

JAMESTOWN CITY COUNCIL
REGULAR MEETING, DECEMBER 1, 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 Kourajian, Gumke, Brubakken and Buchanan, City Attorney Dalsted and City Administrator Fuchs. Absent: City Engineer Schwartzkopf.

Council Member Gumke moved to approve the minutes of the regular council meeting, November 3, 2014; and minutes of the committee meetings, November 18 & 20, 2014. Seconded by Council Member Buchanan. Unanimous aye vote. Carried.

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

- A. Resolution to approve an amendment to the engineering services contract with RDG Planning & Design, the NDDOT and the City of Jamestown for the Land Use and Transportation Plan, Project SPR-P032(002) to extend the completion date to June 30, 2015.
- B. Resolution to authorize engaging the law firm of Bliss & Stebbins to represent the City of Jamestown relative to the City's participation in a multiple party agreement to provide treated wastewater for the CHS project at the SEPA Industrial Park.
- C. Resolution to establish the date of December 17, 2014, for serving the one (1) day license suspensions for alcohol sales to minors to the following: NPC International, Inc., dba Pizza Hut #2760; Buffalo Lanes, Inc., dba Buff Bar; and Main Investment Corp. dba The Office bar & Lounge.
- D. Resolution to approve a Future Land Use Plan Amendment on Lot 1, Block 61, Klaus Second Addition, (503 2nd Ave SW) from Low Density Residential to Commercial.
- E. Resolution to eliminate the position of Police Officer Cadet and corresponding pay grade.
- F. Resolution to authorize entering into an agreement with CPS relating to the 2014 Annual MSWLF Groundwater Monitoring Report and ongoing work with the ND Department of Health regarding VOC issues.
- G. Resolution to request the US Army Corps of Engineers to provide, at no cost to the City, a proposed Scope and Estimated Costs for performing Phase II of the River Study in Jamestown.
- H. Resolution to authorize the purchase of a Kyocera color printer from Central Business Systems, Inc., in the amount of \$4,597.00, for the Public Works Department.
- I. Resolution to authorize entering into an architectural and engineering proposal from Joseph P Larrivee Architects, PC, regarding modifications to heat one bay of the existing cold storage building at the main Fire Hall.
- J. Resolution to authorize seeking Request for Proposals to perform a comprehensive study of the City Sanitation Collection and Solid Waste Disposal.
- K. Resolution to approve the 2015 Equipment Rental Rate Schedule.

- L. Resolution to authorize seeking Request for Proposals to clean "Burdick" Storm Sewer lines in an area from the Viaduct south to the oxbow.
- M. Resolution to approve Change Order No. 2 & Final, to Naastad Brothers, Inc., for the New Water Mains Project (DWSRF No. 4700498-04), for an increase in the contract price of \$55,301.08.
- N. Resolution to approve Change Order No. 2 & Final, to CB&I, Inc., for the New Elevated Water Storage Tank Project (DWSRF No. 4700498-04), for a net decrease in the contract price of \$28,000.00.
- O. Resolution to approve Payment No. 4 (Inv 1523839), to ND Department of Transportation, for Jamestown Land Use & Transportation Plan, Project SPR-P032(002), in the amount of \$5,513.91.
- P. Resolution to approve Payment No. 5 & Final, to Strata Corporation, for construction on 2014 Sidewalk, Curb & Gutter District #14-11, in the amount of \$15,399.40.
- Q. Resolution to approve Payment No. 5 & Final, to Naastad Brothers, Inc., for construction on Phase II, New Watermains, 2012 Water Tower & Distribution System Improvements, in the amount of \$169,388.43.
- R. Resolution to approve Payment No. 6 & Final, to Border States Paving, Inc., for construction on Seal Coat, Patching, Construction & Reconstruction District #14-41, in the amount of \$109,410.59.
- S. Resolution to approve Payment No. 9 & Final (Inv No. 183297-99), to CB&I, Inc., for construction on Elevated Welded Steel Tank Water Storage Reservoir, DWSRF Project No. 4700498-04, in the amount of \$184,250.00.
- T. Resolution to approve Payment No. 10 (Inv No. 08387.00-10), to SRF Consulting Group, Inc., for Jamestown Planning and Zoning Technical Services, in the amount of \$3,923.40.
- U. Resolution to approve Payment No. 12 (Inv No. 40880), to AE2S, for engineering services on Infrastructure I&C Support, in the amount of \$9,505.75.
- V. Resolution to approve Payment No. 20 (Inv No. 40879), to AE2S, for engineering services on Jamestown Water Treatment Plant Backwash Discharge, in the amount of \$513.00.
- W. Resolution to approve Payment No. 3 (Inv No. 20935-FINAL), to Interstate Engineering, Inc., for engineering services on Phase II, McElroy Addition Development Project, in the amount of \$2,683.25.
- X. Resolution to approve Payment No. 9 (Inv No. 20934), to Interstate Engineering, Inc., for engineering services on Water System Improvements to serve City Water to GRE, in the amount of \$4,017.25.
- Y. Resolution to approve Payment No. 12 (Inv No. 20932), to Interstate Engineering, Inc., for engineering services on the Sanitary Landfill Expansion, in the amount of \$995.00.
- Z. Resolution to approve Payment No. 20 (Inv No. 20933), to Interstate Engineering, Inc., for engineering services on 2012 Water Tower & Distribution System Improvements, in the amount of \$10,679.51.

