

**MINUTES FOR THE REGULAR MEETING OF THE
DELL RAPIDS CITY COUNCIL ON Monday, March 15, 2010 AT 7:30 p.m.**

The meeting was called to order by Mayor Fiegen at 7:30 p.m. at the Dell Rapids City Council Chambers. The Pledge of Allegiance was recited and roll was taken finding Council Members present including: Mayor Scott Fiegen, President David Sommerfeld, Vice-President Carrie Probst, Mark Downs, Richard Woolf, Carrie Testerman, Todd Wiebenga and John Paul.

Absent: Doug Grovenburg

Staff Present: Administrator S.L. Martin, Finance Officer LeAnn Kerzman and Attorney Dean Hammer.

Minutes - Motion by Testerman to approve the minutes of the regular council meeting held on March 1, 2010. Second made by Probst. Motion carried 7-0.

Claims Approved: Motion by Sommerfeld to approve the following claims as presented. Second by Paul. Motion carried 7-0.

A-Ox Welding Supply, cylinder rental 59.39; Argus Leader, publishing/subscription 105.73; Beal Distributing, Feb beer 18,713.58; Brown & Saenger, 4 flags 101.52; Bunkers Oil, fuels 1,185.50; Cardmember Svcs, office supplies 186.07; Claritus, postage ink 100.47; Dakota Beverage, Feb malt 15,935.15; Dakota Riggers & Tool Supply, tow rope 487.60; Dakota Supply, sewer pump 322.61; DR Chamber of Commerce, annual support 8,000.00; DR Lumber, lumber 411.51; DR True Value, paint/supplies 272.44; Dressen Custom Trailers, tubing 473.02; East, Vander Woude, Grant & Co, annual report prep 8,874.00; Global Distributing, Feb liquor 168.50; Golden West, telecommunications 753.98; Hasler, postage meter 67.85; Hoffman Sanitation, Feb trash 60.00; Integrated Business Solutions, computer tech labor 225.00; Johnson Brothers Famous Brands, Feb liquor 8,774.65; MidAmerican Energy, natural gas 1,143.87; Midwest Alarm, alarm loop 105.35; Minnehaha County Sheriff, 1st Qtr law 53,660.00; Napa, ice melt/parts 103.64; Northern States Supply, battery 119.99; One Call Systems, locate 1.13; Republic, Feb liquor 5,334.71; Sam's Discover, paper products 122.48; Sanitation Products Inc, sweeper parts 1,602.00; Sioux Falls Two-Way, battery 23.94; Titan Machinery, cutting edge 967.43; Verizon Wireless, cell phones 191.72; Vogt, Brown, Merry & Hammer, March retainer 2,000; Xcel Energy, street lights/electricity 4669.26. **Library Board Claims:** Baker & Taylor, books 49.59; Child's Play, books 99.76; Gale Group, books 406.97; Ingram Library Services, books 70.80; Madison Sewing Center, vacuum repair 132.00; MicroMarketing, books/DVD's 200.21; Paul J. Strawhecker, initial fundraising payment 7,500.00; Sam's Club/Discover, book's, office supplies 86.31; Western Books, books 786.30.

Claims Rejected: None.

Salaries of Officers and Employees: The Policy and Procedures Committee had recommended two plans for the council to consider regarding pay increases for all city employees. Both plans include the need for reviews to be conducted by department heads with the city administrator ensuring a plan be in place to evaluate and score employees. The city council will have approval of all evaluation tools to be used.

Plan One - Merit increase only without a cost of living adjustment (COLA).

Merit increase range of 0-6%.

Roll rate of 3-4% to be determined by City Council.

Roll rate to coincide with annual budget for salary increases.

Plan Two – Locked COLA increase of 2% annually – non-negotiable.

Merit increase range of 0-4%.

Roll Rate of 2-3% to be determined by City Council.

Motion by Testerman to approve Plan Two with a merit increase possible of 4% to be effective

April 1, 2010. Motion seconded by Sommerfeld. Motion carried 7-0.

Deposit and Investment Policies: The 2009 Annual Financial report has been completed by Aleene Williams of East, Vander Woude, Grant & Company and was presented to the board for their review by Finance Officer Kerzman. There are some deficiencies that were noted and will be resolved for future transactions. The report in its entirety is available at city hall. Motion by Paul to accept the report. Second by Sommerfeld. Motion carried 7-0. Kerzman again suggested the need for an Investment Policy and was directed to pursue the implementation.

Resolutions and Ordinances: Resolution #03-15-10-10 – Allows the filing of an application for financial assistance from Consolidated Water Facilities Construction Program for the construction of 15th Street Improvements. Motion by Downs to approve. Followed by a second by Probst. Motion carried 7-0.

RESOLUTION #03-15-10-10
CWFCP Funding Application Sponsorship

WHEREAS, the City of Dell Rapids has determined a need for the 15th Street Improvements project; and **WHEREAS**, financial assistance will be necessary to enable the City to construct these improvements; and **WHEREAS**, the City Council desires funding assistance from the Consolidated Water Facilities Construction Program of the South Dakota Department of Environment & Natural Resources for this improvement; **NOW, THEREFORE, BE IT RESOLVED** the City Council hereby authorizes the filing of an application, including all understandings and assurances contained therein, for the Consolidated Grant Program, and hereby designates the Mayor to act as signatory in connection with the applications, grant agreement, payment requests, and other required forms, and to provide such additional information as may be required by the State of South Dakota.

