

JAMESTOWN CITY COUNCIL
REGULAR MEETING, MAY 6, 2024
UNOFFICIAL 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 Buchanan, Kamlitz, Steele and Schloegel, City Attorney Ryan, and City Administrator Hellekson.

Council Member Kamlitz moved to approve the minutes of the regular council meeting, April 1, 2024, the special city council meetings, April 9, 2024, and April 23, 2024, the Board of Equalization meetings April 9, 2024, and April 12, 2024, and the committee meetings April 23, 2024, and April 25, 2024. Seconded by Council Member Steele. Unanimous aye vote. Carried.

Mayor Heinrich removed the Joint Powers Agreement between Stutsman County and the City of Jamestown for the Law Enforcement Center from the consent agenda due to the City Attorney's office still reviewing the document so no action was taken on this item.

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

- A. Resolution to approve the participation agreement in the North Dakota Public Employees Retirement System Public Safety Retirement Plan and authorize the Mayor and City Administrator to sign the agreement.
- B. Resolution to approve the transition date of November 1, 2024, to join the North Dakota Public Employees Retirement System Public Safety Retirement Plan.
- C. Resolution to approve the request from Oviatt LLC DBA Corner Bar for a permit to conduct street dances on Saturday, June 8, 2024, on Saturday, July 27, 2024, and on Saturday, August 24, 2024, on 2nd St SW from 1st Ave S westward to the alley.
- D. Resolution to approve the rental agreement with the City of Valley City pertaining to high-value vehicles at the established 2022 rates and authorize the Mayor and City Administrator to sign the agreement.
- E. Resolution to approve the agreement similar to the current agreement with Jamestown Community Corrections Program, for the term beginning January 1, 2025 through December 31, 2026, with the ability to renew, and authorize the Mayor and City Administrator to sign agreement.
- F. Resolution to approve the request to fill the engineering tech position that is currently in the 2024 budget.
- G. Resolution to approve the Cost Participation and Maintenance Agreement with the NDDOT on Jamestown US 52 (17th St to Interstate 94 Interchange) Project No. NHU-2-052(051)267 PCN 23745, NDDOT Contract # 38240397, and authorize the City Auditor, City Attorney and Mayor to sign the agreement and the NDDOT authorization.
- H. Resolution to approve the Preliminary Engineering Reimbursement Agreement with the NDDOT on Jamestown ND 20 (US 52 to 12th Avenue NE) Project No. NHU-2-020(028)000 PCN 24232, NDDOT Contract # 38240496, and authorize the City Auditor, City Attorney and Mayor to sign the agreement and the NDDOT authorization.

- I. Resolution to approve the Minor Subdivision, Preliminary/Final Plat of Lindberg Second Addition, Replat of Lot 1, Block 2 of Lindberg Addition, within SE1/4 of Section 26, T140N, R64W, City of Jamestown, North Dakota. The property is located at 429 2nd St SW, Jamestown, North Dakota.
- J. Resolution to approve the Future Land Use Plan amendment for Block 1, Lots 1-8 of Ratunil Acres, City of Jamestown, Stutsman County, North Dakota from Agriculture/Rural Open Space to Commercial. This property does not currently have a street address.
- K. Resolution to approve the quote from Hillerud Construction for Fire Station Kitchen Remodel in the amount of \$86,899.
- L. Resolution to approve the MN State Cooperative Purchasing Venture quote for the Street Department replacing a 2018 John Deere 772G, Motor Grader (unit 23) with a new Motor Grader to be paid from the 221 Equipment Replacement Fund and the General Fund and authorize the City Administrator to sign any necessary paperwork.
- M. Resolution to approve the Change Order No. 1 to American General Contractors, Inc. for NW Booster Station for a net increase in the contract price of \$547.63.
- N. Resolution to approve the engineering agreement with Interstate Engineering for Leachate collection at the MSW Landfill.
- O. Resolution to approve the engineering agreement with Interstate Engineering for the Sanitary Sewer Forcemain Improvements/Relocation at McElroy Park.
- P. Resolution to approve the plans and specifications for the Sanitary Sewer Forcemain Improvements/Relocation at McElroy Park.
- Q. Resolution to approve Payment No. 2, to American General Contractors, Inc., for construction on NW Booster Station, in the amount of \$132,011.47.
- R. Resolution to approve Payment No. 3 (Inv 08387.09-3), to SRF Consulting Group, Inc., for 2024 Jamestown Planning and Zoning Technical Services, in the amount of \$8,322.95.
- S. Resolution to approve Payment No. 2 (Inv 93966), to AE2S, LLC, for Water & Sewer Instrument & Control Panel Upgrades, in the amount of \$47,168.88.
- T. Resolution to approve Payment No. 112 (Inv 94155), to AE2S, LLC, for On Call engineering services (I&C Water) for a total amount of \$812.75.
- U. Resolution to approve Payment No. 1 (Inv 54135), to Interstate Engineering Inc., for engineering services to review documents to verify transfer of Lot 9, Block 1, Liechty Homes Additions was included in transfer to City of Jamestown, Jamestown, North Dakota, in the amount of \$240.00.
- V. Resolution to approve Payment No. 1 (Inv 54132), to Interstate Engineering Inc., for engineering services on Project #24-71 Phase II of 96” Storm Sewer Improvement Repair, in the amount of \$120,343.68.
- W. Resolution to approve Payment No. 1 (Inv 54131), to Interstate Engineering Inc., for engineering services on New Inert Landfill Cell, in the amount of \$46,420.36.
- X. Resolution to approve Payment No. 2 (Inv 54125-FINAL), to Interstate Engineering Inc., for engineering services for Replat of Lots 6 and 7, Block 14, Kourajian Addition, Jamestown, North Dakota, in the amount of \$855.54.

