

DELL RAPIDS CITY COUNCIL MINUTES

Monday, April 18, 2016 at 7:30 p.m.

Mayor Scott Fiegen called the Dell Rapids City Council meeting to order at 7:30 p.m. at the City Hall Council Chambers. The Roll was called finding the following members present: Mike Geraets, Mike Sterud, Mary Klockman, Mark Crisp, Tom Earley, and Gary Haak.

Staff present: Administrator Justin Weiland, Finance Officer Claire Baartman, and City Attorney Dean Hammer

Absent: Lee Burggraff and Dave Sommerfeld

Community Members Present (who addressed the Council):

Kurt Froening of Novak Sanitary Service

Peter and Joan Rasmusson of Rasmusson Properties LLC.

Teri Fiegen of 203 E 4th St. Dell Rapids, SD

Pledge of Allegiance was recited.

Approval of Agenda: Mayor Fiegen requested that # 7 Fiegend be changed to Fiegen. Earley motioned to approve the agenda, seconded by Haak. Motion carried.

Approval of Minutes April 4, 2016 Regular Session: Geraets requested to change the Old 77 Drainage issue – Resident Request – boring under 7th street to 8th street. Geraets moved to approve the Minutes of the April 4, 2016 Council meeting with the proposed change, seconded by Haak. Motion carried.

Visitors to be Heard: None

Outdoor Event Permit – Golden West 100th Anniversary – July 31st in City Park

Golden West is requesting to use the park on July 31st to celebrate their 100th Anniversary. They will be having an open to the public community picnic. They will be using the picnic shelter and will have a trailer that displays the Golden West history. Haak motioned to approve the Outdoor Even Permit to Golden West, seconded by Klockman. Motion carried.

Plat of Lots 2, 3, 4, 5 and 6 of Fiegen Development Park Addition to the City of Dell Rapids, Minnehaha County, South Dakota

This plat reflects the division of lots north of the Midwest Fresh 10 acre parcel up to Centennial Avenue. Earley motioned to approve the Plat of Lots 2, 3, 4, 5, and 6 of Fiegen Development Park Addition, seconded by Klockman. Motion carried.

Housing Study Presentation – Community Partners Research

Steve Greisert with Community Partners Research presented to the council the housing study results. The study and results are available at City Hall for review. No action was taken.

Old Business

Ordinance 829: Zoning Ordinance Section 10, B-2: General Business District 10.01 Permitted Uses: Contractor's Shop/Storage Yard – Second Reading and Adoption

Recommend the Council not approve the second reading and adoption of Ordinance 829 as these types of uses require further review based on circumstances such as location, surrounding neighborhood, type of business, etc. This is to protect neighboring property owners and allows for the public hearing process. Further, it is the Zoning Administrator's opinion that a use such as Contractor's Shop, which has

a broad range of possibilities for subcategories of use within the definition, can be sold as such and as long as the new owner continues the use the property as a contractor shop there would be no need to apply for a new Conditional Use permit. However, if the use changes, at that point a new application would be necessary. Crisp moved to deny the second reading and adoption of Ordinance 829, seconded by Earley. Roll Call Vote: Geraets – Aye, Sterud – Aye, Klockman – Aye, Crisp – Aye, Earley – Aye, Haak – Aye. Motion carried.

Ordinance 830: Zoning Ordinance Section 11, I-1: Light Industrial District 11.01 Permitted Uses: Motor Vehicle Repair Shop – Second Reading and Adoption

This proposed amendment would move the Motor Vehicle Repair Shop use from a Conditional Use to a Permitted Use in an I-1: Light Industrial District. Crisp moved to approve, seconded by Haak. Roll Call Vote: Geraets – Aye, Sterud – Aye, Klockman – Aye, Crisp – Aye, Earley – Aye, Haak – Aye. Motion carried.

10th Street Project

1.) Property Owner Agreement – Rasmusson Properties LLC.

