216,129.00, for Titan Machinery to supply the New 4 C.Y. – 4 Wheel Drive Loader for the Solid Waste Department, to correct potential performance issues, as previously approved by the Council on July 21, 2011. Seconded by Council Member Kourajian. Roll Call No. 13 showed: 5 ayes, 0 nays, 0 absent. Carried.

City Engineer Schwartzkopf presented information on the Reprogramming Grant for P25 Analog/Digital Radios in the Engineering and Public Works Departments at no cost to the City.

Council Member Schulz moved to adjourn. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

ATTEST:

JEFF FUCHS
City Administrator

APPROVED:

KATIE ANDERSEN
Mayor