

JAMESTOWN CITY COUNCIL
REGULAR MEETING, JUNE 2, 2014
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 regular council meeting, May 5, 2014; minutes of the special council meetings, May 13 & 22, 2014; and minutes of the committee meetings, May 20 and 22, 2014. Seconded by Council Member Kourajian. Unanimous aye vote. Carried.

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

- A. Resolution to approve the request from Buffalo City Diesel to amend previous approval for a PACE interest buy down to a Flex PACE interest buy down with the City Share to be \$34,400.
- B. Resolution to approve the request from Infinity Building Services to allow the installation of a communication tower on Lot 4, Block 4, I-94 Business Park Addition.
- C. Resolution to approve the request from the JSDC for Economic Development Funds, in the amount of \$150,000, for an addition to the SEPA Rail Spur, with the City Share to be \$120,000 and paid from the City Sales Tax Fund.
- D. Resolution to approve the request of Colin & Colleen Conley to purchase Lot 4, Tahran's Addition, in the amount of \$5,000.
- E. Resolution to approve the request from Security State Bank, Fergus Falls, MN, for the City to continue a subordinate second position to a new loan issued to Ringdahl, Inc.
- F. Resolution to authorize the reclassification of positions on the City of Jamestown Employee Salary Schedule, effective July 1, 2014, as recommended relative to the 2014 salary study for employees of the City of Jamestown.
- G. Resolution to approve the Land Use Plan Amendment for the East 81 feet of Lots 2 and 4, Block 2, Hi View 2nd Addition, from industrial to commercial property, and for an unplatted 18.46 acre tract of land in the Northeast Quarter of Section 23, Township 140North, Range 64 West, bordered on the east by Fifth Northwest and Second Northwest Additions and on the west by Fourth Northwest, First Northwest, Hi-View and Hi-View Second Additions, from Low Density Residential to Commercial property.
- H. Resolution to deny the Land Use Plan Amendment for Lots 1 through 4, Block 3, Leapaltd Addition, from High Density Residential to Commercial.
- I. Resolution to deny a zone change for Lots 1 through 4, Block 3, Leapaltd Addition, from R-3 (General Multiple Dwelling District) to C-2 (General Commercial District).
- J. Resolution to authorize entering into an Architecture Planning and Administration Services Agreement with Arteka Architects for the Civic Center Seating Replacement Project.
- K. Resolution to add a new line item entitled municipal warrant extradition to the 2014 Police Department budget in the amount of \$2,000.

