

JAMESTOWN CITY COUNCIL  
FINAL MEETING, JUNE 24, 2014  
OFFICIAL MINUTES

The final meeting of the City Council was called to order by Mayor Andersen at 4:00 P.M.

The Pledge of Allegiance to the flag was recited.

Roll Call showed the following members present: Mayor Andersen, Council Members Buchanan, Brubakken, Gumke and Kourajian, City Attorney Dalsted and City Administrator Fuchs.

Council Member Gumke moved to approve the minutes of the regular meeting, June 2, 2014, special meeting, June 2, 2014, and committee meeting, June 19, 2014. Seconded by Council Member Kourajian. Unanimous aye vote. Carried.

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

- A. Resolution to approve the recommendation from JSDC that Precision Results pay 33% of the total dollars granted for a total of \$10,732.84 to be paid by August 31, 2014, allowing payments to be made through December 31, 2014, and with the understanding that if not fulfilled by the end of the year it will go back to the full amount.
- B. Resolution to approve the request from JSDC to provide Marvel Homes with a \$43,000.00 Flex PACE interest buy-down from the Economic Development Fund with the City Share to be \$8,600.00 and paid from the City Sales Tax Fund.
- C. Resolution to authorize placing conservation easements prohibiting any ground disturbance activities on Lot 2, Block 1, Hammer Addition, Lots 5 through 11, Block 1, Homestead III Addition, Lots 1 and 2, Block 2, Homestead III Addition, and Lots 7 through 9, Block 6, Homestead Addition, except under the authority of the ND State Historical Society. (Undeveloped property south of 7<sup>th</sup> Street SW between 12<sup>th</sup> Avenue SW and 10<sup>th</sup> Avenue SW).
- D. Resolution to accept the affidavit from Trevor Peterson that City Check No. 7415 (Municipal Court) has been either destroyed or lost and to direct the issuance of a duplicate thereof.
- E. Resolution to deny 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 Addition, for \$1.00.
- F. Resolution to direct the City Attorney send a letter to the owner of the S. 442' of Lot 2 Except E. 320', Block 1, Garden Hills 2<sup>nd</sup> Addition, requesting verification of information previously presented to the City resulting in tax incentives being granted for the Prairie Hills Apartments located on the property.
- G. Resolution to approve Contingency Change Request No. 7, to Energy Services Group, in the amount of \$1,998.00, on the Jamestown Civic Center Energy Services Agreement Project.
- H. Resolution to authorize extending the agreement with Stutsman County to Jointly Operate the Stutsman County Communications Center.
- I. Resolution to authorize entering into an agreement with the Stutsman County Fair Association for a ground lease on the fairgrounds property to operate the Jamestown Law Enforcement Pistol & Rifle Range.
- J. Resolution to authorize an increase from \$18,000.00 to \$48,000.00 in the Jamestown Infrastructure I&C Support Agreement with AE2S, due to increased scope due to the addition of water infrastructure services.

- K. Resolution to authorize entering into an agreement with MVTL for the 2014-2015 Annual Ground Water Quality Assessment at the Jamestown Landfill, in the amount of \$13,083.00 for 2014 and \$9,727.50 for 2015.
- L. Resolution to accept the proposal from Midwest Testing to perform soil borings on the current Paving District #14-41 and on 5th Street NE, in the amount of \$4,300.00, with the costs on the two project areas to be itemized. (Corrected to read \$4, 900.00, at July 7, 2014, City Council meeting.)
- M. Resolution to authorize the temporary closure of 6th Street SE between 2nd and 3rd Avenues and to direct the City Engineer to work with the Fire Chief, Stutsman County and St. John's Academy officials to coordinate traffic flow and parking to determine if congestion in the area can be reduced.
- N. Resolution to authorize entering into an agreement with AE2S regarding structural building panel repairs and a comprehensive structural assessment at the Baler Building, in the amount of \$7,900.00.
- O. Resolution to approve and authorize the request from Jamestown University to rename a portion of 7th Street NE between 5<sup>th</sup> Ave NE and 12<sup>th</sup> Ave NE to the designation of North University Drive.

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

Council Member Buchanan moved a Resolution to approve the lease agreement between the South Central Dakota Regional Council and the JSDC, subject to review of lease by City Attorney. Seconded by Council Member Gumke. Roll Call No. 2 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved a Resolution to approve the recommendation from JSDC that UTC pay \$241,790.00, which is half of the penalty required per the May 30, 2006, contract, to be paid by August 31, 2014, allowing payments to be made through December 31, 2014, and with the understanding that if not fulfilled by the end of the year it will go back to the full amount. Seconded by Council Member Kourajian. Roll Call No. 3 showed: 4 ayes, 1 nay (Buchanan), 0 absent. Carried.

Council Member Brubakken moved to table for further review the offer from Casey & Shawntil Knecht to purchase Lot 5, Block 1, Homestead III Addition, in the amount of \$10,000.00, subject to a conservation easement be placed on the property prior to transfer and confirmation that other adjacent property owners no longer having interest in acquiring portions of said property. Seconded by Council Member Buchanan. Unanimous aye vote. Carried.

Council Member Kourajian moved a Resolution to certify that the following named officers were elected by a majority vote at the 2014 State Primary/City Election all with terms to expire June 2018: Mayor (Katie Andersen—1372 votes); Council Member (Ramone Gumke—1488 votes); Municipal Judge (Timothy J. Ottmar—1868 votes); and City Park Commissioners (Larry Knoblich—1560 votes; Mike Landscoot—1689 votes; and Richard Ryan—1167 votes). Seconded by Council Member Brubakken. Roll Call No. 4 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Gumke moved to introduce the first reading of an ordinance to amend and re-enact Section 11-15 of the City Code by removing the position of the Fire Training Officer as an exempt employee for overtime purposes.

Council Member Kourajian moved to introduce the first reading of an ordinance to amend and re-enact Section 15-26, 15-26.1 and 15-26.3 of the City Code pertaining to the Fire Code.

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

ATTEST:

JEFF FUCHS  
City Administrator

APPROVED:

KATIE ANDERSEN  
Mayor