

JAMESTOWN CITY COUNCIL
REGULAR MEETING, JUNE 5, 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, Assistant City Attorney Geroux, and City Administrator Hellekson.

Olivia Johnson of Jamestown appeared before the City Council.

Council Member Buchanan moved to approve the minutes of the regular council meeting, May 1, 2023, the special City Council meeting May 15, 2023, and the committee meetings May 23 and 25, 2023. Seconded by Council Member Kamlitz. Unanimous aye vote. Carried.

No bids were received for the sale of abandoned/impounded vehicles.

Assistant City Attorney Geroux informed the Council that 3 bids were received for the Civic Center basketball floor and one bid from Connor Sports Flooring, was not opened on June 1, 2023, due to a defect. Assistant City Attorney Geroux provided recommendations regarding whether the defect was waivable.

Council Member Buchanan made a motion to open the bid bond from Connor Sports Flooring. Seconded by Council Member Schloegel. Roll Call No. 1 showed: 5 ayes, 0 nays, 0 absent. Carried. Geroux publicly opened the Connor Sports Flooring bid.

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

- A. Resolution to approve and authorize the City Administrator to enter into an underwriter Agreement with Colliers Securities LLC, for the issuance of improvement warrants for \$4,370,000 Refunding Improvement Bonds of Series AG 2023 (Paving District 22-41 and Paving District 23-41), and to schedule the sale at the August 7, 2023, City Council meeting.
- B. Resolution to direct the City Attorney to draft a purchase agreement for the property described as Jamestown Southwest 2nd Addition Outlot A in the amount of \$445,000 plus closing costs and the unpaid specials assessments of approximately \$29,000 to be paid from the 224 City Sales Tax Fund and authorize the City Administrator and Mayor to sign the agreement.
- C. Resolution to approve the Special Use Permit for a Compassion Center Dispensary as required under City Code Appendix C, Sec. 12, from July 1, 2023, to June 30, 2024.
- D. Resolution to approve the request from Oviatt LLC DBA Corner Bar for a permit to conduct street dances on Saturday, June 10, 2023, and on Saturday, July 22, 2023, on 2nd St SW from 1st Ave S westward to the alley.
- E. Resolution to approve the request from Jamestown Hockey Boosters for site authorization to conduct gaming at Wilson Arena located on University of Jamestown campus for October 1, 2023, through February 29, 2024.
- F. Resolution to approve the request from Jamestown Hockey Boosters for a site authorization to conduct gaming at the Gladstone Inn on Friday, February 2, 2024, and Saturday, February 3, 2024.

- G. Resolution to approve the request from The Cure Starts Now – ND Chapter to be recognized as an other public spirited organization and to authorize the issuance of a 2023 raffle permit.
- H. Resolution to approve the SCEP (State Community Energy Programs) EECEBG (Energy Efficiency and Conservation Block Grant) grant application and authorize the City Administrator and Mayor to sign the application.
- I. Resolution to approve entering into a North Dakota Hazardous Materials Regional Response Memorandum of Agreement with the State of North Dakota DES and the City of Jamestown Fire Department and to authorize the Mayor, City Administrator and Fire Chief to sign the agreement.
- J. Resolution to approve the plans and specifications for the 2023-2024 Water Main Improvement District #23-61 and authorize the advertisement for bids.
- K. Resolution to approve to pay up to \$500 for the boundary survey costs located at Jamestown Cemetery and McGinnis Cemetery as the Cemetery borders City property.
- L. Resolution to approve the plans and specifications and authorize the advertisement for bids for the procurement of the lime filter presses.
- M. Resolution to approve to advertise for bids for the purchase of One (1) New Land Applicator, for the Waste Water Treatment Facility or Sewer Department.
- N. Resolution to approve the construction engineering agreement with Interstate Engineering for the 12th Ave SE project as bid through the NDDOT and authorize the Mayor and City Administrator to sign the agreement.
- O. Resolution to approve Payment No. 1, to LD Concrete, for Construction on the 2023 Sidewalk and Curb & Gutter District 23-11, in the amount of \$3,812.31.
- P. Resolution to approve Payment No. 1, to Border States Paving Inc., for construction on the 2023 Seal Coat, Patching, Construction and Reconstruction District 23-41, in the amount of \$247,917.76.
- Q. Resolution to approve Payment No. 4 (Inv 08387.09-4), to SRF Consulting Group, Inc., for 2023 Jamestown Planning and Zoning Technical Services, in the amount of \$2,623.86.
- R. Resolution to approve Payment No. 7, to Border States Paving Inc., for construction on the 2022 Seal Coat, Patching, Construction and Reconstruction District 22-41, in the amount of \$771,073.41.
- S. Resolution to approve Payment No. 102 (Inv 87127), to AE2S, LLC, for On Call engineering services (I&C Water) for a total amount of \$4,316.25.
- T. Resolution to approve Payment No. 1 (Inv 050894), to Interstate Engineering Inc., for engineering services on Emergency Repair of 96” Storm Sewer at Buffalo Mall Area, in the amount of \$7,868.22.
- U. Resolution to approve Payment No. 6 (Inv 50891), to Interstate Engineering Inc., for engineering services on Water Treatment Plant Lime Sludge Filter Press Replacement Procurement and Installation Contracts, in the amount of \$6,817.50.
- V. Resolution to approve Payment No. 6 (Inv 50890), to Interstate Engineering Inc., for engineering services on Inert Landfill Permit and Expansion, in the amount of \$21,081.54.
- W. Resolution to approve Payment No. 6 (Inv 50889), 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 \$5,850.00.

