

JAMESTOWN CITY COUNCIL
REGULAR MEETING, OCTOBER 1, 2018
OFFICIAL MINUTES

The regular meeting of the City Council was called to order by Mayor Heinrich at 5:00 P.M.

The Pledge of Allegiance to the flag was recited.

Roll Call showed the following members present: Mayor Heinrich, Council Members Phillips, Steele, Brubakken, and Buchanan, City Attorney Ryan, and City Administrator Hellekson.

Karen Schumacher, 3321 Hwy 20 SE, appeared to report stormwater runoff at her business, Pioneer Plumbing, 802 13th St NE.

A presentation of the North Dakota Governor Burgum's Main Street Mobilizer Award for Jamestown's Get Fit & Explore Initiative was announced by Robin Iszler, Tami Dillman, and Shannon Kaiser from Central Valley Health, and Searle Swedlund, Jamestown Tourism. Jamestown is recognized for this initiative which includes Get Fit, the Talking Trail, and Safe Routes to School, coordinated by several community partners. The City will post the award sign at Zonta Park. Central Valley Health has flu shots available. Jamestown is a cardiac ready community. CVH received a FEMA grant for a generator at its facility.

Council Member Buchanan moved to approve the minutes of the regular council meeting, September 4, 2018; the special council meeting September 20, 2018; the committee meetings September 18 and 20, 2018; and the budget meeting, September 10, 2018. Seconded by Council Member Steele. Unanimous aye vote. Carried.

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

- A. Resolution to approve the City's sixty-three percent share of the amount budgeted in 2018 for the JSDC to pay in remaining dues to the South Central Dakota Regional Council in the amount of \$16,141.
- B. Resolution to approve the financial support for the Jamestown Regional Airport Authority in the form of a commitment to a bond issuance and a general tax levy in 2019 to assist in financing the \$2.4 million Runway and Taxiway Resurfacing Project subject to review of the documents.
- C. Resolution to approve the plat of First Community Addition, Lot 1, Block 1, a replat of Lots 1-6 and a vacated portion of the alley of Block 2, Curtin's Second Addition, within the SW ¼ of Section 36, T140, R64W, Midway Township, Stutsman County, ND. The property is located at 1021 3rd Ave SE.
- D. Resolution to approve the request from R & B Motorsports for a variance to allow a rollover curb along 5th Avenue SE at the property located at 1100 5th Ave SE (Former TSC Building).
- E. Resolution to approve the request from Ralph Friebel, Recycle North Dakota, for permission to remove sidewalk on the north side of property at 1016 10th St SE.
- F. Resolution to approve Payment No. 2, to Scherbenske, Inc., for construction on the James River Tree Snagging & Cleaning, in the amount of \$192,010.30.
- G. Resolution to approve Payment No. 5, to Border States Paving, Inc., for construction on Seal Coat, Patching, Construction & Reconstruction District #18-41, in the amount of \$904,872.74.
- H. Resolution to approve Payment No. 8 (Inv 08387.04-08), to SRF Consulting Group, Inc., for 2018 Jamestown Planning and Zoning Technical Services, in the amount of \$11,251.17.

