

JAMESTOWN CITY COUNCIL
REGULAR MEETING, DECEMBER 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 Engineer Schwartzkopf and City Administrator Fuchs. Absent: City Attorney Dalsted.

Council Member Gumke moved to approve the minutes of the following meetings: Regular council meeting, November 1, 2010; Special council meeting, December 1, 2010; and Committee meeting, November 23, 2010. Seconded by Council Member Nygaard. Unanimous aye vote. Carried.

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

Council Member Kourajian moved to approve the following consent items:

- A. Resolution to approve entering into an easement agreement with Otter Tail Power to construct an overhead power line south of the Water Treatment Plant area and along the Buffalo Scenic roadway.
- B. Resolution to approve and authorize the submission of a grant application to the Department of Commerce in a public/private partnership with Montana Dakota Utilities to research the feasibility of electrical generation from waste gas at the Waste Water Treatment Facility to include matching funds.
- C. Resolution to approve and authorize entering into an agreement between the City of Jamestown and the James River Humane Society relative to the City Tax Levy for Animal Shelters.
- D. Resolution to approve the request from Lucas A. Dockter d/b/a Trax for a Class C on-off sale alcoholic beverage license for the period ending June 30, 2011, on Lot 5 Except W.2 ½', All Lots 6, 7 & 8, Block 24, Original Addition (116 2nd St NW).
- E. Resolution to not consider pursuing the establishment of a deer hunting season in portions of the city.
- F. Resolution to approve and authorize an insert of the snow removal process/policy to be placed in the Jamestown Sun and made available at multiple locations.
- G. Resolution to approve the City of Jamestown's Five (5) Year Federal Aid Transportation Plan and authorize submittal to the NDDOT.
- H. Resolution to award bids for the purchase of various equipment for the Street Department as follows:
 - 1) A new Single Axle Truck (Cab & Chassis) to Nelson International, in the amount of \$50,732.13
 - 2) A new Tandem Axle Truck (Cab & Chassis) to Nelson International, in the amount of \$57,004.66
 - 3) A new Gravel Body & Hoist (Single axle truck mounted) to Northern Truck Equipment, in the amount of \$11,352.00
 - 4) A new Gravel Body & Hoist (Tandem axle truck mounted) to Bert's Truck Equipment, in the amount of \$15,270.00
- I. Resolution to establish a fee of \$1.00 per fluorescent and/or mercury vapor bulb disposal at the City Baler Facility.
- J. Resolution to approve Payment No. 1, to the North Dakota Transportation Department, on ER Project CER-2-987(037)041, 17th Street SE and 27th Avenue SE Pavement between US 52 and 27th Avenue SE Country Club Avenue, in the amount of \$34,327.84.

