

JAMESTOWN CITY COUNCIL
REGULAR MEETING, APRIL 6, 2015
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 Kourajian, Gumke and Brubakken, City Attorney Ryan, City Engineer Schwartzkopf and City Administrator Fuchs. Absent: Council Member Buchanan.

Council Member Gumke moved to approve the minutes of the regular council meeting, March 2, 2015, and the committee meetings, March 24 & 26, 2015, as printed. Seconded by Council Member Brubakken. Unanimous aye vote. Carried.

Council Member Gumke moved to approve the following consent agenda items:

- A. Resolution to approve entering into a Joint Powers Agreement between the City of Jamestown and the Jamestown Park and Recreation Department pertaining to forestry.
- B. Resolution to grant the request from Jamestown Tourism for \$18,102.00 from New Project Funds held by the City to be used for development of the Jamestown Community Calendar.
- C. Resolution to approve the request from the Rocky Mountain Elk Foundation for a gaming site authorization at the Gladstone Inn and Suites (Banquet Rooms) on April 11, 2015.
- D. Resolution to approve the request from the Jamestown Hockey Booster Club, Inc., for a gaming site authorization at the Quality Inn & Suites (Banquet Rooms) on April 18, 2015.
- E. Resolution to approve the following relative to a Special City Election:
 - 1) To set a Special Election for June 2, 2015, for the purpose of determining whether electors approve/disapprove the establishment of a 1% City Sales Tax for the construction and operation of the Two Rivers Activity Center.
 - 2) To set the polling place at the Jamestown Civic Center with polling hours to be from 7:00 AM to 7:00 PM
 - 3) To set the polling place for early voting and absentee voting at the Stutsman County Courthouse
 - 4) To set April 17, 2015, as the date that absentee voting begins
 - 5) To set May 18, 2015, to June 1st, 2015, as early voting dates from 8:00 AM to 5:00 PM Monday through Friday
 - 6) To set June 8, 2015, at 11:00 AM, for the City Council to meet in Special Session as the Canvassing Board to certify the results of the June 2, 2015, Special Election
 - 7) Early Voting/ Absentee Ballot personnel as follows:

o Casey Bradley	Inspector/Judge/Clerk
o Linda Chadduck	Inspector/Judge/Clerk
o Josh Smaage	Inspector/Judge/Clerk
o Sandra Eckelberg	Judge/Clerk
o Lyndsey Michel	Judge/Clerk
o Jamison Veil	Judge/Clerk
o Jessica Alonge	Judge/Clerk
o Vanessa Grabinger	Judge/Clerk
o Erin Kummer	Judge/Clerk
o Cheryl McPherson	Judge/Clerk
 - 8) Vote Center personnel as follows:

o Casey Bradley	Inspector/Judge/Clerk
o Linda Chadduck	Inspector/Judge/Clerk
o Josh Smaage	Inspector/Judge/Clerk
o Sandra Eckelberg	Clerk
o Lyndsey Michel	Clerk
o Sarah Van De Velde	Clerk
o Cheryl McPherson	Judge
o Jessica Alonge	Judge
o Jamison Veil	Judge
- F. Resolution to authorize SRF Consulting Group, Inc., to draft Traffic Impact Study ordinance language that establishes procedures regarding when developers need to prepare a Traffic Impact Study, and that this draft language be provided to the City Attorney for review.

