

JAMESTOWN CITY COUNCIL  
REGULAR MEETING, JANUARY 7, 2013  
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, and Buchanan, Assistant City Attorney Jensen, City Engineer Schwartzkopf and City Administrator Fuchs.  
Absent: Council Member Brubakken.

Council Member Buchanan moved to approve the minutes of the regular council meeting, December 3, 2012; minutes of the special council meetings, December 6, 13, 14, 18 & 27, 2012; and minutes of the committee meetings, December 18 & 20, 2012. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

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

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

- A. Resolution to re-affirm pledges of deposit as follows: First Community Credit Union - \$2,122,000.00; Unison Bank - \$14,892,719.17; Wells Fargo Bank - \$13,487,616.83.
- B. Resolution to approve payment from Economic Development Funds for the 1<sup>st</sup> Quarter-2013 South Central Dakota Regional Council membership dues, in the amount of \$8,452.50, with the City Share to be \$5,325.00 and paid from the City Sales Tax Fund.
- C. Resolution to enter into a license agreement with Ethel Yetterboe for a fence that encroaches on Lots 1 & 2, Block 5, Kelly & Fullers 2<sup>nd</sup> Addition.
- D. Resolution to approve the request from Alan & Jon Lindberg for the City to amend the Renaissance Zone Boundaries to include all of Block 9, Kelley & Fullers Addition, subject to ND Department of Commerce approval.
- E. Resolution to approve a continuing resolution to provide funding to the Buffalo City Tourism Foundation for the 1<sup>st</sup> Quarter of 2013.
- F. To approve the following Resolutions pertaining to Seal Coat, Patching, Construction & Reconstruction District #13-41:
  - 1) To set up and establish the district.
  - 2) To direct the City Engineer to prepare a report of the general nature, purpose and feasibility, and an estimate of costs for the district.
  - 3) To direct the City Engineer to prepare plans and specifications for the construction of the district.
  - 4) To accept and approve the plans and specifications, as prepared by the City Engineer, for the construction of the District.
  - 5) To declare it necessary to construct the district and to direct the City Administrator to publish notice of a public hearing concerning the district.
  - 6) To direct the City Administrator to advertise for bids for the construction of the district.
- G. Resolution to authorize the Police Department to conduct a contest in the Jamestown High School for the design of a new department patch.

- H. Resolution to reject the bids for the construction of a Cold Storage Building for the Sanitation Department and a Cold Storage Building for the Street Department and to re-advertise for bids.
- I. Resolution to authorize the purchase of a 2003 Ford, F150, crew cab pickup from Dales A-1 Auto, in the amount of \$10,490.00 less \$7,000.00 on trade-in of 2007 Dodge, Caravan, for a net price of \$3,490.00, for the Engineering Department.
- J. Resolution to authorize the reimbursement of \$9,908.55 to the North Dakota Department of Emergency Services on FEMA-DR-1829-ND-093-40580-00, Project Worksheet #4236, for the flood event of 2009.
- K. Resolution to authorize entering into an engineering agreement with AE2S for review of the Water Treatment Plant Backwash and Lime Sludge Disposal and the development of a draft Capital Improvement Plan.
- L. Resolution to the authorize the following relative, to Sellin Brothers, Inc., under the contract for construction on the East Business Loop construction Project SU-2-987(029)033:
  - 1) Approval of Change Order No. 1, for an increase in the contract price of \$5,339.54;
  - 2) Approval of Change Order No. 3, for an increase in the contract price of \$706.67;
  - 3) Tabling of Change Order No. 2;and the City Council directs Ulteig Engineers, Inc., to re-confirm the latest offer by the City to Sellin Brothers, Inc., for acceptance or to allow the matter to proceed to arbitration, in settlement of the final payment on the project.
- M. Resolution to direct Ulteig Engineers, Inc., to re-confirm the latest offer by the City to Sellin Brothers, Inc., for acceptance or to allow the matter to proceed to arbitration, in settlement for the final payment on the Reconstruction of the Business Loop East Project, SU-2-987(029)033.
- N. Resolution to authorize entering into an engineering agreement with AE2S for upgrades to the Remote Telemetry Units for the Porter Brothers Booster Station, Sewage Lift Station #17 and the Lagoon Aeration Building.
- O. Resolution to approve Payment No. 1 (Inv No. 32647), to AE2S, for engineering services on Jamestown WTP, Phase 1 Water Reclaim, in the amount of \$6,957.46.
- P. Resolution to approve Payment No. 1 (Inv No. 32648), to AE2S, for engineering services on Jamestown Distribution CI2 Residual, in the amount of \$3,618.75.
- Q. Resolution to approve Payment No. 1 (Inv No. 32649), to AE2S, for engineering services on Jamestown WTP Operations Evaluations, in the amount of \$3,351.35.
- R. Resolution to approve Payment No. 5, to PKG Contracting, Inc., for construction on Jamestown Wastewater Treatment Plant System Improvements, in the amount of \$53,809.37.
- S. Resolution to approve Payment No. 5 & Final, to Lindberg Brothers, Inc., for construction on 2012 Sidewalk, Curb & Gutter District #12-11, in the amount of \$5,467.73.
- T. Resolution to approve Payment No. 7 & Final, to Border States Paving, Inc., for construction on Seal Coat, Patching, Construction & Reconstruction District #12-41, in the amount of \$37,028.85.
- U. Resolution to approve Payment No. 7 (Inv No. 32646), to AE2S, for engineering services on Jamestown City Wide I&C Systems Upgrade, in the amount of \$9,250.00.

