

JAMESTOWN CITY COUNCIL
REGULAR MEETING, NOVEMBER 7, 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 Buchanan moved to approve the minutes of the regular council meeting, October 3, 2016; committee meeting, October 25 & 27, 2016, and minutes of the Civil Service Commission, October 6, 2016. Seconded by Council Member Phillips. Unanimous aye vote. Carried.

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

- A. Resolution to authorize conducting a public hearing at the December 5, 2016, City Council meeting concerning the refinancing of long-term indebtedness of Lutheran Social Services to include the Legacy Center located in Jamestown.
- B. Resolution to approve the request from Jamestown Tourism for \$14,072.00 from the JT New Project Fund held by the City of Jamestown to cover partial cost of the Jamestown Talking Trail Project.
- C. Resolution to approve the 2015 City Audit Report as prepared by Schauer & Associates, PC.
- D. Resolution to approve the request from Lurue Weber to move a mobile home into the city and place it at 1324 14th Avenue SW (Lots 1-2, Block 2, Meidinger 4th Addition).
- E. Resolution to approve the plat of Corell Addition, a replat of Lot 1, Block 1, Jamestown Hospital Healthcare Campus Addition, within the NW ¼ of Section 3, Township 139N, Range 64W.
- F. Buchanan moved to recommend the City Council deny the request for the City to open 2nd Avenue SE, south of 19th Street SE.
- G. Resolution to accept the affidavit from Alex Breitbach that Check No. 8789 (Unison Bank), dated September 30, 2016, in the amount of \$395.50, has been lost or destroyed and authorize the issuance of a duplicate.
- H. Resolution to accept the affidavit from Scott W. Block that Check No. 5403 (Unison Bank), dated June 30, 2015, in the amount of \$78.16, has been lost or destroyed and authorize the issuance of a duplicate.
- I. Resolution to accept the affidavit from Dana Goodroad that Check No. 7022 (Wells Fargo Bank-MC), dated August 22, 2012, in the amount of \$200.00, has been lost or destroyed and authorize the issuance of a duplicate.
- J. Resolution to approve Payment No. 1, to LD Concrete, for construction on 2016 Sidewalk, Curb & Gutter District #16-11, in the amount of \$31,815.89.
- K. Resolution to approve Payment No. 2 (Inv 50190), to AE2S, for engineering services on Jamestown Stormwater Utility Implementation, in the amount of \$6,300.39.

- L. Resolution to approve Payment No. 2, to Scherbenske Inc., for construction on Sewer & Water District #16-31 & 16-61 (200 Blk/3rd St NW), in the amount of \$6,298.95.
- M. Resolution to approve Payment No. 3, to Scherbenske Inc., for construction on SW Water Main Replacement District #16-62 (10 Blk area), in the amount of \$341,155.45.
- N. Resolution to approve Payment No. 4 (AE2S Inv 50218), to Stutsman County Water Resource Board (per Enterprise Agreement), for work completed by AE2S on the Jamestown Stormwater Master Plan Study, in the amount of \$75,000.00.
- O. Resolution to approve Estimate No. 6 to Border States Paving, Inc., for construction on Seal Coat, Patching, Construction and Reconstruction District #16-41, in the amount of \$128,602.64.
- P. Resolution to approve Payment No. 9 (Inv 08387.02-9), to SRF Consulting Group, Inc., for Jamestown Planning and Zoning Technical Services, Amendment No. 3, in the amount of \$5,038.87.
- Q. Resolution to approve Payment No. 10 (Inv 10), to WSB & Associates, Inc., for engineering services on the 1.5MG Elevated Water Tower Rehabilitation, in the amount of \$1,038.50.
- R. Resolution to approve Payment No. 31 (Inv No. 50097), to AE2S, for On Call engineering services, in the amount of \$10,457.43.
- S. Resolution to approve Payment No. 33 (Inv 50096), to AE2S, for engineering services on the Infrastructure I&C Support, in the amount of \$135.00.
- T. Resolution to approve Payment No. 4 (Inv 29131), to Interstate Engineering, Inc., for engineering services on 5th Street NE (12th Ave to 27th Ave NE), Sanitary Sewer, Storm Sewer and Water Improvements District #16-42, in the amount of \$5,516.40.
- U. Resolution to approve Payment No. 7 (Inv 29130), to Interstate Engineering, Inc., for engineering services on SW Water Main Replacement District #16-62 (10 Blk area), in the amount of \$39,760.48.
- V. Resolution to approve Payment No. 125 (Inv 29132), to Interstate Engineering, Inc., for engineering services on various City Department consultations (General), in the amount of \$5,769.76.
- W. Resolution to approve Payment No. 126 (Inv 29133), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Streets), in the amount of \$1,177.50.
- X. Resolution to approve Payment No. 127 (Inv 29135), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Water), in the amount of \$2,273.06.
- Y. Resolution to approve Payment No. 128 (Inv 29134), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Sewer), in the amount of \$1,176.87.
- Z. Resolution to approve Payment No. 129 (Inv 29136), to Interstate Engineering, Inc., for engineering services on various City Department consultations (SolidWaste), in the amount of \$4,940.56.
- AA. 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.