- G. Resolution to enter into a Development Agreement between the City of Jamestown and the Anne Carlson Center providing for the completion of engineering documents necessary for the Anne Carlson Center 2nd Subdivision.
- H. Resolution to approve the Jamestown Fire Department Standard Operating Guidelines.
- I. Resolution to enter into an engineering agreement with HDR, Inc., relating to Sanitation Utility Operational Analysis and Recycling Feasibility Assessment Study.
- J. Resolution to approve the request from Jamestown Middle School – Omega House to implement their Storm Drain Stenciling Project on May 15, 2015, with the City providing up to \$500 to cover expenses.
- K. Resolution to designate May 4 – 9, 2015, as City Clean-Up Week.
- L. Resolution to approve Payment No. 1 (Inv 08387.01-1), to SRF Consulting Group, Inc., for Jamestown Planning and Zoning Technical Services, Amendment No. 2, in the amount of \$1,616.55.
- M. Resolution to approve Payment No. 1&Final (Inv 14157-01), to CPS, for 2014 Groundwater Monitoring Report, in the amount of \$15,380.00.
- N. Resolution to approve Payment No. 3&Final (Inv T597005), to Midwest Testing Laboratory, Inc., for Jamestown Sanitary Landfill SW-213 Borings and Monitoring Well Installation, in the amount of \$5,250.00.
- O. Resolution to approve Payment No. 7 (Inv 3666), to Apex Engineering Group, Inc., for Jamestown Wastewater Consulting Services (CHS), in the amount of \$966.00.
- P. Resolution to approve Payment No. 7 (Inv 1563896), to ND Department of Transportation, for Jamestown Land Use & Transportation Plan, Project SPR-P032(002), in the amount of \$5,899.04.
- Q. Resolution to approve Payment No. 14 (Inv 08387.00-14), to SRF Consulting Group, Inc., for Jamestown Planning and Zoning Technical Services, in the amount of \$4,959.99.
- R. Resolution to approve Payment No. 15 (Inv No. 42284), to AE2S, for On Call engineering services (I&C Service-227.50; WTP Accelator Optimization-175.00), in the amount of \$402.50.
- S. Resolution to approve Payment No. 12 (Inv 22559), to Interstate Engineering, Inc., for engineering services on Water System Improvements to serve City Water to GRE, in the amount of \$1,865.00.
- T. Resolution to approve Payment No. 18 (Inv 22560), to Interstate Engineering, Inc., for engineering services on 2012 Lift Station and Sewer System Improvements, District 12-32, in the amount of \$5,010.50.
- U. Resolution to approve Payment No. 63 (Inv 22554), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Water Dept), in the amount of \$2,960.00.
- V. Resolution to approve Payment No. 64 (Inv 22553), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Sanitary Sewer Dept), in the amount of \$277.50.
- W. 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.

X. Resolution to allow the March indebtedness in the amount of \$4,825,494.85 consisting of \$494,734.28 payroll and \$4,330,760.57 general obligations.

Seconded by Council Member Kourajian. Consent Roll Call No. 1 showed: 4 ayes, 0 nays, 1 absent. Carried.

Council Member Kourajian moved a Resolution to approve Payment No. 2, to Scherbenske, Inc., for the Storm Drain Cleaning Project, in the amount of \$87,500.00. Seconded by Council Member Gumke. Roll Call No. 2 showed: 4 ayes, 0 nays, 1 absent. Carried.

A public hearing was held concerning Seal Coat, Patching, Construction and Reconstruction District #15-41 protests and the sufficiency thereof. No one appeared to object and no written protests were received. The hearing was closed.

Council Member Brubakken moved a Resolution that the protests have been found to be insufficient to bar proceeding with Seal Coat, Patching, Construction and Reconstruction District #15-41. Seconded by Council Member Gumke. Roll Call No. 3 showed: 4 ayes, 0 nays, 1 absent. Carried.

Council Member Gumke moved a Resolution to approve and authorize awarding the bid for Seal Coat, Patching, Construction and Reconstruction District #15-41 to Border States Paving, Inc., in the amount of \$1,529,566.85. Seconded by Council Member Kourajian. Roll Call No. 4 showed: 4 ayes, 0 nays, 1 absent. Carried.

A public hearing was held concerning the special assessments on the 2014 Sidewalk, Curb & Gutter District #14-11. No one appeared to object and no written protests were received. The hearing was closed.

Council Member Brubakken moved a Resolution to approve the special assessments on 2014 Sidewalk, Curb & Gutter District #14-11, in the total amount of \$89,849.10, with the City Share-Departments at \$65,608.18, and benefited properties to be assessed in the amount of \$24,240.92. Seconded by Council Member Gumke. Roll Call No. 5 showed: 4 ayes, 0 nays, 1 absent. Carried.