- Y. Resolution to approve Payment No. 2 (Inv 54124), to Interstate Engineering Inc., for engineering services on Capital Improvement Plan, in the amount of \$6,387.50.
- Z. Resolution to approve Payment No. 4 (Inv 54127), to Interstate Engineering Inc., for engineering services for Radio Read Water Meters, in the amount of \$3,975.00.
- AA. Resolution to approve Payment No. 5 (Inv 54128), to Interstate Engineering Inc., for engineering services on Project #23-42 12th Ave SE, in the amount of \$6,710.00.
- BB. Resolution to approve Payment No. 6 (Inv 54122), to Interstate Engineering Inc., for engineering services for 2023 Water Main Improvement District #23-61, in the amount of \$4,047.86.
- CC. Resolution to approve Payment No. 21 (Inv 541233), to Interstate Engineering, Inc., for engineering services on North West Booster Station, in the amount of \$1,750.00.
- DD. Resolution to approve Payment No. 346 (Inv 54126), in the amount of \$20,328.98, to Interstate Engineering, Inc., for engineering services on various city department consultations as follows:
 - a) (General), in the amount of \$6,927.50;
 - b) (Streets), in the amount of \$3,488.98;
 - c) (Sewer), in the amount of \$980.00;
 - d) (Water), in the amount of \$5,690.00;
 - e) (Solid Waste), in the amount of \$1,405.00;
 - f) (Storm Water), in the amount of \$1,837.50.
- EE. Resolution to allow the April indebtedness in the amount of \$6,431,804.33 consisting of \$662,495.43 payroll and \$5,769,308.90 general obligations.

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

Council Member Buchanan moved to introduce the first reading of an ordinance to amend and re-enact Ordinance No. 1556 of the City Code by amending the District Map to change the zoning of Lots 7 & 8 of Lubeck's First Addition, City of Jamestown, Stutsman County, North Dakota from C-1 (Local Commercial District) to C-2 (General Commercial District). The property is located at 1516 Business Loop E, Jamestown, North Dakota.

Council Member Kamlitz moved to introduce the first reading of an ordinance to amend and re-enact Ordinance No. 1556 of the City Code by amending the District Map to change the zoning of Block 1, Lots 1-8 of Ratunil Acres, City of Jamestown, North Dakota from R-1-A (One Family Residential and Duplex or Two-Family Residential District) to C-2 (General Commercial District). This property does not currently have a street address.

Council Member Steele moved a resolution to approve upfitting three new police vehicles including \$23,661 for Unit 179 (K-9 Unit), \$5,585 for Unit 174, and \$6,241 for Unit 185 to Guardian Fleet.

Seconded by Council Member Schloegel. Chief Edinger provided information. Roll Call No. 2 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Kamlitz moved a resolution to approve the requests for gaming site authorizations for the period July 1, 2024 through June 30, 2025, 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), Shobha Hospitality 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 Blazer Inc (Shady's) and Progress Enterprises Inc (Buffalo Bar & Lanes);

- e) **Vet's Club, Inc.**, for Vets Club Inc (All Vets Club)
- f) **Jamestown Hockey Boosters Inc.** for Badlands Mercantile, LLC (The Woolly) and Spirits Bar and Grill, LLC (Spirits Bar and Grill).

Seconded by Council Member Schloegel. Roll Call No. 3 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Steele moved a resolution to approve the \$2,000 annual membership in the Big Sky Passenger Rail Authority to support the creation of the former long-distance passenger rail route from Chicago to Seattle through Jamestown, ND. Seconded by Mayor Heinrich. Roll Call No. 4 showed: 4 ayes, 1 nay (Buchanan), 0 absent. Carried.

Council Member Kamlitz moved a resolution to approve the specifications for an excavator and authorize the advertisement for bids. Seconded by Council Member Steele. Public Works Director Michel provided information. Roll Call No. 5 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Schloegel moved a resolution to approve the Cost-Share Reimbursement Agreement with the North Dakota State Water Commission for the Jamestown Lime Sludge Filter Press & Recycle/Reuse Project and authorize the Mayor to sign the agreement. Seconded by Council Member Kamlitz. Roll Call No. 6 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Kamlitz moved to adjourn at 5:45 p.m. Seconded by Council Member Schloegel. Unanimous aye vote. Carried.

ATTEST:
SARAH HELLEKSON, City Administrator

APPROVED:
DWAINE HEINRICH, Mayor