BB. Resolution to allow the October indebtedness in the amount of \$2,830,764.32 consisting of \$507,915.84 payroll and \$2,322,848.48 general obligations.

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

Council Member Brubakken moved to table and refer to committee the request of Joel Onsurez for Renaissance Zone incentives by granting a five (5) year 100% property tax exemption and to recommend the State of N.D. grant a five (5) year 100% state income tax exemption on Lot 1 and the N49.7 feet of Lot 2, Block 46, Klaus Addition (104 3rd St. SE. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Council Member Phillips moved to consider introducing the first reading of an ordinance to enact Section 6.7 of Appendix B and to amend and re-enact Section 9 of Appendix B and Section 11 of Appendix C of the City Code, pertaining to traffic impact studies which was tabled from the September 20, 2016, Committee Meeting. Seconded by Council Member Buchanan. Roll Call No. 2 showed: 3 ayes, 2 nays (Andersen & Brubakken), 0 absent. Carried.

Council Member Buchanan moved to introduce the first reading of an ordinance to enact Section 6.7 of Appendix B and to amend and re-enact Section 9 of Appendix B and Section 11 of Appendix C of the City Code, pertaining to traffic impact studies.

Council Member Buchanan moved to introduce the first reading of an ordinance to amend and re-enact Section 9-47.1 of the City Code pertaining to standards for repair, vacation or demolition.

Ordinance No. 1484, introduced by Council Member Phillips, to repeal Section 5-2.2 pertaining to dispensing of alcoholic beverages prohibited on certain days, had its second reading. Seconded by Council Member Brubakken. Roll Call No. 3 showed: 5 ayes, 0 nays, 0 absent. Carried.

Ordinance No. 1485, introduced by Council Member Brubakken, to amend and re-enact Section 3, Sections 5.2 to 5.6, and Section 7 of Appendix C pertaining to definitions, allowed uses and parking requirements for senior and assisted living uses, had its second reading. Seconded by Council Member Phillips. Roll Call No. 4 showed: 5 ayes, 0 nays, 0 absent. Carried.

A public hearing was held concerning an ordinance to amend and re-enact Ordinance No. 329 of the City Code to change the zoning of the West 1,690' of the South 400', less the West 620' of the SW ¼ of Section 14, Township 140, Range 64 West, located within the One Mile Extraterritorial Area of the City of Jamestown, Stutsman County, North Dakota, from C-2 and R-1 to C-1. No one appeared to object and no written protests were received. The hearing was closed.

Ordinance No. 1486, introduced by Council Member Buchanan, to amend and re-enact Ordinance No. 329 of the City Code by amending the District Map to change the zoning of the West 1,690' of the South 400', less the West 620' of the SW ¼ of Section 14, Township 140, Range 64 West, located within the One Mile Extraterritorial Area of the City of Jamestown, Stutsman County, North Dakota, from C-2 (General Commercial District) and R-1 (One-Family Residential District) to C-1 (Local Commercial District), had its second reading. Seconded by Council Member Brubakken. Roll Call No. 5 showed: 5 ayes, 0 nays, 0 absent. Carried.

Becky Thatcher-Keller, Jamestown Chamber of Commerce Executive Director, appeared before the Council to inquire on the status of the recycling program.

Brian Hanson, Budget Auto Service, appeared before the Council to request that parking be allowed on 10th Street SE for his business.

Barb Lang, appeared before the Council to inquire on the status of the negotiation process for the proposed roadway from Menards to the Jamestown Regional Medical Center.

Mayor Andersen moved to appoint Scott Roemmich to serve as a member of the Fire Code Board of Appeals for a three year term to expire November 2019. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Mayor Andersen moved to appoint David Mark Urquhart to serve as a member of the Jamestown Regional Airport Authority for a five year term to expire December 2021. Seconded by Council Member Brubakken. Unanimous aye vote. Carried.

Council Member Gumke moved to appoint Katie Andersen to serve as the City Council representative on the Jamestown Regional Airport Authority for a five year term to expire December 2021. Seconded by Council Member Phillips. Unanimous aye vote. Carried.

Council Member Buchanan moved a Resolution to approve Change Order No. 1, to Border States Paving, Inc., on Seal Coat, Patching, Construction and Reconstruction District #16-41, for an increase in the contract price of \$15,556.72. Seconded by Council Member Gumke. Roll Call No. 6 showed: 5 ayes, 0 nays, 0 absent. Carried.

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

ATTEST:

JEFF FUCHS, City Administrator

APPROVED:

KATIE ANDERSEN, Mayor