Peter and Joan Rasmusson requested that the entire body of the Council consider their proposed amendment to the 10th Street agreement rather than the Finance and Utilities Committee. Peter and Joan addressed the council with the amendments to defer the assessment for the 10th Street improvement on the eastern most lot of their property – to be treated the same as the other two property owners that received a deferment on their undeveloped land (consistency). Haak motioned to table the issue until the May 2nd meeting, seconded by Klockman. Motion carried.

2.) Extend Sewer Replacement East to Iowa Avenue

Recommend that the City include the water and sewer main east to Iowa Avenue on the 10th Street project plans. The benefit of the increased depth of the sewer and the DENR grant are the justification for the sewer. The water is justified because of the age and condition of the pipe and the fact that 60% of the street surfacing will be excavated. Crisp motioned to approve the extended sewer replacement east to Iowa, seconded by Haak. Motion carried.

New Business

April 12th Municipal Election – Canvas Votes

The Council (less any candidates) serves as the canvassing board. The Canvassing Board is to review the poll books to ensure authenticity and place signatures upon the election results abstract. Earley motioned to declare the results (Ward 4 Councilman – James Borchert - 76; Lee Burggraaf – 39. Re-Zone Referendum – Yes 204; No 148), Seconded by Geraets. Motion carried.

Resolution 2016-09: Sales Tax Commitment for the Sale of Bonds to Fund Quartzite Street.

For the Council's consideration, this sales tax resolution commits/pledges City Sales Tax dollars to the construction of Quartzite Street. This will create an annual obligation of sales tax towards the repayment of this bond until it is paid in full. The full details of this Resolution can be found at City Hall. Geraets motioned to approve Resolution 2016-09, seconded by Earley. Motion carried.

Personnel – Summer Seasonal Positions: Lifeguards and Basket Clerks

Recommend the Council approve Lifeguards and Basket Clerks as follows:

Lifeguards: Kiah Schumacher (WSI) Head Lifeguard (Returning)\$9.50; Mara Adams (WSI) (Returning) \$9.25; Maykaylah Miller (WSI) (Returning)\$9.25; Kiley Reecy (Emergency Fill In)(Returning)\$9.25; Haley Michel (admission clerk last year) \$9.00; Adyn Heinrich (New) \$9.00; Drew Wood (Admission Clerk last

Year) \$9.00; Trinity Gordon (New) \$ 9.00; Sara Van Regenmorter (New) \$9.00; Ariel Hoffman (New) \$9.00; Cheyenne Adams (New) \$9.00. Admission Clerks: Kendra Drew (Returning)\$ 8.75; Mikayla Denoon (Returning) \$8.75; Carson Rentz (New) \$8.50; Tyler Wood (New) \$8.50; Cassandra Geraets (New) \$8.50; Luke Reecy (New) \$8.50; Elly Sue Schultz (New)\$8.50; Kade Gruis (New)\$8.50. Earley motioned to approve the Lifeguards and Basket Clerks as listed, seconded by Klockman. Motion carried.

Library Board – Approve Board Appointments

Recommend the Council approve the recommendations of the Library Boards to appoint Amy Holm (1st Term), Michelle Heiberger (1st Term), and James Borchert (2nd Term). Crisp motioned to approve, seconded by Haak. Motion carried.

Resolution 2016-08: DOT Agreement for Planning Study

Klockman motioned to approve the Mayor’s signature of the Transportation Planning Study, seconded by Sterud. Motion carried.

RESOLUTION NO. 2016-08

RESOLUTION AUTHORIZING COMMITMENT AND SIGNATURE AUTHORIZATION FOR THE SOUTH DAKOTA DEPARTMENT OF TRANSPORATION, TRANSPORTATION PLANNING STUDY

WHEREAS, the City of Dell Rapids has applied for and received the award to be reimbursed to conduct a Transportation Master Plan Study; and

WHEREAS, the City Council through the adoption of the 2017 annual budget and other associated action approves of this study, the studies budget and funding commitment necessary to complete the study; and

NOW THEREFORE BE IT RESOLVED that based on previous action, discussion and the approval of the match requirements, it is affirmed that the Mayor was in the past, and shall continue to be authorized to sign all documents associated with the project’s contracts and grant requirements.