- L. Resolution to authorize and establish deposit fees for construction box rentals at the Baling Facility as follows:
- 1) 4 yard container - \$75.00;
 - 2) 6 yard container - \$100.00;
 - 3) 8 yard container - \$125.00;
 - 4) 15 yard to 30 yard containers – Minimum \$150.00 up to a maximum of \$1,000.00; discretionary depending on circumstances of rental.
- M. Resolution to authorize the purchase of a new Grasshopper 725D mower, in the amount of \$11,500.00, for the Wastewater Treatment Facility.
- N. Resolution to grant a license to Two Rivers Broadcasting to place an antenna on the SW ¼ million gallon water tower.
- O. Resolution to approve the request from Steve Senger to use the 25% Developer Fee / 75% Special Assessment method to finance Phase II of the McElroy Development and approve the following concerning the project:
- 1) To set up and establish the district.
 - 2) To prepare a report of the general nature, purpose and feasibility, and an estimate of costs for the district.
 - 3) To prepare plans and specifications for construction of the district.
 - 4) To accept and approve the plans and specifications for construction of the District.
 - 5) To advertise for bids for construction of the district.
- P. Resolution to authorize the City Administrator to negotiate with Bloom Township officials to provide limited dust control along 3rd St SE (35th St SE-Road to Municipal Solid Waste Landfill).
- Q. Resolution to award the bid for a new 4CY 4WD Loader for the Street Department to Titan Machinery, in the amount of \$211,947.00, with a guaranteed buyback of \$127,168.00 and zero dollars on repairs for 7500 hours or 5 years.
- R. Resolution to authorize eliminating parking on the north side of 3rd St SW, west of 4th Ave due to narrow roadway and expected increase of residential traffic in this area.
- S. Resolution to approve Contingency Change Request No. 2, to Energy Services Group, on the Jamestown Civic Center Energy Services Agreement Project, in the amount of \$0.00.
- T. Resolution to approve Contingency Change Request No. 3, to Energy Services Group, on the Jamestown Civic Center Energy Services Agreement Project, in the amount of \$6,003.00.
- U. Resolution to approve Contingency Change Request No. 4, to Energy Services Group, on the Jamestown Civic Center Energy Services Agreement Project, in the amount of \$15,151.00.
- V. Resolution to approve Contingency Change Request No. 5, to Energy Services Group, on the Jamestown Civic Center Energy Services Agreement Project, in the amount of \$2,255.00.
- W. Resolution to approve Contingency Change Request No. 6, to Energy Services Group, on the Jamestown Civic Center Energy Services Agreement Project, in the amount of \$4,847.00.
- X. Resolution to approve Change Order G-04, to Pierce Roofing, in the amount of \$10,988.55, and a proposal from McFarlene for Fire Station Venting, in the amount of \$30,400.00, for the Main Fire Hall Roofing Replacement Project.
- Y. Resolution to approve Change Order No. 9, to Sellin Brothers, Inc., on the Wastewater and Lift Station Replacement and Force Main Improvements Project, Phase II – Force Main & Gravity Sewer, Districts 13-31 & 13-32 (CWSRF No. 380808-06), for an increase in the contract price of \$64,880.00.
- Z. Resolution to approve Payment No. 1 (Inv 1466259), to ND Department of Transportation, for Jamestown Land Use & Transportation Plan, Project SPR-P032(002), in the amount of \$18,132.20.

- AA. Resolution to approve Payment No. 1 (Inv 2713), to Apex Engineering Group, Inc., for Jamestown Wastewater Consulting Services (CHS), in the amount of \$2,725.00.
- BB. Resolution to approve Payment No. 1, to Nill Construction, Inc., for construction on Jamestown City Hall Cooling Tower Replacement, in the amount of \$32,922.45.
- CC. Resolution to approve Payment No. 1, to Border States Paving, Inc., for construction on Seal Coat, Patching, Construction & Reconstruction District #14-41, in the amount of \$69,370.16.
- DD. Resolution to approve Payment No. 4 (Inv No. 08387.00-4), to SRF Consulting Group, Inc., for Jamestown Planning and Zoning Technical Services, in the amount of \$6,121.44.
- EE. Resolution to approve Payment No. 6 (Inv No. 5229203462R), to Energy Services Group, LLC, for the Jamestown Civic Center Energy Services Agreement, in the amount of \$117,599.00.
- FF. Resolution to approve Payment No. 6 (Inv No. 38400), to AE2S, for engineering services on Infrastructure I&C Support, in the amount of \$12,627.55.
- GG. Resolution to approve Payment No. 8 (Inv No. 38401), to AE2S, for On Call engineering services (Water Utility), in the amount of \$17,185.87.
- HH. Resolution to approve Payment No. 1 (Inv No. 18358), to Interstate Engineering, Inc., for the Feasibility Study for Sanitary Sewer Expansion North of UTC, in the amount of \$3,143.30.
- II. Resolution to approve Payment No. 3 (Inv No. 18384), to Interstate Engineering, Inc., for engineering services on Water System Improvements to serve City Water to GRE, in the amount of \$6,878.50.
- JJ. Resolution to approve Payment No. 4 (Inv No. 18382), to Interstate Engineering, Inc., for engineering services on 2012 Lift Station and Sewer System Improvements, District 13-31, in the amount of \$3,462.78.
- KK. Resolution to approve Payment No. 6 (Inv No. 18380), to Interstate Engineering, Inc., for engineering services on the Inert Landfill Expansion Permitting, in the amount of \$5,730.00.
- LL. Resolution to approve Payment No. 12 (Inv No. 18381), to Interstate Engineering, Inc., for engineering services on 2012 Lift Station and Sewer System Improvements, District 12-32, in the amount of \$36,215.26.
- MM. Resolution to approve Payment No. 14 (Inv No. 18383), to Interstate Engineering, Inc., for engineering services on 2012 Water Tower & Distribution System Improvements, in the amount of \$20,324.60.
- NN. Resolution to approve Payment No. 51 (Inv No. 18385), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Sanitary Sewer), in the amount of \$57.50.
- OO. Resolution to approve Payment No. 52 (Inv No. 18386), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Solid Waste), in the amount of \$4,745.08.
- PP. 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.
- QQ. Resolution to allow the May indebtedness in the amount of \$5,050,666.70 consisting of \$457,093.67 payroll and \$4,593,573.03 general obligations.

