

JAMESTOWN CITY COUNCIL
REGULAR MEETING, MAY 1, 2023
OFFICIAL MINUTES

The regular meeting of the City Council was called to order by Mayor Heinrich at 5:00 P.M.

The Pledge of Allegiance to the flag was recited.

Roll Call showed the following members present: Mayor Heinrich, Council Members Kamlitz, Buchanan, Steele and Schloegel, City Attorney Ryan, and City Administrator Hellekson.

John Greenwood of Jamestown appeared before the City Council.

Olivia Johnson of Jamestown appeared before the City Council.

Council Member Steele moved to approve the minutes of the regular council meeting, April 3, 2023, the Board of Equalization meeting April 11, 2023, the special City Council meeting April 18, 2023, and April 20, 2023, and the committee meetings April 18 and 20, 2023. Seconded by Council Member Schloegel. Unanimous aye vote. Carried.

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

- A. Resolution to approve the request from the James River Humane Society to replace the one-half mill levy that expires at the end of taxable year 2024 [N.D.C.C. 40-05-19], which is City budget year 2025.
- B. Resolution to approve the request from the U.S. Department of Defense Employer Support of the Guard and Reserve (ESGR) to sign a Statement of Support to pledge to support Guard and Reserve employees.
- C. Resolution to approve the requests for gaming site authorizations for the period July 1, 2023 through June 30, 2024, for the following:
 - a. **James River Aerie #2337 FOE** for Tanata Enterprises Inc (Frontier Fort Bar & Grill);
 - b. **Knights of Columbus** for the Jamestown Council Knights of Columbus #1883 (Club 1883), Oviatt LLC (Corner Bar), Middles LLC (Fred's Den), Jamesco, LLC (Tapps Lounge), Jonny B's LLC (Jonny B's Brickhouse) and Oviatt LLC (Hidden River Acres);
 - c. **North American Bison Discovery Center** for Jamestown Country Club (Elks Lodge #995);
 - d. **Progress Enterprises** for DCR Investments LLP (Office Bar & Lounge), Blazer Inc (Shady's), Buffalo Lanes Inc (Buffalo Bar & Lounge) and H-D Properties Inc (IDK Bar & Grill);
 - e. **Vet's Club, Inc.,** for Vets Club Inc (All Vets Club)
- D. Resolution to approve the request from Jamestown Council Knights of Columbus #1883 for a gaming site authorization to conduct gaming within the confines of the Charlotte & Gordon Hansen Stadium on September 9, 2023.
- E. Resolution to approve the minor subdivision, preliminary/final plat of Menards Third Addition, replat of Lot 1, Block 1 of Menards Second Addition, within the NW ¼ of Section 2, T139N, R64W, Jamestown, North Dakota. The property is located at 1025 and 1209 23rd St SW, Jamestown, North Dakota.
- F. Resolution to approve the request from nine property owners adjacent to the 1100 block of 2nd Place NE to designate the south side of the street as no parking.

- G. Resolution to approve directing the City Attorney to draft an extension to the Enterprise Agreement for Recycling Collection with Renaissance Recycling, LLC as approved in the City Council resolution June 6, 2022.
- H. Resolution to approve the following pertaining to 2024 Citywide parks Pedestrian Bridges Construction and Reconstruction District #24-21:
 - a. To create the district.
 - b. To direct the preparation of a preliminary engineering report concerning the district.
- I. Resolution to approve the quote award for the budgeted Compact Loader for the Solid Waste Department to Central Sales, including a three-year warranty, in the amount of \$89,971.20.
- J. Resolution to approve Payment No. 3 (Inv 08387.09-3), to SRF Consulting Group, Inc., for 2023 Jamestown Planning and Zoning Technical Services, in the amount of \$3,883.66.
- K. Resolution to approve Payment No. 10 (Inv 86462), to AE2S, LLC, for Cyber Security Improvements for a total amount of \$215.00.
- L. Resolution to approve Payment No. 101 (Inv 86463), to AE2S, LLC, for On Call engineering services (I&C Water) for a total amount of \$2,525.90.
- M. Resolution to approve Payment No. 1 (Inv 50627), to Interstate Engineering Inc., for engineering services on Sanitary Landfill Renewal of Permit No. 213 for ND Dept of Environmental Quality, in the amount of \$3,496.94.
- N. Resolution to approve Payment No. 2 (Inv 50624), to Interstate Engineering Inc., for engineering services on Hydraulic Modeling and Alternatives to Supply to NE Zone, in the amount of \$8,285.00.
- O. Resolution to approve Payment No. 2 (Inv 50625), to Interstate Engineering Inc., for engineering services on Replacement of Three (3) Pedestrian Bridges, in the amount of \$9,670.00.
- P. Resolution to approve Payment No. 5 (Inv 50622), to Interstate Engineering Inc., for engineering services on Inert Landfill Permit and Expansion, in the amount of \$8,335.00.
- Q. Resolution to approve Payment No. 5 (Inv 50623), to Interstate Engineering Inc., for engineering services on Water Treatment Plant Lime Sludge Filter Press Replacement Procurement and Installation Contracts, in the amount of \$15,207.50.
- R. Resolution to approve Payment No. 5 (Inv 50621), to Interstate Engineering Inc., for engineering services on Task Order No. 21-01 – Waste Water Treatment Facility Plan and CWSRF Application, in the amount of \$10,530.00.
- S. Resolution to approve Payment No. 333 (Inv 50626), in the amount of \$20,072.50, to Interstate Engineering, Inc., for engineering services on various city department consultations as follows:
 - a) (General) in the amount of \$7,717.50;
 - b) (Streets) in the amount of \$4,042.50;
 - c) (Sewer) in the amount of \$3,797.50;
 - d) (Water) in the amount of \$1,290.00;
 - e) (Solid Waste) in the amount of \$3,002.50;
 - f) (Storm Water) in the amount of \$222.50
- T. Resolution to allow the April indebtedness in the amount of \$3,939,656.51 consisting of \$581,414.07 payroll and \$3,358,242.44 general obligations.