V. 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.

W. Resolution to allow the December indebtedness in the amount of \$2,651,895.95 consisting of \$413,577.74 payroll and \$2,238,318.21 general obligations.

Seconded by Council Member Kourajian. Consent Roll Call No. 1 showed: 4 ayes, 0 nays, 1 absent. Carried.

Council Member Kourajian moved a Resolution to authorize entering into an agreement with CPS, Ltd., relating to the 2012 Annual Groundwater Quality Assessment report, in the amount of \$14, 379.00, as well as addressing concerns expressed by ND Department of Health and additional consultation regarding the City's Groundwater Monitoring Plan, to be compensated on an hourly basis plus reimbursable expenses. Seconded by Council Member Gumke. Roll Call No. 2 showed: 4 ayes, 0 nays, 1 absent.

Council Member Buchanan moved a Resolution to approve Option 3 of the Weapons Replacement Policy for the Jamestown Police Department, to include all department weapons. Seconded by Council Member Gumke. Roll Call No. 3 showed: 4 ayes, 0 nays, 1 absent. Carried.

Consensus of the City Council was to refer the proposals relating to traffic engineering services to the January Public Works Committee.

Mayor Andersen moved to appoint James Boyd to serve as a member of the Regional Airport Authority for a term to expire December 2017. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Mayor Andersen moved to appoint Jon Lillijord to serve as member of the Civil Service Commission for a term to expire January 2017. Seconded by Council Member Kourajian. Unanimous aye vote. Carried.

Consensus of the City Council was to refer the appointment of a member to the James River Valley Library Board to a future meeting with all parties involved in appointing individuals to this board.

Council Member Gumke moved a Resolution to approve entering into a Farmland Lease with the State of North Dakota for a small tract of land located in the S1/2, SW1/4 of Section 1-139-64, Stutsman County, ND, for the construction and maintenance of a Water Storage Reservoir, with the term beginning January 1, 2013, and ending December 31, 2018. Seconded by Council Member Kourajian. Roll Call No. 4 showed: 4 ayes, 0 nays, 1 absent. Carried.

Consensus of the City Council was to delay to a future special city council meeting the following Resolutions pertaining to 2012 Water Tower and Water Distribution System Improvements Project:

1. To accept and approve the plans and specifications, as prepared by the Interstate Engineering, for construction of the Water Tower.
2. To direct the City Administrator to advertise for bids for construction of the Water Tower.

Discussion was held regarding a special city council meeting on January 10, 2013, to discuss the Stutsman Rural Water District matter.

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

ATTEST:  
JEFF FUCHS, City Administrator

APPROVED:  
KATIE ANDERSEN, Mayor