

JAMESTOWN CITY COUNCIL
REGULAR MEETING, NOVEMBER 6, 2017
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 2, 2017, and committee meetings, October 24 & 26, 2017. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

No bids were received for impounded/abandoned vehicles.

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

- A. Resolution to authorize the issuance and sale of Water Treatment Assessment Warrant, Series 2017C, in the amount of \$1,538,000.
- B. Resolution to accept the 2016 City Audit Report as prepared by Schauer & Associates, PC.
- C. Resolution to approve the plat of R.H. Rebel Addition, a replat of Lots 4, 5, and 7, Block 2 of First Northwest Addition; Lots 4 and 5, Block 2 of Fourth Northwest Addition; and Block 3 of Fourth Northwest Addition.
- D. Resolution to approve the plat of Menards Second Addition, Lots 1 and 2, Block 1, a replat of Lot 3, Block 1 of Menards Addition, within Section 2, T139N, R64W, City of Jamestown.
- E. Resolution to approve and authorize entering into an agreement with CPS to provide the 2017 Annual Municipal Solid Waste Landfill Groundwater Monitoring Report.
- F. Resolution to approve Payment No. 1, to Burski Excavating, Inc., for construction on Cell 4 Liner and Cell 2/3 Partial Final Cover, in the amount of \$206,900.76.
- G. Resolution to approve Payment No. 1, to Swanberg Construction, Inc., for construction on Automatic Rake Bar Screen Improvements, in the amount of \$73,800.00.
- H. Resolution to approve Payment No. 2 (Inv 54835), to AE2S, for services on New City Administrator Search, in the amount of \$3,002.71.
- I. Resolution to approve Payment No. 3, to Scherbenske, Inc., for construction on NW Water Main Replacement Project District 17-61 (11Blocks), in the amount of \$57,665.07.
- J. Resolution to approve Payment No. 4 (Inv 6986), to Apex Engineering Group, for services on Jamestown Wastewater Treatment Facility Capacity Assessment, in the amount of \$2,505.00.
- K. Resolution to approve Estimate No. 5, to Border States Paving, Inc., for construction on 5th Street NE (12th Ave to 27th Ave NE), Paving Improvements District #16-42, in the amount of \$619,300.35.

- L. Resolution to approve Estimate No. 5, to Border States Paving, Inc., for construction on 20th St SW roadway from Menards to Jamestown Regional Medical Center, District #16-43, in the amount of \$273,570.50.
- M. Resolution to approve Estimate No. 5, to Border States Paving, Inc., for construction on Seal Coat, Patching, Construction and Reconstruction District #17-41, in the amount of \$28,719.19.
- N. Resolution to approve Payment No. 9 (Inv 08387.03-9), to SRF Consulting Group, Inc., for 2017 Jamestown Planning and Zoning Technical Services, in the amount of \$3,076.04.
- O. Resolution to approve Payment No. 41 (Inv 54810), to AE2S, for On Call engineering services, in the amount of \$263.25.
- P. Resolution to approve Payment No. 44 (Inv 54809), to AE2S, for engineering services on the Infrastructure I&C Support, in the amount of \$135.00.
- Q. Resolution to approve Payment No. 2 (Inv 32675), to Interstate Engineering, Inc., for engineering services on the Water Treatment Plant Roofing, in the amount of \$1,353.00.
- R. Resolution to approve Payment No. 5 (Inv 32672), to Interstate Engineering, Inc., for engineering services on Sanitary Landfill Cell 4A Development, in the amount of \$19,240.64.
- S. Resolution to approve Payment No. 6 (Inv 32674), to Interstate Engineering, Inc., for engineering services on NW Water Main Replacement Project District 17-61 (11Blocks), in the amount of \$11,333.52.
- T. Resolution to approve Payment No. 9 (Inv 32671), to Interstate Engineering, Inc., for engineering services on the Jamestown Sanitary Sewer Raker Facility Screening Report and Construction, in the amount of \$3,909.50.
- U. Resolution to approve Payment No. 9 (Inv 32669), 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 \$37,326.48.
- V. Resolution to approve Payment No. 11 (Inv 32670), to Interstate Engineering, Inc., for engineering services for construction of road from Menards to Jamestown Regional Medical Center, in the amount of \$30,668.42.
- W. Resolution to approve Payment No. 193 (Inv 32673), to Interstate Engineering, Inc., for Special Services for Compliance to Health Department Permit for Landfill, in the amount of \$3,556.20.
- X. Resolution to approve Payment No. 194 (Inv 32676), to Interstate Engineering, Inc., for engineering services on various City Department consultations (General), in the amount of \$4,150.50.
- Y. Resolution to approve Payment No. 195 (Inv 32677), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Streets), in the amount of \$5,396.00.
- Z. Resolution to approve Payment No. 196 (Inv 32679), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Water), in the amount of \$1,233.00.