- K. Resolution to approve Payment No. 2, to the North Dakota Transportation Department, on ER Project CER-2-987(034)038, 4th Avenue NW Pavement, in the amount of \$15,251.61.
- L. Resolution to approve Estimate No. 2, to AE2S for engineering services on the Water Distribution and Storage System Study, in the amount of \$18,372.68.
- M. Resolution to approve Payment No. 2, to Arteka, Inc., for construction engineering services on the Jamestown Civic Center Renovation Project, in the amount of \$599.09.
- N. Resolution to approve Estimate No. 4, to Border States Paving, Inc., for construction on Downtown Railroad Parking Lots & Streets Improvement District #07-43, Transportation Enhancement Project TEU-2-987(028)032, in the amount of \$109,306.06.
- O. Resolution to approve Estimate No. 5, to Schumacher Construction, Inc., for construction on 2010 Sidewalk, Curb & Gutter District #10-11, in the amount of \$12,678.67.
- P. Resolution to approve Payment No. 7, to Ulteig Engineers, for engineering services on the Sanitary Sewer Collection System Study, in the amount of \$21,195.53.
- Q. Resolution to approve Estimate No. 7, 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 \$177,725.31.
- R. Resolution to approve Payment No. 2 (Inv No. 5473), to Interstate Engineering, Inc., for construction engineering services on ER Projects as follows:
 - 1) 4th Avenue NW Pavement, Project CER-2-987(034)038, in the amount of \$2,870.81
 - 2) 2nd Street SW, Pavement, Project CER-2-987(035)039, in the amount of \$343.10
 - 3) 1st Street West Pavement, Project CER-2-987(036)040, in the amount of \$273.08
 - 4) 17th Street SE and 27th Avenue SE Pavement between US 52 and 27th Avenue SE Country Club Avenue, Project CER-2-987(037)041, in the amount of \$3,514.99
- S. Resolution to approve Payment No. 3 (Inv No. 5468), 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 \$156.29.
- T. Resolution to approve Payment No. 4 (Inv No. 5470), to Interstate Engineering, Inc., for construction engineering services on Downtown Railroad Parking Lots & Streets Improvement District #07-43, Transportation Enhancement Project, in the amount of \$11,413.55.
- U. Resolution to approve Payment No. 7 (Inv No. 5471), to Interstate Engineering, Inc., for engineering services on FEMA Pavement Repairs at the Jamestown Civic Center, in the amount of \$3,892.40.
- V. Resolution to approve Payment No. 7 (Inv No. 5472), to Interstate Engineering, Inc., for construction engineering services on Phase II, Water System Improvements, Water Treatment Plant Improvements, DWSRF Project No. 4700498-03, in the amount of \$21,136.39.
- W. Resolution to approve Payment No. 25 (Inv No. 5469) to Interstate Engineering, Inc., for engineering services on various City Department consultations, in the amount of \$97.50.
- X. 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.

Y. Resolution to allow the November indebtedness in the amount of \$1,966,022.05 consisting of \$392,708.34 payroll and \$1,573,313.71 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 direct Daryl and Velma Dockter to remove all improvements from the City property adjacent to 709 11th Avenue SW. Seconded by Mayor Andersen.

Velma Dockter, 709 11th Avenue SW, requested that the City Council delay action until the State Historical Society has reviewed the situation and also allow more time for removal of improvements due to current weather conditions.

City Attorney Dalsted seated himself.

Council Member Schulz moved to amend the Resolution to set June 1, 2011, as the deadline for removal of improvements from the property.

Roll Call No. 2 on the Resolution, as amended, showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to approve Change Order No. 1, to Nill Construction, Inc., on Jamestown Civic Center Restroom Renovations project, for an increase in the contract price of \$981.70. Seconded by Council Member Nygaard. Roll Call No. 3 showed: 5 ayes, 0 nays, 0 absent. Carried.

Mayor Andersen moved to appoint Bob Lulay to serve as a member of the Buffalo City Tourism Foundation for a term to expire February 2013. Seconded by Council Member Nygaard. Unanimous aye vote. Carried.

Mayor Andersen moved to appoint Travis Peterson to serve as a Special City Prosecutor for a term to expire June 2012. Seconded by Council Member Schulz. Unanimous aye vote. Carried.

Mayor Andersen moved to appoint Lisa Kapp, Beth Dewald, Tyler Moeller and Tanea Clocksene to serve as members of the Buffalo City Tourism Foundation for three year terms effective February 2011. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Mayor Andersen delayed the appointment of a member to the Regional Airport Authority.

Mayor Andersen moved to approve and authorize sending a letter, as prepared by City Administrator Fuchs, to the ND State Electrical Board. Seconded by Council Member Nygaard. Unanimous aye vote. Carried.

Mayor Andersen moved a Resolution to approve the request from the ND Buffalo Foundation, Inc., for a gaming site authorization at Trax for the period ending June 30, 2011. Seconded by Council Member Gumke. Roll Call No. 4 showed: 5 ayes, 0 nays, 0 absent. Carried.

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

ATTEST:

JEFF FUCHS
City Administrator

APPROVED:

KATIE ANDERSEN
Mayor