Adopted at Dell Rapids, South Dakota, this 18th day of April 2016.

APPROVED:

Mayor Scott Fiegen

City of Dell Rapids

(Seal)

Attest: _____

Claire Baartman, Finance Officer

Campground Improvements – Former Tractor Pull Area – Discuss Plans for Improvements:

Councilman Geraets requested the Council discuss starting to make improvements within the former tractor pull area for the purpose of establishing a campground. Conversation ensued on where to begin with the improvements. It was decided to look into the tree line keep/remove, drainage, electrical, water, and sewer. No action was taken.

Ordinance 20-133 Truck Routes – Discuss Repeal of Ordinance

Mayor Fiegen has requested that the Council discuss the repeal of the current Truck Route ordinance. Mayor Fiegen has been trying for many years to have the truck route more strictly and consistently enforced. In the past few weeks the Deputies have been highly enforcing the Ordinance; however, it is a concern that given some time the enforcement will again loosen. The Council discussed possible options, including an alternative route, different signage (although what the City has currently is legally adequate), and the effect of abolishing the Ordinance all together. Kurt Froening of Novak Sanitary Service asked to address the council concerning a driver of one of his trucks. Mr. Froening asked for consistency in enforcement as to avoid future issues. It was decided to hand over the discussion to the new Policies and Procedures Committee that will be formed at the May 2nd meeting. No action was taken.

Mayoral Proclamation Arbor Day, April 29th

Mayor Fiegen formerly declared April 29th, 2061 Arbor Day.

Cemetery Veterans Markers Request – Teri Fiegen

Teri Fiegen is requesting the Council consider a contribution of \$500 to help replace missing veteran markers in the cemetery. Mrs. Fiegen has received a commitment of \$1,000 from the American Legion and is requesting further assistance from other businesses and individuals in Dell Rapids. Crisp motioned to approve the \$500 donation, seconded by Haak. Motion carried. Mrs. Fiegen thanked the Council.

Claims Payable

Earley motioned to approve the Claims, seconded by Haak. Motion carried.

A&B BUSINESS SOULTIONS	APRIL BILLING - COPIER	GENERAL FUND	73.04
A-OX WELDING SUPPLY COMPANY, INC	MARCH CYL RENTAL	GENERAL FUND	27.41
ADVANCED SYSTEMS INC	LIBRARY COPIER CONTRACT	GENERAL FUND	24.49
ARGUS LEADER	MARCH PUBLICATION BILL	GENERAL FUND	717.85
	MARCH PUBLICATION BILL	LIQUOR FUND	23.2
ARGUS LEADER MEDIA	LIB RENEWAL 3/01/16-2/28/1	GENERAL FUND	225.55
BADGER METER INC	1ST QTR CHRG + 2016 RENEWAL	WATER FUND	1158
BEAL DISTRIBUTING, INC	MARCH MALT	LIQUOR FUND	32,712.81
BORNS GROUP	MARCH UTILITY BILLING	WATER FUND	402.4
	MARCH UTILITY BILLING	WASTEWATER FUND	402.4
BUNKERS OIL CO	0LEAD709@2.019/DIESEL790@1	GENERAL FUND	1,231.60
	0LEAD709@2.019/DIESEL790@1	WATER FUND	715.74
	0LEAD709@2.019/DIESEL790@1	WASTEWATER FUND	715.74
CITY OF SIOUX FALLS HEALTH DEPARTMENT	1ST QTR WATER TEST	WATER FUND	246.5