- X. Resolution to approve Payment No. 7 (Inv 50892), to Interstate Engineering Inc., for engineering services on Fire Station Generator Bid, in the amount of \$464.00.
- Y. Resolution to approve Payment No. 14 (Inv 50896-FINAL), to Interstate Engineering Inc., for engineering services on 2021 University of Jamestown Storm Sewer Improvement District 21-71, in the amount of \$1,162.50.
- Z. Resolution to approve Payment No. 14 (Inv 50893), to Interstate Engineering, Inc., for engineering services on North West Booster Station, in the amount of \$1,017.50.
- AA. Resolution to approve Payment No. 334 (Inv 50895), in the amount of \$34,233.88, to Interstate Engineering, Inc., for engineering services on various city department consultations as follows:
 - a) (General), in the amount of \$15,949.84;
 - b) (Streets), in the amount of \$2,548.40;
 - c) (Sewer), in the amount of \$5,022.50;
 - d) (Water), in the amount of \$980.00;
 - e) (Solid Waste), in the amount of \$4,509.74;
 - f) (Storm Water), in the amount of \$5,223.40.
- BB. Resolution to allow the May indebtedness in the amount of \$2,392,226.77 consisting of \$572,216.37 payroll and \$1,820,010.40 general obligations.

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

Discussion was held regarding the request from Jamestown Area Youth Baseball, to set off fireworks near Jack Brown Stadium after the completion of the American Legion Post 14 baseball game on June 13, 2023. Fire Chief Reuther provided information. The request died for lack of a motion.

Council Member Kamlitz moved a resolution to approve the request from Romsdal Properties, LLC, to enter into a license agreement to locate a stormwater pond in the right of way located on the Jamestown Southwest Second Addition within the NE ¼ Section 3, T139N, R64W and authorize the Mayor and City Administrator to sign the agreement. Seconded by Council Member Steele. Assistance City Attorney Geroux provided information. Roll Call No. 3 showed: 4 ayes, 1 nay, 0 absent. Carried.

Council Member Steele moved a resolution to approve the Sourcewell quote in the amount of \$215,807 for the Street Department replacing a 1997 Ford F-800 Bucket Truck (unit 18) with a 2025 1-Ton, 4-Door Crew Cab, 4X4 Bucket Truck to be paid from the 221 Equipment Replacement Fund and authorize the City Administrator to sign any necessary paperwork. Seconded by Council Member Schloegel. Roll Call No. 4 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Schloegel moved to award the bid for the Civic Center basketball floor to Baseman Floors Inc. in the amount of \$99,250.00. Seconded by Council Member Kamlitz. Architect Jeffrey Morrau from Artekta Architects provided information. Roll Call No. 5 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Buchanan moved a resolution to authorize the City Attorney's office to negotiate a real estate option agreement with Stride Development. Seconded by Council Member Schloegel. Assistant City Attorney Geroux and Building Inspector Tom Blackmore provided information. Roll Call No. 6 showed: 3 ayes, 2 nays, 0 absent. Carried.

Council Member Kamlitz moved to adjourn at 6:36 p.m. Seconded by Council Member Schloegel. Unanimous aye vote. Carried.

ATTEST:
SARAH HELLEKSON, City Administrator

APPROVED:
DWAINE HEINRICH, Mayor