

DELL RAPIDS CITY COUNCIL MINUTES

Monday, April 18, 2011 at 7:00 p.m.

The regular meeting of the Dell Rapids City Council was called to order by Mayor Scott Fiegen at 7:03 p.m. at the Dell Rapids City Council Chambers. The Pledge of Allegiance was recited and roll was taken finding the following Council Members present including: Mayor Scott Fiegen, President Mark Downs, Vice-President Carrie Testerman, Todd Wiebenga, Carrie Probst and Doug Grovenburg. Absent: Keith DeLange, John Paul and David Sommerfeld. Staff Present: City Administrator, Justin Weiland, City Attorney, Dean Hammer and Finance Officer, LeAnn Kerzman.

Agenda: Testerman moved and Probst seconded approval. Motion carried unanimously.

Minutes: Probst moved and Downs seconded to approve the April 4, 2011 regular city council meeting minutes. Motion carried unanimously.

Claims Approved: Testerman moved and Grovenburg seconded to approve the following claims as presented. Motion carried unanimously.

Argus Leader, publishing 452.33; Bryan Rock Products, ball diamond lime 2213.86; Bunkers Oil, fuel 3497.97; City of Sioux Falls, water testing 126.54; Dakota Beverage, malt 18,082.95; Dell Rapids Lumber, lumber 53.28; Dells Electric, lift station repair/modem install 959.63; Golden West, telecommunications 598.89; Hahn Handyman, snow removal 50.00; Hoogendoorn Construction, fire station #5 114,454.00; Instrument Control Systems, lift station repair/modem install 4486.17; Johnson Brothers, liquor 7385.52; KMWF & Assoc., 2009 audit 2000.00; LG Everist, gravel 1488.35; Linweld, tank rental 29.76; Mas Media Design, logo design 360.00; SD Dept of Revenue, sales tax 21.21; SD Finance Assoc., school registration 150.00; S E H, fire station engineering 187.12; T & C, propane 8.75; Vogt, Brown, Merry & Hammer, retainer 2000.00; Xcel Energy, street lights/electricity 4345.59.

Claims Approved for Payment by Other Municipal Boards – Library Board Claims: Argus Leader, subscription 156.61; Baker & Taylor Books, 14 books 120.61; Dustex, rug service 10.15; Golden West, telecommunications 174.39; Ingram Library Services, 6 books 129.79; Kent Adhesive Products, book repair supplies 192.12; Landmark Audiobooks, semi-annual lease 636.00; Learning Opportunities, 3 books 10.97; Library Journal, subscription 157.99; Micromarketing, 1 DVD 10.46; Modern Woodmen, raffle ticket sales matching funds 2515.00; Penworthy, 25 CD's 11.50; Pumpkin Books, 60 books in sets 782.09.

Treasurer's Report: A recap of all income and expenses, since the last meeting, were presented to the council for their review.

Visitors to be heard: None.

OUTDOOR EVENT PERMIT – Crazy Days: Katie Luttmann, owner of Pretty Please Boutique, was present to request approval to conduct a Crazy Days event on Saturday, June 11 from 9 a.m. to 3 p.m. on 4th Street from Norby's to Orleans Avenue. The businesses in that area met and agreed to host the event. They will also be selling both spaces for additional vendors to join them with any profit from booth sales being donated to the local food pantry. Downs moved and Testerman seconded approving the permit and waive the permit fee. Motion carried unanimously. The council thanked Luttmann and the other business for taking the initiative to plan and organize the event.

OLD BUSINESS: Dell Rapids Fire and Rescue Station – Hoogendoorn Construction Pay Request #5: Hoogendoorn Construction is requesting payment for work performed through

March 31, 2011 in the amount of \$114,454.00. Downs moved and Wiebenga seconded the approval of the request in the amount of \$114,844.35. Motion carried unanimously.

SECOND READING OF ORDINANCE #744 – Wastewater Rate Increase: Probst moved and Wiebenga seconded the second reading of the ordinance. Roll call. Motion carried unanimously.

ORDINANCE 744

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 APPENDIX B OF THE UTILITIES RATE SCHEDULE; PROVIDING AN INCREASE TO SEWER RATES, EFFECTIVE JUNE 1, 2011.

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

Section 1. That Section (a) of Appendix B of the Utilities Rate Schedule of the Revised Ordinances of the City of Dell Rapids, South Dakota, is hereby amended to read as follows:

“(a) Effective on the June 1, 2011, sewer billing, residential and commercial users are considered to be one (1) class of user and are assessed the following rates on a per user or per location basis:

(1) Thirteen dollars and twelve cents (\$13.12) minimum monthly charge and three dollars and seventy-three cents (\$3.73) per each one thousand (1,000) gallons of water or part thereof metered to the location per month. However, the sewer charge for residential users for the June 1, July 1, August 1, September 1, October 1 and November 1 sewer billings shall be computed based upon the average sewer usage for the preceding December 1, January 1, February 1, March 1, April 1 and May 1 sewer billings.”