- I. Resolution to approve Payment No. 8, to Scherbenske, Inc., for construction on NW Water Main Replacement Project District 17-61 (11Blocks), in the amount of \$36,524.42.
- J. Resolution to approve Payment No. 9, to Burski Excavating, Inc., for construction on Cell 4 Liner and Cell 2/3 Partial Final Cover, in the amount of \$657,598.60.
- K. Resolution to approve Payment No. 10, to Border States Paving, Inc., for construction on 5th Street NE (12th Ave to 27th Ave NE), Paving Improvements District #16-42, in the amount of \$7,614.60.
- L. Resolution to approve Payment No. 10 (Inv 8171), to Apex Engineering Group, for services on Jamestown Wastewater Treatment Facility Capacity Assessment, in the amount of \$825.00.
- M. Resolution to approve Payment No. 19 (Inv 59805), to AE2S, for engineering services on Jamestown Stormwater Utility Implementation, in the amount of \$624.00.
- N. Resolution to approve Payment No. 52 (Inv 59661), to AE2S, for On Call engineering services, in the amount of \$3,302.68.
- O. Resolution to approve Payment No. 54 (Inv 59660), to AE2S, for engineering services on the Infrastructure I&C Support, in the amount of \$135.00.
- P. Resolution to approve Payment No. 2 (Inv 35814), to Interstate Engineering, Inc., for engineering services on the Inert Landfill Closure Cell 1-4, Section 5-139-63, in the amount of \$3,150.00.
- Q. Resolution to approve Payment No. 5 (Inv 35815), to Interstate Engineering, Inc., for engineering services on the James River Tree Snagging Project, in the amount of \$7,382.70.
- R. Resolution to approve Payment No. 6 (Inv 35817), to Interstate Engineering, Inc., for engineering services on the Title V Air Quality Permit for Sanitary Landfill, in the amount of \$6,374.50.
- S. Resolution to approve Payment No. 8 (Inv 35813), to Interstate Engineering, Inc., for engineering services on the 2018 Safe Routes to School Sidewalk District 18-21, in the amount of \$20,924.30.
- T. Resolution to approve Payment No. 10 (Inv 35812), to Interstate Engineering, Inc., for engineering services on the Water Treatment Plant Roofing, in the amount of \$328.00.
- U. Resolution to approve Payment No. 14 (Inv 35811), to Interstate Engineering, Inc., for engineering services on NW Water Main Replacement Project District 17-61 (11Blocks), in the amount of \$4,711.95.
- V. Resolution to approve Payment No. 16 (Inv 35810), to Interstate Engineering, Inc., for engineering services on Sanitary Landfill Cell 4A Development, in the amount of \$19,808.85.
- W. Resolution to approve Payment No. 19 (Inv 35807), to Interstate Engineering, Inc., for engineering services on 5th Street NE (12th Ave to 27th Ave NE), Paving Improvements District #16-42, in the amount of \$4,000.65.
- X. Resolution to approve Payment No. 19 (Inv 35809), to Interstate Engineering, Inc., for engineering services for construction of road from Menards to Jamestown Regional Medical Center, in the amount of \$1,003.25.

Y. Resolution to approve Payment No. 253 (Inv 35816) in the amount of \$19,086.00, to Interstate Engineering, Inc., for engineering services on the following:

- a. City Department consultations (General), in the amount of \$8,484.00
- b. City Department consultations (Streets), in the amount of \$3,089.00
- c. City Department consultations (Sewer), in the amount of \$4,956.50
- d. City Department consultations (Water), in the amount of \$1,553.00
- e. City Department consultations (Solid Waste), in the amount of \$922.50
- f. City Department consultations (Storm Water), in the amount of \$81.00

Z. 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.

AA. Resolution to allow the September indebtedness in the amount of \$3,257,216.54 consisting of \$519,521.07 payroll and \$2,737,695.47 general obligations.

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

Council Member Brubakken moved to amend the resolution for a license fee for radio antennae to read: Resolution to approve a license fee for radio antennae on city-owned, maintained or operated water towers, in the amount of \$1,500 per antenna per year beginning January 1, 2019, with an annual escalator of five percent (5%) beginning January 1, 2020, and reserving other considerations for individual leases. Seconded by Council Member Buchanan. Unanimous aye vote. Carried.