COAST TO COAST SOLUTIONS	SUMMER READING SUPPLIES	GENERAL FUND	579.11
COUNTY FAIR FOODS, INC	MAYORS DINNER	GENERAL FUND	65.9
DAKOTA BEVERAGE CO, INC.	MARCH MALT	LIQUOR FUND	23,446.89
DAKOTA PUMP & CONTROL CO, INC	SEWER R&M	WASTEWATER FUND	8,230.37
DAKOTA TECHNOLOGY CONSULTING	MARCH MANAGED SERVICES	GENERAL FUND	891.99
DELL RAPIDS ACE	SNOW BLOWER PARTS	GENERAL FUND	22.28
	WATER SUPPLIES	WATER FUND	24.19
		EQUIPMENT	
DELL RAPIDS CUSTOM TRAILERS, INC.	BLACK TRAILER + BALL MOUNT	REPLACEM	4,949.95
DELL RAPIDS LUMBER COMPANY	STREET SUPPLIES	GENERAL FUND	39.18
DELLS ELECTRIC, INC	WATER SUPPLIES	WATER FUND	31.68
DELLS FARM & TIRE	TIRE AND TUBE	GENERAL FUND	25
DIAMOND LAKE BOOK CO	BOOKS	GENERAL FUND	267.56
DJ'S MOWING SERVICE	2015 MOWING 713 E 8TH	GENERAL FUND	520
EFTPS	PAYROLL WITHHOLDING	GENERAL FUND	3,892.39
	PAYROLL WITHHOLDING	WATER FUND	943.04
	PAYROLL WITHHOLDING	WASTEWATER FUND	943.09
FIRST NATIONAL BANK	2ND QTR LOAN PMTS	WATER FUND	38,665.64
	2ND QTR LOAN PMTS	WASTEWATER FUND	79,824.22
FOX, JERALD	ELECT: 18 HRS @ \$10	GENERAL FUND	180
FOX, MARY	ELECT: 15 HRS @ \$10	GENERAL FUND	150
GARBAGE N MORE	APRIL GARBAGE SERVICE	GENERAL FUND	75
GOLDEN WEST TELECOMMUNICATIONS	MARCH TELE. BILL	GENERAL FUND	431.16
	MARCH TELE. BILL	LIQUOR FUND	46.23
	MARCH TELE. BILL	WATER FUND	172.06
	MARCH TELE. BILL	WASTEWATER FUND	212.96
GOVERNOR'S OFFICE OF ECONOMIC DEVELOPM	GOED CONFERENCE + BANQUET	GENERAL FUND	195
GRUIS, KARLA	CLEAN 32 HRS	GENERAL FUND	640
GUMDROP BOOKS	68 BOOKS	GENERAL FUND	1,063.03
ICAP, INC	MARCH ICAP EXPENSE	GENERAL FUND	3,922.10
INGRAM LIBRARY SERVICES	14 BOOKS	GENERAL FUND	361.61
JOHNSON BROTHERS FAMOUS BRANDS INC	MARCH LIQUOR	LIQUOR FUND	14,177.79
LACEY'S PORTABLE RESTROOMS & ROLL OFFS	PORTABLE REST. PARKS	GENERAL FUND	625
LG EVERIST, INC	STREET SUPPLIES	GENERAL FUND	597.48
LINWELD, INC	STREET SUPPLIES	GENERAL FUND	42.78
M & T FIRE AND SAFETY, INC.	WATER SUPPLIES FREIGHT	WATER FUND	22.11
MICROMARKETING LLC	21 AUDIO VISUAL	GENERAL FUND	391.95
MIDAMERICAN ENERGY COMPANY	UTILITY	GENERAL FUND	430.9
	UTILITY	WATER FUND	31.27
	UTILITY	WASTEWATER FUND	31.26
MIDWEST ALARM	MAY PUMP STATION	WASTEWATER FUND	30.38
MINNEHAHA COMMUNITY WATER, CORP	MARCH SHOP WATER	GENERAL FUND	13.83
	MARCH WATER 6,609 @ 1.56/1	WATER FUND	10,310.04