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

Council Member Steele moved to a resolution to approve the minor subdivision, final plat of University of Jamestown Athletic Second Addition, replat of portions of Blocks 6, 7, and 9 of Jamestown College Subdivision, and Lot 2, Block 1 of University of Jamestown Athletic Addition, within the NE ¼ of Section 25, T140N, R64W, Jamestown, North Dakota, and the University of Jamestown Sports Bubble Special Use Permit, Lot 1, Block 1, of University of Jamestown Athletic Second Addition. The property is located at 1004 North University Drive, Jamestown, North Dakota. Seconded by Council Member Buchanan. City Building Inspector Blackmore provided information. Roll Call No. 2 showed: 5 ayes, 0 nays, 0 absent. Carried.

A public hearing was held concerning an ordinance to amend and re-enact Ordinance No. 1556 of the City Code by amending the District Map to change the zoning of North 50' of Lots 9 through 12 and South 80' of Lots 9 through 12, Block 31, Original Townsite of the City of Jamestown, Stutsman County, North Dakota from C-2 (General Commercial District) to CC (Central Core Commercial District). The property is located at 101 and 107 2nd Ave SE, Jamestown, North Dakota. No one appeared to object, and no written protest was received. The hearing was closed.

Ordinance No. 1570, introduced by Council Member Buchanan, to amend and re-enact Ordinance No. 1556 of the City Code by amending the District Map to change the zoning of North 50' of Lots 9 through 12 and South 80' of Lots 9 through 12, Block 31, Original Townsite of the City of Jamestown, Stutsman County, North Dakota from C-2 (General Commercial District) to CC (Central Core Commercial District). The property is located at 101 and 107 2nd Ave SE, Jamestown, North Dakota. Seconded by Council Member Kamlitz. Roll Call No. 3 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Kamlitz moved to appoint Olivia Johnson to serve as a member of the Forestry Committee for a three-year term to expire in April 2026. Seconded by Council Member Steele. Unanimous aye vote. Carried.

Council Member Steele moved to approve the request from the Stutsman County Auditor to reduce the number of precincts within Jamestown city limits from six precincts to two precincts. Seconded by Council Member Buchanan. Roll Call No. 4 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Buchanan moved to table the agreement between Stride Development and the City. Seconded by Council Member Schloegel. Roll Call No. 5 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Kamlitz moved to award the bid for one (1) New 3 CY-4-Wheel Drive Loader for the Street Department to Titan Machinery in the amount of \$243,721. Seconded by Council Member Steele. Public Works Director Michel provided information. Roll Call No. 6 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Steele moved to award the bid for one (1) New Diesel-Powered, Articulated, Wheel Loader for the Solid Waste Department to Titan Machinery in the amount of \$290,261. Seconded by Council Member Schloegel. Public Works Director Michel provided information. Roll Call No. 7 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Steele moved to approve the Preliminary Engineering Services Supplementary Agreement No 1 with the NDDOT on 12th Ave SE (6th St SE-3rd St SE) Project No. SU-CVD-2-987(044) PCN 23267, NDDOT Contract # 38211205A, and authorize the City Auditor, City Attorney and Mayor to sign the agreement and the NDDOT authorization. Seconded by Council Member Kamlitz. Roll Call No. 8 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Schloegel moved to adjourn at 5:50 p.m. Seconded by Council Member Kamlitz. Unanimous aye vote. Carried.

ATTEST:
SARAH HELLEKSON, City Administrator

APPROVED:
DWAINE HEINRICH, Mayor