Council Member Buchanan moved a Resolution to approve a license fee for radio antennae on city-owned, maintained or operated water towers, in the amount of \$1,500 per antenna per year beginning January 1, 2019, with an annual escalator of five percent (5%) beginning January 1, 2020, and reserving other considerations for individual leases. Seconded by Council Member Brubakken. Roll Call No. 2 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Steele moved a Resolution to approve the request from Sprint Spectrum L.P., a Delaware limited partnership, to place three (3) additional radio antennas on the City's 12th Ave NE Water Tower. Seconded by Council Member Phillips. City Engineer Dillman and City Attorney Ryan addressed the Council. Roll Call No. 3 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Brubakken moved to introduce the first reading of an ordinance to amend and re-enact Ordinance No. 329 of the City Code by amending the District Map to change the zoning of Jamestown Original, Block 31, E100' of Lot 16 & 17, and E100' of S20' of Lot 18, from M-1 (Limited Industrial and Manufacturing District) to C-1 (Local Commercial District) for the property at 124 3rd Ave SE.

A public hearing was held concerning the proposed budget for City General and Special Funds for the fiscal period January 1, 2019, through December 31, 2019.

The following people appeared to express concerns regarding tax increases from all local entities: Dave Tritschler, 518 3rd Ave NW, Apt 1; Dean Hafner, 1104 9th Ave NW; Joel Blaha, 1024 James Ave NE; and Karen Schumacher, 3321 Hwy 20 SE. The public hearing was closed.

Ordinance No. 1511, introduced by Council Member Buchanan, pertaining to the appropriation of the General and Special Funds for the fiscal year January 1, 2019, through December 31, 2019, had its second reading. Seconded by Council Member Steele. Council Member Brubakken requested the numbers reflect the final budget before submission to the County. Roll Call No. 4 showed: 5 ayes, 0 nays, 0 absent. Carried.

Ordinance No. 1512, introduced by Council Member Phillips, pertaining to the appropriation of the Revenue and Special Funds for the fiscal year January 1, 2019, through December 31, 2019, had its second reading. Seconded by Council Member Brubakken. Council Member Brubakken requested the numbers reflect the final budget before submission to the County. Roll Call No. 5 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Steele stated that Airport Director Sam Seafeldt resigned from the Jamestown Regional Airport Authority and will be moving to Nebraska this month.

Council Member Buchanan thanked the Jamestown Sun for the First Responders supplement and mentioned the Jamestown Citizens Police Academy next week.

Council Member Buchanan thanked City Forester Sheri Steckler and Otter Tail Power Company for the trees planted on 3rd Street SE.

Council Member Brubakken stated the Public Works Committee will review the comments made at the Open Houses on alley versus curbside collection at the October 25 meeting, discuss the situation, and move forward.

Council Member Phillips said the purpose of the South Central Homeless Coalition is to provide safe housing for homeless, which means cooperation from the landlords in making the housing safe for all tenants. The Coalition advocates, coordinates and optimizes services for homeless adults and children in our region.

Mayor Heinrich stated that the 2019 budget was difficult to establish and unsatisfying for everyone, but necessary to provide essential services. Mayor Heinrich provided information about the Homestead Credit and proposed state legislation for local infrastructure funding.

Council Member Phillips moved a Resolution to direct the City Administrator to notify the County that the City of Jamestown should be exempt from the County Library Levy as the City maintains its own library levy. Seconded by Council Member Steele. Roll Call No. 6 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Buchanan moved a Resolution to direct the City Administrator to certify the tax levies to the County for the fiscal period January 1, 2019, through December 31, 2019. Seconded by Council Member Steele. Roll Call No. 7 showed: 5 ayes, 0 nays, 0 absent. Carried.

Council Member Brubakken moved a Resolution to approve the request for Change Order No. 2 to Burski Excavating, on Cell 4 Liner and Cell 2/3 Partial Final Cover, for a net increase in the contract price of \$6,700.00. Seconded by Council Member Steele. Darrell Hournbuckle, Interstate Engineering, provided information. Roll Call No. 8 showed: 5 ayes, 0 nays, 0 absent. Carried.

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

ATTEST:

APPROVED:

SARAH HELLEKSON, City Administrator

DWAINE HEINRICH, Mayor