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

A public hearing was held concerning the issuance of bonds by the City of Medina, ND, on behalf of the University of Jamestown under the Municipal Industrial Development Act and authorizing the execution of an agreement.

Jim Stewart, Bond Counsel for University of Jamestown, summarized the process involved with the issuing of MIDA bonds by the City of Medina, ND.

No one appeared to object and no written protests were received. The hearing was closed.

Council Member Buchanan moved a Resolution to approve the issuance of bonds by the City of Medina, ND, on behalf of the University of Jamestown under the Municipal Industrial Development Act, in an amount not to exceed \$8,500,000.00, and authorizing the execution of an agreement. Seconded by Council Member Gumke. Roll Call No. 2 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved to table action on the easement documentation relating to Stutsman Rural Water District water connection at the Cavendish tower location. Seconded by Council Member Brubakken. Unanimous aye vote. Carried.

Council Member Brubakken moved to table action on the request from Albert L. Boeckel for the City to provide him with a Quit Claim deed for the vacated alley lying adjacent to the S. 120' of Lot 1, Block 1, Alana's Addition. Seconded by Council Member Gumke. Unanimous aye vote. Carried.

Council Member Brubakken moved to introduce the first reading of an ordinance to amend Ordinance No. 329 by amending the District Map to change the zoning of the East 81 feet of Lots 2 and 4, Block 2, Hi-View Second Addition, from M-1 (Limited Industrial and Manufacturing District) to C-2 (General Commercial District) and an unplatted 18.46 acre tract of land in the Southeast Quarter of Section 23, Township 140N, Range 64W; bordered on the east by Fifth Northwest and Second Northwest Additions, and on the west by Fourth Northwest, First Northwest, Hi-View, and Hi-View 2nd Additions, from R-1 (One Family Residential District) to C-2 (General Commercial District).

Council Member Gumke moved to introduce the first reading of an ordinance to amend Ordinance No. 329 by amending the District Map to change the zoning of Lots 2-12, Block 3; Lots 7-14, Block 4; Lots 7-14, Block 5; and Lots 7-10, Block 6; All of Country Side Estates Subdivision (A replat of City West Subdivision), from C-2 (General Commercial District) and R-1 (One Family Residential District) to R-2 (One to Six Family Residential District).

Council Member Brubakken moved a Resolution to recognize the ND Sports Hall of Fame as an other public spirited organization and to authorize the issuance of a Raffle Permit on June 21, 2014, at the Jamestown Civic Center. Seconded by Council Member Gumke. Roll Call No. 3 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Brubakken moved a Resolution to approve Change Order No. 1, to Nill Construction Inc., on the Jamestown City Hall Cooling Tower Replacement Project, for an increase in the contract price of \$1,985.46. Seconded by Council Member Kourajian. Roll Call No. 4 showed: 5 ayes, 0 nays, 0 absent. Carried.

Discussion was held on the request for water service to Aggregate Industries. More information will be gathered for consideration at a later date.

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

ATTEST:
JEFF FUCHS, City Administrator

APPROVED:
KATIE ANDERSEN, Mayor