

JAMESTOWN CITY COUNCIL
REGULAR MEETING, SEPTEMBER 4, 2012
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, Brubakken and Buchanan, City Attorney Dalsted, City Engineer Schwartzkopf and City Administrator Fuchs.

Council Member Gumke moved to approve the minutes of the following meetings: Council meetings, August 6, 14 and 27, 2012, Committee meetings, August 21 and 23, 2012. Seconded by Council Member Kourajian. Unanimous aye vote. Carried.

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

- A. Resolution to approve the request from the Corner Bar for a permit to close the east end of 2nd St West and to dispense alcoholic beverages on September 15, 2012, from 10:00 AM to 2:00AM September 16, 2012.
- B. Resolution to authorize the City Engineer to proceed with contacting property owners and the development of the Option One plan to extend the sidewalk from the bottom of Mill Hill along the West Business Loop to the bridge crossing the James River.
- C. Resolution to approve Payment No. 1, to PKG Contracting, Inc., for construction on Jamestown Wastewater Treatment Plant System Improvements, in the amount of \$29,532.60.
- D. Resolution to approve Payment No. 2, to Lindberg Brothers, Inc., for construction on 2012 Sidewalk, Curb & Gutter District #12-11, in the amount of \$12,242.55.
- E. Resolution to approve Payment No. 3 (Inv No. 815), to Apex Engineering Group, Inc., for engineering services on the Jamestown Industrial Pretreatment Program, in the amount of \$1,290.00.
- F. Resolution to approve Payment No. 3 (Inv No. 31394), to AE2S, for engineering services on Jamestown City Wide I&C Systems Upgrade, in the amount of \$8,750.00.
- G. Resolution to approve Payment No. 4, to Border States Paving, Inc., for construction on Seal Coat, Patching, Construction & Reconstruction District #12-41, in the amount of \$570,998.49.
- H. Resolution to approve Payment No. 12 (Inv No. 814), to Apex Engineering Group, Inc., for engineering services on Jamestown WWTF LRAT Cover Replacement, in the amount of \$3,225.00.
- I. 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.
- J. Resolution to allow the August indebtedness in the amount of \$4,345,659.89 consisting of \$409,584.77 payroll and \$3,936,075.12 general obligations.

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

A public hearing was held concerning the special assessment list for the Quiet Zone and Downtown Railroad Parking Lots Reconstruction District #07-43. No one appeared and no written protests were received. The hearing was closed.

Council Member Gumke moved a Resolution to approve the special assessments for the Quiet Zone and Downtown Railroad Parking Lots Reconstruction District #07-43, in the total amount of \$1,714,957.22, less the grant funds received of \$670,000.00 and the City Share of \$260,729.65, with the balance of \$784,227.57 to be assessed to benefited properties within the district. Seconded by Council Member Buchanan. Roll Call No. 2 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Kourajian moved a Resolution to approve entering into Supplemental Agreement No. 1 with Interstate Engineering, Inc., relating to the Sanitary Landfill permitting and design. Seconded by Council Member Brubakken. Roll Call No. 3 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to approve entering into Supplemental Agreement No. 1 with Interstate Engineering, Inc., relating to the Inert Landfill permitting and design. Seconded by Council Member Brubakken. Roll Call No. 4 showed: 5 ayes, 0 nays, 0 absent. Carried.

Mayor Andersen moved a Resolution to approve the request from Cherry Berry for up to \$54,000 in Economic Development funds to provide for a Flex-PACE Interest buy down, to open a Cherry Berry plus a sandwich and coffee shop, which will be located in the former Master Bakery building, with the City Share to be \$43,200 and paid from the City Sales Tax Fund. Seconded by Council Member Gumke. Roll Call No. 5 showed: 3 ayes, 2 nays (Buchanan and Kourajian), 0 absent. Carried.

Council Member Brubakken moved to introduce an ordinance pertaining to the appropriation of the General and Special Funds for the fiscal year January 1, 2013, through December 31, 2013.

Council Member Gumke moved to introduce an ordinance pertaining to the appropriation of the Revenue and Special Funds for the fiscal year January 1, 2013, through December 31, 2013.

A public hearing was held concerning an ordinance pertaining to the annexation of all of Titan Addition excepting therefrom all that portion previously annexed as described in the City Resolution recorded as Document #X32323, all within the NE ¼ of Section 4, Township 139 North, Range 64 West, to the City of Jamestown, Stutsman County, ND. No one appeared and no written protests were received. The hearing was closed.

Ordinance No. 1384, introduced by Council Member Kourajian, to annex all of Titan Addition excepting therefrom all that portion previously annexed as described in the City Resolution recorded as Document #X32323, all within the NE ¼ of Section 4, Township 139 North, Range 64 West, to the City of Jamestown, Stutsman County, ND, had its second reading. Seconded by Council Member Gumke. Roll Call No. 6 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved to appoint Dan Buchanan (to fill the unexpired term of Ken Schulz) and Katie Andersen to serve as city representative members of the County Zoning Board for terms to expire June 2014 and June 2016, respectively. Seconded by Council Member Brubakken. Unanimous aye vote. Carried.

Council Member Brubakken moved to appoint James Nygaard and Katie Andersen (Council Representative) to serve as members of the Law Enforcement Center Governing Board for terms to expire December 2014 and 2015, respectively. Seconded by Council Member Kourajian. Unanimous aye vote. Carried.

Mayor Andersen moved to appoint Ramone Gumke (Council Representative) to serve as a member of the Pension Committee for a term to expire March 2013. Seconded by Council Member Buchanan. Unanimous aye vote. Carried.

Mayor Andersen moved to appoint David Hillerud and Harold Bensch to serve as members of the Planning Commission for terms to expire August 2016 and August 2017, respectively. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Mayor Andersen moved to appoint Brent Harris to serve as a member of the Regional Airport Authority to fill the unexpired term of Jack Clay, December 2015. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Council Member Gumke moved to appoint Charlie Kourajian (Public Works & Safety Committee Member) and Neil 'Tex' Weatherly to serve as members of the Shade Tree Committee for terms to expire April 2013 and April 2014, respectively. Seconded by Council Member Brubakken. Unanimous aye vote. Carried.

Mayor Andersen moved to appoint Steve Brubakken and Dan Buchanan to serve as members of the Storm Water Committee for terms to expire April 2013 (unexpired terms of Pat Nygaard and Ken Schulz). Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Council Member Gumke moved to appoint Katie Andersen to serve as a member of the Jamestown/Stutsman Development Corporation Board for a term to expire June 2014. Seconded by Council Member Kourajian. Unanimous aye vote. Carried.

Council Member Gumke moved a Resolution to recognize Dakota Engine Builders Tinkerbell Team as an other public spirited organization and to authorize the issuance of a raffle permit with the drawing to be held September 29, 2012. Seconded by Council Member Brubakken. Roll Call No. 7 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to approve the request from ND Knights of Columbus for a gaming site authorization at the Jamestown Civic Center on May 3 & 4, 2013. Seconded by Council Member Brubakken. Roll Call No. 8 showed: 5 ayes, 0 nays, 0 absent. Carried.

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

ATTEST:
JEFF FUCHS, City Administrator

APPROVED:
KATIE ANDERSEN, Mayor