

JAMESTOWN CITY COUNCIL
REGULAR MEETING, JULY 5, 2016
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 Phillips, Gumke, Brubakken and Buchanan, City Attorney Ryan, and City Administrator Fuchs.

Council Member Phillips moved to approve the minutes of the final council meeting, June 28, 2016; and the organizational council meeting, June 28, 2016. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

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

- A. Resolution to approve Estimate No. 2 to Border States Paving, Inc. for construction on Seal Coat, Patching, Construction and Reconstruction District #16-41, in the amount of \$397,831.49.
- B. Resolution to approve Payment No. 5 (Inv 08387.02-5), to SRF Consulting Group, Inc., for Jamestown Planning and Zoning Technical Services, Amendment No. 3, in the amount of \$4,639.15.
- C. Resolution to approve Payment No. 6 (Inv 6), to WSB & Associates, Inc., for engineering services on the 1.5MG Elevated Water Tower Rehabilitation, in the amount of \$1,693.50.
- D. Resolution to approve Payment No. 10 (Inv 48641), to AE2S, for engineering services on Jamestown Stormwater Utility Creation, in the amount of \$3,106.32.
- E. Resolution to approve Payment No. 17 (Inv 5177), to Apex Engineering Group, Inc., for Jamestown Wastewater Consulting Services (Premier Industry, GRE, Lime Pond), in the amount of \$2,675.00.
- F. Resolution to approve Payment No. 28 (Inv No. 48524), to AE2S, for On Call engineering services, in the amount of \$36.00.
- G. Resolution to approve Payment No. 29 (Inv 48523), to AE2S, for engineering services on the Infrastructure I&C Support, in the amount of \$135.00.
- H. Resolution to approve Payment No. 2 (Inv 27665), to Interstate Engineering, Inc., for engineering services on 5th Street NE (12th Ave to 27th Ave NE), Paving Improvements District #16-42, in the amount of \$1,533.00.
- I. Resolution to approve Payment No. 3 (Inv 27663), to Interstate Engineering, Inc., for engineering services on Sewer & Water District #16-31 & 16-61 (200 Blk/3rd St NW), in the amount of \$827.50.
- J. Resolution to approve Payment No. 3 (Inv 27664), to Interstate Engineering, Inc., for engineering services on SW Water Main Replacement District #16-62 (10 Blk area), in the amount of \$5,631.60.
- K. Resolution to approve Payment No. 10 (Inv 27662), to Interstate Engineering, Inc., for engineering services on Sanitary Landfill West Half of Cell 3B, in the amount of \$855.88.
- L. Resolution to approve Payment No. 20 (Inv 27661), to Interstate Engineering, Inc., for engineering services on the Sanitary Landfill Expansion, in the amount of \$549.89.

- M. Resolution to approve Payment No. 106 (Inv 27667), to Interstate Engineering, Inc., for engineering services on various City Department consultations (General), in the amount of \$2,608.96.
- N. Resolution to approve Payment No. 107 (Inv 27668), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Streets), in the amount of \$4,976.58.
- O. Resolution to approve Payment No. 108 (Inv 27669), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Sewer), in the amount of \$6,294.85.
- P. Resolution to approve Payment No. 109 (Inv 27670), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Water), in the amount of \$925.00.
- Q. Resolution to approve Payment No. 110 (Inv 27671), to Interstate Engineering, Inc., for engineering services on various City Department consultations (SolidWaste), in the amount of \$7,279.76.
- R. 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.
- S. Resolution to allow the June indebtedness in the amount of \$1,935,270.44 consisting of \$499,884.13 payroll and \$1,435,386.31 general obligations.

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

Council Member Phillips moved a Resolution to approve Payment No. 1 (Inv 27666), to Interstate Engineering, Inc., for preliminary engineering services for construction of road from Menards to Jamestown Regional Medical Center, in the amount of \$5,768.06. Seconded by Council Member Gumke. Roll Call No. 2 showed: 5 ayes, 0 nays, 0 absent. Carried.

City Administrator Fuchs summarized how properties in the City are special assessed for projects.

A public hearing was held concerning 5th Street NE (12th Ave to 27th Ave NE), Paving, Sanitary Sewer, Storm Sewer and Water Improvements District #16-42 protests and the sufficiency thereof. No one appeared to object and no written protests were received. The public hearing was closed.

Council Member Gumke moved a Resolution that the protests have been found to be insufficient to bar proceeding with Paving, Sanitary Sewer, Storm Sewer and Water Improvements District #16-42. Seconded by Council Member Phillips. Roll Call No. 3 showed: 4 ayes, 1 nay (Buchanan), 0 absent. Carried.

Council Member Gumke moved a Resolution to approve the request from the Pita Palace, LLC, for an on-sale Beer, Wine and Sparkling Wine License at 110 2nd St. NW, for the period ending December 31, 2016. Seconded by Council Member Brubakken. Roll Call No. 4 showed: 5 ayes, 0 nays, 0 absent. Carried.

Discussion was held regarding the options for drainage concerns in the alley adjacent to the Jamestown Youth for Christ building located at 2nd St. and 4th Ave. SE. This item was delayed to allow Interstate Engineering, Inc, to meet with property owners and review the options.

A public hearing was held concerning an ordinance to change the zoning of Lot 1, Block 2, Mill Hill 2nd Addition, from C-2 to R-4 for the proposed Lots 1-7, Block 1, Sumac Ridge Addition, a replat of a portion of Lot 1, Block 2, Mill Hill 2nd Addition. No one appeared to object and no written protests were received. The hearing was closed.

Ordinance No. 1477, introduced by Council Member Brubakken, to amend and re-enact Ordinance No. 329 of the City Code to amend the District Map to change the zoning of Lot 1, Block 2, Mill Hill 2nd Addition, from C-2 (General Commercial District) to R-4 (Planned Residence District) for the proposed Lots 1-7, Block 1, Sumac Ridge Addition, a replat of a portion of Lot 1, Block 2, Mill Hill 2nd Addition, had its second reading. Seconded by Council Member Gumke. Roll Call No. 5 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Phillips moved a Resolution to recognize the National Barrel Horse Association of ND District 2 as an other public spirited organization and to authorize the issuance of a raffle permit on August 21, 2016, at the Volk Residence. Seconded by Council Member Gumke. Roll Call No. 6 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Brubakken moved a Resolution to approve the request from Middles LLC d/b/a Fred's Den to conduct a dance in the alley behind Fred's on July 9, 2016. Seconded by Council Member Phillips. Roll Call No. 7 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to recognize the Jamestown Choralaires as an other public spirited organization and to authorize the issuance of a raffle permit on January 1, 2017. Seconded by Council Member Brubakken. Roll Call No. 8 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution approve the request from DRM Chef, LLC d/b/a The Depot Café for an On-Sale Beer, Wine, and Sparkling Wine license at 300 2nd Ave NE, Suite 114, for the period ending December 31, 2016. Seconded by Council Member Phillips. Roll Call No. 9 showed: 5 ayes, 0 nays, 0 absent. Carried.

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

ATTEST:

APPROVED:

JEFF FUCHS, City Administrator

KATIE ANDERSEN, Mayor