Adopted this 18th day of April, 2011

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

By /s/ Scott Fiegen, Mayor

ATTEST:

By /s/ LeAnn Kerzman, Finance Officer

SECOND READING OF ORDINANCE #745 – Fines for Parking Violations: Downs moved and Probst seconded the approval of the Ordinance #745. Roll call. Motion carried unanimously.

ORDINANCE 745

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 FINES FOR PARKING VIOLATIONS.

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

Section 1. That paragraph (a) of Sec. 20-268 of the Revised Ordinances of the City of Dell Rapids, South Dakota, be amended to read as follows:

“Sec. 20-268. Penalty provision and costs.

Unless otherwise specifically provided in the code of ordinances of the city, the following shall constitute the penalties hereby established for violation of any ordinance pertaining to parking, or snow routes or removal:

- (1) Overtime parking in violation of any sign or lawful order of any law enforcement officer \$15.00
- (2) Double parking in violation of the applicable ordinance or lawful order of any law enforcement officer 15.00

- (3) Prohibited and/or restricted parking, in violation of the applicable ordinance or lawful order of any law enforcement officer 15.00
- (4) Restricted parking on Fourth Street in violation of section 20-255(9)..... 25.00
- (5) Parking on a snow route in violation of section 20-267 25.00
- (6) Obstructing snow removal and street cleaning in violation of the applicable ordinance or lawful order of any law enforcement officer..... 25.00”

Dated at Dell Rapids, South Dakota this 18th day of April, 2011.

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

By /s/ Scott Fiegen, Mayor

Attest:

By /s/ LeAnn Kerzman, Finance Officer

NEW BUSINESS: First Reading of Ordinance #746 – Water and Wastewater Billing and Delinquency Fee Increase: An ordinance to amend the existing late fee for water and wastewater from 1.5% to a flat fee of \$5.00 per month if paid after the 20th. Downs moved and Testerman seconded. Motion carried unanimously.

First Reading of Ordinance #747 – A Change to Water Rates Pumped and Delivered to Locations Outside of City Limits: An ordinance to reduce the rate of the first 50,000 gallons of water sold outside of city limits to base of \$9.16 plus \$4.18 for each 1,000 gallons. All usage over 50,000 gallons billed at a rate of \$6.49 per 1,000 gallons. Probst moved and Grovenburg seconded. Motion carried unanimously.

Arbor Day Proclamation: Mayor Fiegen signed and declared Friday, April 29, 2011 as Arbor Day.

Hire Seasonal Positions: Weiland presented the council with the summer seasonal employees recommended by their direct supervisors. Downs moved and Probst seconded the hiring. Motion carried unanimously.

Pool – Guards: Eddy, Julie \$8.55; Gee, Austin \$8.00; Kohnen, Samantha \$9.10; Potrament, Nicole \$8.50; Reecy, Kiley \$7.50; Rinehard, McKenzie \$7.50; Rueb, Marisa \$8.80; Schlaikjer, Brittney \$7.50; Schnieders, Krista \$8.00; Steineke, Brittni \$8.25; Steineke, Samantha \$7.50; Wiebenga, Morgan \$9.10.

Pool - Office Clerk – Eddy, Karen \$7.25; Haak, Emily \$7.25; Hansen, Amanda \$7.25; Hansen, Weston \$7.25; Hogle, Morgan \$7.25; Kerzman, Spencer \$7.25; Utech, Lexy \$7.25.

Public Works – Geraetes, Thomas \$8.00; Hegge, Evan \$9.27; Koch, Brandon \$8.00.

Administrators Report: Weiland reported to the council -

- 15th Street Progress – contracts are being reviewed and SDDOT has given their approval of the bid award. Verbal approval has been received by SD DENR but awaiting written confirmation prior to setting pre-construction meeting.
- Zoning Ordinance Update with Planning and Zoning – P & Z meets again on Tuesday, April 26th. They are close to completing a revised set of Ordinances to present to the council.
- Pool rates – Manager Andrea Petrik prepared a comparison of area pool rates in comparison to the current rates for Dell Rapids. The council reviewed.

- Assistant Manager Palmer has been registered to attend Certified Pool Operator class.
- Dell Rapids Economic Development Corporation – They have an option for a land purchase and will be coming forward to the council at a future meeting to present their plans and request for funding assistance. Expected at May 2 meeting.

Downs moved and Grovenburg seconded to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 7:55 p.m.

LeAnn Kerzman
Finance Officer