

FINANCE & LEGAL COMMITTEE
OCTOBER 19, 2010

Present: Andersen, Gumke, Kourajian, Schulz, Nygaard, Dalsted, Sveum, Wollan, Weight and Fuchs.

Schulz moved to recommend the City Council approve the request from Pharmakon Solutions, LLC dba Eldermark Software, for a \$120,000 New Jobs Training Fund Loan, a \$300,000 Jobs Incentive Grant and a \$60,000 Lease/Leasehold Improvements Grant from Economic Development Funds with the City Share to be \$384,000 and paid from the City Sales Tax Fund. Seconded by Andersen. Unanimous aye vote. Carried.

Gumke moved to recommend the City Council approve the request from the Jamestown Area Chamber of Commerce for an \$18,000 loan from Economic Development Funds with the City Share to be \$16,200 and paid from the City Sales Tax Fund. Seconded by Andersen. Unanimous aye vote. Carried.

Schulz moved to recommend the City Council approve the request from the JSDC for \$5,000 Economic Development Funds for creation of a Rain Source Capital/Rain Fund Creation Contract with the City Share to be \$4,000 and paid from the City Sales Tax Fund. Seconded by Nygaard. Unanimous aye vote. Carried.

Schulz moved to recommend the City Council approve the request from Lunde Properties II to retire the remaining JSDC loan amount outstanding by transferring the assets of two condominium units to JSDC and to make a direct payment of \$108,746.69, with the JSDC paying CityScapes Development, Inc., up to a \$100,000 commission incurred as a result of marketing the property. Seconded by Andersen. Unanimous aye vote. Carried.

Andersen moved to recommend the City Council deny the request for property tax exemptions based on the new application concerning Prairie Hills Apartments (Block 1, Garden Hills 2nd Addition, partial description). Seconded by Gumke. Unanimous aye vote. Carried.

Nygaard moved to recommend the City Council refer to the Pension Committee the request from Jamestown Police Officers for the City to enroll Police Department officers into the PERS Law Enforcement Retirement Plan. Seconded by Andersen. Unanimous aye vote. Carried.

Schulz moved to recommend the City Council authorize payment relative to the claim for property damages from William and Wanda Scoville due to construction and removal of dikes and levees during the 2009 flood event, in the amount of \$13,880.91. Seconded by Andersen. Unanimous aye vote. Carried.

Andersen moved to recommend the City Council authorize payment relative to the claim for property damages from Craig and Carla Day due to construction and removal of dikes and levees during the 2009 flood event, in the amount of \$18,084.41. Seconded by Schulz. Unanimous aye vote. Carried.

Kourajian moved to recommend the City Council approve the request from Reuben Liechty to have the work on the \$14,044.00 for property damages due to construction and removal of dikes and levees during the 2009 flood event be completed during the 2011 construction season. Seconded by Andersen. Voice vote showed: 2 ayes, 3 nays (Schulz, Nygaard, Gumke). Motion failed.

Andersen moved to recommend the City Council authorize advertising for a part-time electrical inspector to work 4 hours per day five days per week. Seconded by Schulz. Voice vote showed: 4 ayes, 1 nay (Kourajian). Motion carried.

Schulz moved to recommend the City Council direct the City Attorney to send a letter to S & R Truck Plaza stressing that the City Council encourages the business to comply with the requirements placed upon the

vacation of public right-of-way and easement conditions placed upon the property by the Resolution dated March 13, 1991. Seconded by Nygaard. Voice vote showed: 4 ayes, 1 nay (Andersen). Carried.

Andersen moved to recommend the City Council direct the City Attorney to send a letter to Babb's Coffee House to notify them that the City Council directs that the property be in ADA compliance regarding access by December 31, 2010. Seconded by Gumke. Unanimous aye vote. Carried.

Andersen moved to recommend the City Council appoint a committee composed of Mayor Andersen, Council Member Gumke, City Attorney Dalsted and City Administrator Fuchs to meet with appropriate department heads and to prepare a recommendation for the City Council relative to the updates of the Jamestown Municipal Code and preparations relative to placing the City Code on the City of Jamestown web-site. Seconded by Nygaard. Unanimous aye vote. Carried.

Nygaard moved to recommend the City Council accept the 2009 City of Jamestown Audit Report as prepared by Schauer and Associates, PC. Seconded by Andersen. Unanimous aye vote. Carried.

Schulz moved to recommend the City Council approve the application of JD & AMN LLC (108 First Avenue South) South 75' of Lots 1, 2, 3, 4 & 5, Ex. West 5 ½' of North 25' of South 75', Block 33, Original Addition, for Renaissance Zone incentives to include a five year 100% property tax exemption and to recommend the State of ND grant a five year 100% state income tax exemption. Seconded by Nygaard. Unanimous aye vote. Carried.

Jeff Fuchs
City Administrator