Council Member Kourajian moved to introduce the first reading of an ordinance to amend and re-enact Ordinance 329 by amending the District Map to change the zoning of the proposed Lot 1, Block 1, Edgewood First Addition, within the NE ¼ of the SW ¼ of Section 2, Township 139 North, Range 64W from A-1 (Agricultural District) and C-1 (Local Commercial District) to C-1 (Local Commercial District).

Ordinance No. 1453, introduced by Council Member Buchanan, to enact Sections 2-88 through 2-100 of the City Code pertaining to landscaping requirements, had its second reading. Seconded by Council Member Brubakken. Roll Call No. 6 showed: 4 ayes, 0 nays, 1 absent. Carried.

Ordinance No. 1454, introduced by Council Member Brubakken, to amend and re-enact Section 21-04-06.1 of the City Code pertaining to alcohol related traffic offenses; ignition interlock devices and the seizure, forfeiture, and sale of motor vehicles, had its second reading. Seconded by Council Member Gumke. Roll Call No. 7 showed: 4 ayes, 0 nays, 1 absent. Carried.

A public hearing was held concerning the annexation of a part of the NE portion of the SW ¼ of Section 2, Township 139 North, Range 64 West of the Fifth Principal Meridian, City of Jamestown and extraterritorial lands of the City of Jamestown, Stutsman County, North Dakota. No one appeared to object and no written protests were received. The hearing was closed.

Ordinance No. 1455, introduced by Council Member Kourajian, for the annexation of a part of the NE portion of the SW ¼ of Section 2, Township 139 North, Range 64 West of the Fifth Principal Meridian, City of Jamestown and extraterritorial lands of the City of Jamestown, Stutsman County, North Dakota, had its second reading. Seconded by Council Member Gumke. Roll Call No. 8 showed: 4 ayes, 0 nays, 1 absent. Carried.

Council Member Brubakken moved to table, to the May City Council meeting, the second reading of Ordinance No. 1456, to grant Otter Tail Power Company a continued franchise to maintain its system within the City for a 10 year period. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Council Member Gumke moved to re-appoint John Grabinger to serve as a member of the Special Assessment Commission for a six year term to expire April 2021. Seconded by Council Member Kourajian. Unanimous aye vote. Carried.

Council Member Gumke moved to re-appoint Bob Martin to serve as a member of the Shade Tree Committee for a three year term to expire April 2018. Seconded by Council Member Brubakken. Unanimous aye vote. Carried.

Mayor Andersen moved to re-appoint the City Council to serve as members of the Storm Water Committee for a two year term to expire April 2017. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Council Member Gumke moved to re-appoint the City Engineer, City Administrator, City Building Inspector, Engineering Technician II, Public Works Chairperson, Street Foreman and Street Equipment Operator III to serve as members of the Storm Water Sub-Committee for a two year term to expire April 2017. Seconded by Council Member Kourajian. Unanimous aye vote. Carried.

Council Member Brubakken moved a Resolution to recognize the Miss ND Junior-High-High School-Collegiate America as an other public spirited organization and to authorize the issuance of a Calendar Raffle Permit for May 4 thru May 29, 2015. Seconded by Council Member Gumke. Roll Call No. 9 showed: 4 ayes, 0 nays, 1 absent. Carried.

Council Member Gumke moved a Resolution for final approval of the sales agreement with Allen Enterprises, LLC, for the purchase of Lot 1 and the Southerly 85.82 feet of Lot 2 (measured at right angles from the southerly line of Lot 2), Block 3, I-94 Business Park Addition. Seconded by Council Member Kourajian. Roll Call No. 10 showed: 4 ayes, 0 nays, 1 absent. Carried.

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

ATTEST:

JEFF FUCHS, City Administrator

APPROVED:

KATIE ANDERSEN, Mayor