

JAMESTOWN CITY COUNCIL  
SPECIAL MEETING, MAY 22, 2018  
OFFICIAL MINUTES

The special meeting of the City Council was called to order by Mayor Andersen at 4:00 P.M.

Roll Call showed the following members present: Mayor Andersen, Council Members Gumke, Phillips, Brubakken and Buchanan, City Attorney Ryan, and City Administrator Hellekson.

Council Member Brubakken moved a Resolution to approve the request from the ND Buffalo Foundation for a site authorization, to conduct gaming at the Jamestown Civic Center on June 20, 2018. Seconded by Council Member Phillips. Roll Call No. 1 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Brubakken moved a Resolution to approve the request from Horse Race North Dakota for a gaming site authorization for the period July 1, 2018, through June 30, 2019, for Jonny B's Brickhouse. Seconded by Council Member Gumke. Roll Call No. 2 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Buchanan moved a Resolution to authorize replacing the 2011 Freightliner M2 sanitation truck (irreparable roll off truck) from the depreciated funds in the Equipment Replacement Fund. Seconded by Council Member Phillips. Ryan stated that if 75% of the City Council approves, no emergency need be declared. Roll Call No. 3 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Phillips moved a Resolution to authorize the replacement of a desktop computer, monitor, and peripherals for the Water Plant, at a cost of \$2,799, and software upgrade for \$6,990, in order to comply with 2018 N.D.C.C. 29-23-04 and integrate the electronic data exchange system into the City's current operation for the Water Plant and other departments to coordinate and monitor the One-Call electronic ticket exchanges and city department work orders. Seconded by Council Member Gumke. Roll Call No. 4 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Phillips moved a Resolution to approve the request from the Jamestown Fine Arts Association, Inc., d/b/a/ The Arts Center, for a street closing on 2<sup>nd</sup> St SW from 1<sup>st</sup> Ave to the alley, on June 7, 14, 21, 28, July 5, 12, 19, 26, August 2, 9, 16, 23, 2018, for the weekly Downtown Arts Markets and waive the street closure fees. Seconded by Council Member Gumke.

Larry Kopp, Executive Director, The Arts Center; Lynn Lambrecht, Jamestown Downtown Association; and Sheldon Oviatt, owner of the Corner Bar, spoke on the matter. Mr. Oviatt requested that he be permitted to close the sidewalk adjacent to his business accessible only to bar patrons from inside the bar if he provides a boundary or fence and a few tables. City Attorney Ryan stated that a license is unnecessary since it is adjacent to his businesses and he wouldn't serve alcohol outside. Council Member Buchanan asked Mr. Oviatt to post rules for his patrons regarding open container. City Attorney Ryan stated the City Administrator can approve the off site permit as she sees fit.

After discussion, Roll Call No. 5 on the Resolution showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to approve the request from the Jamestown Fine Arts Association, Inc., d/b/a/ The Arts Center, for a street closing on 2nd St SW from 1st Ave to the alley, on June 15, 2018, for a Wine Tasting Fundraiser. Seconded by Council Member Buchanan.

Larry Kopp stated that The Arts Center expects 100 attendees and will charge a fee. The street closure is to allow people to cross the street to use the restroom in the Center. Cork and Barrel will serve and has the liquor license. Mayor Andersen stated the liquor store can apply for a temporary permit, and must define the area that is restricted. The Police Chief and City Administrator will address the temporary permit from the Cork and Barrel to serve liquor. Mayor Andersen said the City Council will only address the open container law and the street closing. Chief Edinger will have one officer in the area. Council Member Buchanan asked how the City monitors intoxication without assuming liability. Mayor Andersen asked the City Attorney, Police Chief and City Administrator to discuss this.

After discussion, Roll Call No. 6 on the Resolution showed: 5 ayes, 0 nays, 0 absent. Carried.

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

ATTEST:

SARAH HELLEKSON, City Administrator

APPROVED:

KATIE ANDERSEN, Mayor