

JAMESTOWN CITY COUNCIL
REGULAR MEETING, JULY 6, 2010
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 Gumke, Kourajian, Nygaard and Schulz, City Attorney Dalsted, City Engineer Schwartzkopf and City Administrator Fuchs.

Council Member Kourajian moved to approve the minutes of the following meetings: Minutes of the final council meeting, June 22, 2010; Minutes of the organizational council meeting, June 22, 2010; Minutes of the committee meeting, June 24, 2010. Seconded by Council Member Nygaard. Unanimous aye vote. Carried.

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

Council Member Schulz moved to approve the following consent items:

- A. Resolution to re-affirm pledges of deposit as follows: First Community Credit Union - \$ 4,413,000; Unison Bank - \$16,859,124; Wells Fargo Bank - \$6,590,813; USBank Jamestown - \$970,406
- B. Resolution to deny the request of Last Leg Taxi for the City to provide a portion of the state and federal subsidy currently provided to Jamestown Taxi Service.
- C. Resolution to approve the request from St. James Basilica to build a wood frame structure in the Fire Zone.
- D. Resolution to approve the request of Garry & Joann Geroux for permission to move a house from 114 6th Street SW to 611 13th Avenue SE.
- E. Resolution to accept the proposal of Requip, LLC, to repair the current baler with the city cost to be for hydraulic oil and possible eject cylinder only, and to assist with any necessary additional repairs needed to keep the baler working at current service rates, in exchange for ownership of the existing baler, until such time as the city can investigate, purchase and install a new baler.
- F. Resolution to enter into an engineering services agreement with Interstate Engineering, Inc., for the investigation, acquisition and installation of a replacement baler.
- G. Resolution to accept the proposal from CPS, Ltd., to provide the 2010 Annual Groundwater Monitoring Report.
- H. Resolution to approve Estimate No. 1, to Schumacher Construction, Inc., for construction on 2010 Sidewalk, Curb & Gutter District #10-11, in the amount of \$3,995.59.
- I. Resolution to approve Payment No. 2, to Ulteig Engineers, for engineering services on the Sanitary Sewer Collection System Study, in the amount of \$32,112.10.
- J. Resolution to approve Estimate No. 2, to Central Specialties, Inc., for construction on Seal Coat, Patching, Construction and Reconstruction District #10-41, in the amount of \$41,838.75.
- K. Resolution to approve Estimate No. 2, to PKG Contracting, Inc., for construction on Phase II, Water Plant Improvements, Water Treatment Plant Improvements, DWSRF Project No. 4700498-03, in the

amount of \$180,197.95.

- L. Resolution to approve Payment No. 21, to Ulteig Engineers, for engineering services on the Project Concept Report and Preliminary Design for the East Business Loop Reconstruction Project No. SU-2-987(029)033, in the amount of \$65,722.17.
- M. Resolution to approve Payment No. 1 (Inv No. 4305), to Interstate Engineering, Inc., for construction engineering services on Transportation Enhancement for US Highway 281, Project No. S-TNU-2-281(033)066, in the amount of \$10,954.84.
- N. Resolution to approve Payment No. 1 (Inv No. 4311), to Interstate Engineering, Inc., for Observation Assistance for COE Dike Removal, in the amount of \$17,039.50.
- O. Resolution to approve Payment No. 1 (Inv No. 4309), to Interstate Engineering, Inc., for preliminary engineering report for the Replacement of Force Main from Master Lift Station to the Wastewater Treatment Plant, in the amount of \$4,000.00.
- P. Resolution to approve Payment No. 1 (Inv No. 4310), to Interstate Engineering, Inc., for engineering services for Replacement of Force Main from Master Lift Station to the Wastewater Treatment Plant, in the amount of \$67,959.91.
- Q. Resolution to approve Payment No. 2 (Inv No. 4307), to Interstate Engineering, Inc., for engineering services on FEMA Pavement Repairs at the Jamestown Civic Center, in the amount of \$7,204.70.
- R. Resolution to approve Payment No. 2 (Inv No. 4306), to Interstate Engineering, Inc., for construction engineering services on Phase II, Water Plant Improvements, Water Treatment Plant Improvements, DWSRF Project No. 4700498-03, in the amount of \$17,574.53.
- S. Resolution to approve Payment No. 21 (Inv No. 4308) to Interstate Engineering, Inc., for engineering services on various City Department consultations, in the amount of \$2,039.00.
- T. 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.
- U. Resolution to allow the June indebtedness in the amount of \$2,170,006.55 consisting of \$412,308.79 payroll and \$1,757,697.76 general obligations.