	MARCH SHOP WATER	WATER FUND	13.83
	MARCH SHOP WATER	WASTEWATER FUND	13.84
MITCHELL, DORIS	ELECT: 15 HRS @ \$10	GENERAL FUND	150
MITCHELL, WAYNE A	ELECT: 15 HRS @ \$10	GENERAL FUND	150
NAPA AUTO PARTS	STREET SUPPLIES	GENERAL FUND	28.25
NEOFUNDS BY NEOPOST	MARCH POSTAGE	GENERAL FUND	110
	MARCH POSTAGE	WATER FUND	45
	MARCH POSTAGE	WASTEWATER FUND	45
NEWMAN SIGNS	STREET SUPPLIES	GENERAL FUND	181.02
PENWORTHY	30 BOOKS	GENERAL FUND	409.99
PFEIFER'S	STREET SUPPLIES	GENERAL FUND	96.04
POSTMASTER	2016 PO BOX RENTAL	GENERAL FUND	46
	2016 PO BOX RENTAL	WATER FUND	46
	2016 PO BOX RENTAL	WASTEWATER FUND	46
REPUBLIC NATIONAL DISTRIBUTING CO	REPUBLIC 1ST HALF APRIL LIQU.	LIQUOR FUND	4,499.28
SANITATION PRODUCTS, INC	STREET R&M	GENERAL FUND	120
SD ONE CALL	2016 1ST QTR LOCATES	WATER FUND	49.28
	2016 1ST QTR LOCATES	WASTEWATER FUND	49.28
SD STATE TREASURER, DEPT OF REVENUE	SALES TAX	GENERAL FUND	30.3
	LOTTERY 3.16.16 - 3.31.16	LIQUOR FUND	1,106.12
SDRS SUPPLEMENTAL RETIREMENT PLAN	ROTH RETIREMENT	GENERAL FUND	145
	ROTH RETIREMENT	WATER FUND	25
	ROTH RETIREMENT	WASTEWATER FUND	25
SIOUX FALLS AREA HUMANE SOCIETY	MARCH SERVICES	GENERAL FUND	113.4
VIETOR, KAREN	ELECT: 15 HRS @ \$10	GENERAL FUND	150
VOGT, BROWN, MERRY & HAMMER	APRIL RETAINER	GENERAL FUND	1,700.00
XCEL ENERGY	UTILITY	GENERAL FUND	6835.75
	UTILITY	WATER FUND	235.62
	UTILITY	WASTEWATER FUND	63.71

Administrator Report:

WWTF – SBR Equipment Proposals – Committee Meeting/Update: The City opened proposals for the SBR Equipment on Monday April 4th. The two companies that submitted were Fluidyne and Parkson. Following the submission of the proposals it was necessary for DGR to review the proposals and also calculate the construction and operational costs for each company's equipment. It was necessary to calculate the construction costs of each basin because each company requires different sizes to treat the water effectively based on their equipment design. A larger basin means more upfront costs, but how does this factor into the equipment and O&M costs of that equipment? DGR has provided the committee and the Council with a thorough analysis of these questions. DGR is recommending the approval of Fluidyne because the tank construction is less than Parkson and annual O&M is expected to be less. The Committee met prior to the Meeting to review the proposals and agreed with DGR that Fluidyne would be the best option for the City.

SE Sewer Future Connection District – Update: The City extended a force main under the Big Sioux River, installed a lift station and installed a gravity sewer main south on Garfield Avenue. Based on the total costs of that project, the City is seeking to set up a future connection district where those properties that will benefit from this infrastructure are responsible for a percentage of the costs based on their location. The costs per acre for each service are: Area A \$450.68 per acre, Area B \$1,493.37, and Area C \$3,633.59. The properties in the district will only have to pay these connection fees if they tap onto the City's sewer line. The costs per acre for District C, closest to the recent improvements, is more than twice as high as the initial estimates. This is because of a decision to spread the costs on a more equitable basis, estimates based on the proximity to the recent infrastructure improvements, and the forcemain costs were not in the initial estimates.

Motion to adjourn at 10:03 p.m. by Haak, second by Klockman. Motion carried.