AA. Resolution to approve Payment No. 197 (Inv 32678), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Sewer), in the amount of \$713.50.

BB. Resolution to approve Payment No. 198 (Inv 32680), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Solid Waste), in the amount of \$1,172.00.

CC. Resolution to approve Payment No. 199 (Inv 32681), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Storm Water), in the amount of \$857.50.

DD. 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.

EE. Resolution to allow the October indebtedness in the amount of \$3,642,468.30 consisting of \$506,361.05 payroll and \$3,136,107.25 general obligations.

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

Council Member Phillips moved a Resolution to approve the matching funds required to pursue CDBG funding, in the amount of \$150,000, for the purpose of river clearing and snagging as follows:

City Share - \$70,000.00; Stutsman County Share - \$70,000.00 with a loan from the City to County for payback in 2019, if so requested, and the Stutsman County Water Resource Board Share of \$10,000.00.

Seconded by Council Member Brubakken. Roll Call No. 2 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved to table consideration of the request of i3G Media (Two Rivers Broadcasting) to place an 8' by 8' building on a 10' by 10' pad at the water tower located at 1704 4th Avenue SW to shelter equipment. Seconded by Council Member Brubakken. Unanimous aye vote. Carried.

Council Member Gumke moved a Resolution to approve an amendment to the original agreement with Recycling Center of ND, Inc., to clearly establish a deadline for the start-up of curbside recycling as follows:

November 21, 2017 – status of financing from banks and notification if proceeding with curbside recycling or not; **December 21, 2017** – status of commitment from SBA and South Central Dakota Regional Council; and **March 1, 2018** – deadline for start-up of collection of curbside recycling. Seconded by Council Member Phillips. Roll Call No. 3 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved to introduce an ordinance to amend and re-enact Ordinance No. 329 of the City Code by amending the District Map to change the zoning of Tahrn Trailer Court, Block 1, Lots 12-13 and Tahrn Trailer Court 2nd Addition, Block 1, Lots 5-9 & Block 2, Lots 1-3, located within the extraterritorial jurisdiction of the City of Jamestown, Stutsman County, North Dakota, from C-2 (General Commercial District) to R-1 (One Family Residential District).

Council Member Buchanan moved to introduce an ordinance to ENACT the following sections to the Code of the City of Jamestown: Sec. 21-03-25 pertaining to prohibiting the use of a wireless communications device while operating a vehicle. (This ordinance reflects state law NDCC 39-08-23); Sec. 21-03-26 pertaining to prohibiting the use of a wireless communications device by a minor operating a vehicle. (This ordinance reflects state law NDCC 39-08-24); Sec. 21-03-27 pertaining to failure to maintain control of a vehicle while the driver is distracted. (This ordinance reflects state law NDCC 39-08-25); and to AMEND AND RE-ENACT Sec. 21-06-03 pertaining to speed limitations. (This ordinance reflects state law NDCC 39-09-02).

Mayor Andersen moved to appoint Harold Bensch to serve as a member of the Planning Commission for a term to expire August 2022. Seconded by Council Member Brubakken. Unanimous aye vote. Carried.

Council Member Brubakken moved a Resolution to approve the November 1, 2017, Revised Agreement on Joint Maintenance of Shared Streets and Sharing of Equipment between the City of Jamestown and Stutsman County. Seconded by Council Member Gumke. Roll Call 4 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Brubakken moved a Resolution to enter into a Memorandum of Understanding between Stutsman County and the City of Jamestown for a Federal Emergency Management Agency Pre- Disaster Mitigation Program for making application for funding of a Generator for the Main Sewer Lift Station and the Main Fire Hall. Seconded by Council Member Gumke. Roll Call No. 5 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