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

Council Member Schulz moved a Resolution to adopt a City of Jamestown Leadership Code for Elected Officials as a general guideline unless as otherwise provided by City ordinance. Seconded by Council Member Gumke. Roll Call No. 2 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Kourajian moved a Resolution to approve the request of Shawn Syverson for permission to move a detached garage from 417 7th Avenue NW to 645 2nd Street SW. Seconded by Mayor Andersen.

Janice Sabinash, 643 2nd Street SW, expressed concerns with the direction of garage and required setbacks.

Roll Call No. 3 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to approve the proposal submitted by Josh Smaage to redesign the City of Jamestown web site. Seconded by Council Member Schulz. Roll Call No. 4 showed: 3 ayes, 2 nays, 0 absent. Carried.

Council Member Nygaard moved a Resolution to approve the request of Stutsman Rural Water District to service various properties within the city where water service is currently not available from the city. Seconded by Council Member Kourajian.

Discussion was held relative to the request for water service to the Jamestown Regional Hospital.

Mayor Andersen moved to amend the Resolution to remove the Jamestown Regional Hospital area from the request and handle as a separate item. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

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

Mayor Andersen moved to place on the July 22nd Public Works Committee meeting agenda the request from Stutsman Rural Water District to provide a backup water service to the Jamestown Regional Hospital. Seconded by Council Member Schulz. Unanimous aye vote. Carried.

Council Member Schulz moved a Resolution to allow Estimate No. 1, in the amount of \$286,759.00, to Northern Excavating Co., Inc., for 2010 Dike Removal and Salvage of Dike Material, Finish Grading, Seeding, Fertilizing and Mulching of areas disturbed during Dike Construction and Removal. Seconded by Council Member Kourajian. Roll Call No. 6 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to award the bid for 2010 FEMA Street Repairs to Border States Paving, Inc., in the amount of \$1,163,442.34. Seconded by Council Member Nygaard. Roll Call No. 7 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Schulz moved to introduce the first reading of an ordinance to amend and re-enact Ordinance No. 329 of the City Code by amending the District Map to change the zoning of the North 243' of Lot 1, Forrest Addition, from R-M (Residential Mobile Home District) to R-1 (One Family Residential District).

Council Member Schulz moved to introduce the first reading of an ordinance to amend and re-enact Ordinance No. 329 of the City Code by amending the District Map to change the zoning of Lots 1-3, Block 15 — Replat of Block 15, Curtin's Addition, from C-1 (Limited Commercial District) to C-2 (General Commercial District).

Council Member Nygaard moved to introduce the first reading of an ordinance to amend and re-enact Section 21-19-02 of the City Code pertaining to operation of all-terrain vehicles and snowmobiles.

Mayor Andersen moved to appoint Charlie Kourajian to serve as a member of the County Weed Board to fill the unexpired term of Clarice Liechty (December 2012). Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Mayor Andersen moved to table the appointment to the Jamestown/Stutsman Development Corporation Board.

Mayor Andersen moved to appoint Wayne Mathson to serve as a member of the Jamestown Regional Airport Authority for a term to expire December 2014. Seconded by Council Member Nygaard. Unanimous aye vote. Carried.

Mayor Andersen moved to appoint Clyde Schmautz to serve as a member of the Fire Code Board of Appeals for a term to expire November 2012. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Mayor Andersen moved to appoint Harold Bensch, Darrell Losing, and Lisa Motacek to serve as members of the Board of Adjustment for terms to expire January 2013. Seconded by Council Member Schulz. Unanimous aye vote. Carried.

Mayor Andersen moved to appoint Council Member Gumke to serve as a member of the Law Enforcement Center Governing Board to fill the unexpired term of Kelani Parisien (December 2012). Seconded by Council Member Nygaard. Unanimous aye vote. Carried.

Council Member Kourajian moved to adjourn. Seconded by Council Member Schulz. Unanimous aye vote. Carried.

ATTEST:

JEFF FUCHS
City Administrator

APPROVED:

KATIE ANDERSEN
Mayor