Dated at Dell Rapids, South Dakota this 15th day of March, 2010.

FOR THE GOVERNING BODY OF THE
CITY OF DELL RAPIDS, SOUTH DAKOTA

By _____
Scott Fiegen, Mayor

ATTEST:

By _____
LeAnn Kerzman, Finance Officer

First Reading of Ordinance #736 – An Ordinance to amend the Garbage and Refuse Ordinance to establish rates by Resolution instead of by Ordinance. Motion by Sommerfeld to approve. Second by Downs.

ORDINANCE 736

AN ORDINANCE OF THE CITY OF DELL RAPIDS, SOUTH DAKOTA, PROVIDING THAT THE REVISED ORDINANCES OF THE CITY OF DELL RAPIDS, SOUTH DAKOTA, BE AMENDED BY REVISING THE GARBAGE AND REFUSE ORDINANCE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DELL RAPIDS, SOUTH DAKOTA:

Section 1. That Sec. 11-18 of the Revised Ordinances of the City of Dell Rapids, South Dakota, be amended to read as follows:

“Sec. 11-18. Rates for use.

Each individual, firm or business desiring to make use of any rubble site area shall pay to the city or its authorized agent the appropriate fee according to the rate schedule from time to time adopted by the city council.”

Dated at Dell Rapids, South Dakota this 5th day of April, 2010.

FOR THE GOVERNING BODY OF THE
CITY OF DELL RAPIDS, SOUTH DAKOTA

By _____
Scott Fiegen, Mayor

Attest:

By _____
LeAnn Kerzman, Finance Officer

First Reading of Ordinance #737 – An Ordinance to amend Park & Recreation ordinance to establish rates by Resolution instead of by Ordinance. Motion by Downs to approve. Second by Testerman. Motion carried 7-0.

ORDINANCE 737

AN ORDINANCE OF THE CITY OF DELL RAPIDS, SOUTH DAKOTA, PROVIDING THAT THE REVISED ORDINANCES OF THE CITY OF DELL RAPIDS, SOUTH DAKOTA, BE AMENDED BY REVISING THE PARKS AND RECREATION ORDINANCE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DELL RAPIDS, SOUTH DAKOTA:

Section 1. That Sec. 15.5-75, Item (2) of the Revised Ordinances of the City of Dell Rapids, South Dakota, be amended to read as follows:

Sec. 15.5-75 Camping in city campground

“(2) Daily non-refundable camping fees shall be paid according to the rate schedule from time to time adopted by the city council.”

Dated at Dell Rapids, South Dakota this 5th day of April, 2010.

FOR THE GOVERNING BODY OF THE
CITY OF DELL RAPIDS, SOUTH DAKOTA

By _____
Scott Fiegen, Mayor

Attest:

By _____
LeAnn Kerzman, Finance Officer

Visitors to be heard: None.

Certificates of Election – Mayor Fiegen read and presented Certificates of Election to John Paul (Ward 2) and Carrie Probst (Ward 3) for two year terms as Alderman for their wards. Each had submitted a petition and was unopposed.

Planning Commission – Mayor Fiegen appointed Chris Mullaney to serve on the Planning Commission until a replacement can be found in her stead. Motion by Sommerfeld to accept the nomination. Seconded by Probst. Motion carried 7-0.

Law Enforcement Contract - Minnehaha County Sheriff's Department contract for law enforcement services for the 2010 fiscal year has been reviewed by Hammer and found to be acceptable. Contract includes 160 hours per week for a yearly rate of \$224,640 less \$10,000 for the use of a city office. Motion by Probst to approve. Second made by Paul. Motion carried 7-0.

Library Board Report - Testerman reported on the finalized contract entered into with Paul Strawhecker, Inc of Omaha, NE for a capital fund-raising campaign for the expansion of the Carnegie Library. Several community members will be recruited as assistant fundraisers and workers on a volunteer basis. There is not a promise of dollars to be raised but application will be made to 10 plus opportunities for funds while the board did retain the right to cancel with a 60 day notice.

City Administrators Report – Martin reported on:

- Information exchange with by Tom Ludens following the school board meeting. Concerns were raised regarding future traffic on 12th and 14th Streets and who pays for accommodations,
- Fire station building planning meeting on Wednesday, March 17th.
- Chamber of Commerce meeting was held and Kelly Krogstad was again elected as President. Easter Egg Hunt plans are in motion.
- Community Outreach Flood meeting to be held on Wednesday, March 17th at 2 p.m. at the Renner Fire Station. Current flood levels within the Dell Rapids community are being monitored.

Motion made by Paul to adjourn. Seconded by Downs. Motion carried, 7-0 at 8:16 p.m. Meeting adjourned.

Mayor Fiegen called the assembly to order at 8:18 p.m. to meet as the Equalization Board for the purpose of equalizing all property tax assessments. The board remains in session pending the first objection to be heard at 6 p.m. on Tuesday, March 16, 2010.

Scott Fiegen, Mayor

LeAnn Kerzman, Finance Officer