AA. Resolution to approve Payment No. 57 (Inv No. 20936), to Interstate Engineering, Inc., for engineering services on various City Department consultations (Water Dept), in the amount of \$3,352.50.

BB. 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.

CC. Resolution to allow the November indebtedness in the amount of \$2,546,614.43 consisting of \$461,026.06 payroll and \$2,085,588.37 general obligations.

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 request from the JSDC for up to \$50,000 to replace the elevator in the Center for Economic Development building, with the City Share to be \$45,000 and paid from the City Sales Tax Fund. Seconded by Council Member Kourajian. Roll Call No. 2 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Buchanan moved to introduce the first reading of an ordinance to amend and re-enact Ordinance No. 329 by amending the District Map to change the zoning of Lot 1, Block 61, Klaus Second Addition, (503 2nd Ave SW) from R-2-A (One to Six Family Residential District) to C-2 (General Commercial District).

A public hearing was held concerning an ordinance to amend and re-enact Ordinance No. 329 by amending the District Map to change the zoning of Lots 17, 18 & 19 Plus N ½ Vacated Alley, Block 7, Mill Hill Second Addition, from M-1 (Limited Industrial and Manufacturing District) to C-1 (Local Commercial District). No one appeared to object and no written protests were received. The hearing was closed.

Ordinance No. 1450, introduced by Council Member Gumke, to amend and re-enact Ordinance No. 329 by amending the District Map to change the zoning of Lots 17, 18 & 19 Plus N ½ Vacated Alley, Block 7, Mill Hill Second Addition, from M-1 (Limited Industrial and Manufacturing District) to C-1 (Local Commercial District), had its second reading. Seconded by Council Member Brubakken. Roll Call No. 3 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Buchanan moved a Resolution to approve the request from Butler Machinery (dba MidStatesVRS) to install a GPS Receiver on the Jamestown Water Treatment Plant. Seconded by Council Member Gumke.

Eric Vangsness, Titan Machinery representative, appeared before the Council to state his company also has this type of technology and inquired if they would be allowed to place their equipment on a city building.

Bill Stettner, MidStatesVRS representative, reviewed the plan for placement of the GPS equipment on the Jamestown Water Treatment Plant and access availability by the City to the GPS network.

Discussion followed on the agreement/contract, liability concerns and rental fees for placement of equipment on a City building.

Council Members Buchanan and Gumke withdrew their motion.

The City Attorney was directed to review the proposed agreement from MidStatesVRS and report back to the Council as soon as possible.

Council Member Gumke moved a Resolution to approve Payment No. 8 (Inv No. 8), to Joseph P. Larrivee, Architects, P.C., for engineering services on Jamestown Fire Station Re-roofing Project, in the amount of \$4,075.34. Seconded by Council Member Kourajian. Roll Call No. 4 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Kourajian moved a Resolution to approve the request from the North Dakota Buffalo Foundation for a gaming site authorization at Middles LLC (113 1st Ave South), for the period ending June 30, 2015. Seconded by Council Member Brubakken. Roll Call No. 5 showed: 5 ayes, 0 nays, 0 absent. Carried.

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

ATTEST:

JEFF FUCHS, City Administrator

APPROVED:

KATIE ANDERSEN, Mayor