

**DELL RAPIDS CITY COUNCIL MINUTES**  
**Monday, May 16, 2011 at 7:00 p.m.**

Mayor Fiegen called the meeting to order at 7:00 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: Mayor Scott Fiegen, President Carrie Probst, Keith DeLange, Doug Grovenburg, David Sommerfeld (arrived at 7:02), Carrie Testerman and Mark Downs. Absent: Vice-President Todd Wiebenga and John Paul.  
Staff Present: Administrator, Justin Weiland, Finance Officer, LeAnn Kerzman, City Attorney, Dean Hammer.

**Approval of Agenda:** Testerman moved and Probst seconded the approval of the agenda. Motion carried unanimously.

**Minutes** – Sommerfeld moved and Downs seconded to approve the minutes of the regular council meeting held on May 2, 2011. Motion carried unanimously.

**Council Seat Appointment:** Downs moved and Sommerfeld seconded the approval of the Mayor's recommendation to appoint Doug Grovenburg to represent Ward 4 and Keith DeLange for Ward 2. Each appointment for a one year term. Motion carried unanimously. Grovenburg and DeLange swore their oath. Downs moved and Sommerfeld seconded the approval of committee appointments by the Mayor's recommendation as follows: Finance & Utility: DeLange; Policy & Procedures: Grovenburg. Motion carried unanimously.

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

A-Ox Welding, cylinder rental 21.08; Argus Leader, publishing 152.57; Argus Leader Media, subscription 155.49; Beal Distributing, April malt 22,083.74; Bierschbach Equipment, flags/supply 203.66; Bunkers Oil, fuel 4312.80; City of Sioux Falls, appliance disposal 54.00; County Fair, cleaning supply 15.74; Dakota Beverage, April malt 15,845.42; DakotaCare, health insurance 5,232.95; Dauby's Sports Center, recreation supply 343.41; Dell Rapids Lumber, chalk/lumber 281.28; Dell Rapids True Value, supply 281.24; Denny's Electric, electrical inspection/flood repair 707.31; Goldenwest, telecommunication 810.02; HD Supply, parts 533.76; Hoffman Sanitation, April dumpster 60.00; Hoogendoorn Construction, fire dept pay request #6 109,948.70; Johnson Famous Brands, April liquor 9165.08; Lacy's, 2 restrooms 150.00; LG Everist, sand 1152.09; Linweld, tank rental 12.00; MC&R Pools, CPO course/pool repair 569.22; Minnehaha County Sheriff, 2<sup>nd</sup> Qtr police service 56,468.00; Mulder Refrigeration, ice machine maintenance 210.35; NAPA Auto Parts, supply 141.95; SD Dept of Corrections, sandbagging labor 167.35; SD Dept of Revenue, April sales tax 48.27; Stan Houston Equip, gloves 78.90; Vantek, 2 radios 883.00; Verizon, cell phones 93.73; Vogt, Brown, merry & Hammer, May retainer 2000.00; Wildermuth, Paul, 2011 clothing allowance 200.00; Xcel Energy, electricity 4520.09.

**Added or Increased Salaries:** The following positions have been added since the last council meeting: Department: Public Works: Garrett Kommes, seasonal laborer \$8.00/hour. Library: new full-time position addition.

**Visitors to be heard:** None present.

**Library Board: Capital Campaign Committee** – Members of the committee were present to brief the council on the progress to-date on the expansion project. Past President JoAnn Beck presented a recap of the financial status of the project and the items to be completed. Chair of the project is now Mr. Dan Ahlers. Mayor Fiegen thanked the committee for their ‘quite impressive’ results.

**Public Hearing – Revised Zoning Regulations – First Reading:** Administrator Weiland gave a history on the progress of the revisions that the council will consider. Toby Brown from SEACOG has been assisting in the process by giving his perspective on the regional interpretation of the ordinance and assisted the Planning and Zoning board with the revisions. The intent is to eliminate ambiguity with the current ordinances and bring Dell Rapids to a uniform code position within our region. Sommerfeld moved and Probst seconded approving the first reading. Motion carried unanimously.

**Fire and Rescue Station – Pay Request #6 \$109,948.70:** Steve Robinson of S.E.H. was present to request the council approve pay request #6 in the amount of \$109,948.70. Hoogendoorn Construction has the windows in; they are pouring the concrete floor and are beginning to frame the offices. Sommerfeld moved and Testerman seconded approving the request. Motion carried unanimously.

**Fire and Rescue Station Change Order #4** – Mr. Steve Robinson continued to explain the need for Change Order number #4 for the installation of a retaining wall on the south side of the structure. He stated that on paper the design did not appear to need a retaining wall but by going on site and looking, it is obvious that there is a need for support of the hill, roadway above and power poles. S.E.H. designed two options for the council to consider:

#1 – Reinforced Concrete Retaining Wall \$59,543.79

Due to proximity of the power poles on 3<sup>rd</sup> Street, the wall would be closer to the building than originally planned. Approximately 13 feet from the south side of the building. This will likely necessitate moving the transformer from behind the building to a location near the west parking lot. Cost proposal includes moving the transformer and installing a drainage system on the south side of the building and turf restoration at the boulevard between 3<sup>rd</sup> & the retaining wall. The retaining wall includes a 28 inch high vehicle barrier on the top of the wall.

#2 – Recon Block Retaining Wall System - \$78,467.87

Stacked block retaining wall installed 20 feet from the building which would allow the transformer to remain in place. This option includes the installation of a water drainage system and the turf restoration as mentioned in option #1. Disadvantage – no vehicle barrier from 3<sup>rd</sup> Street.

The council discussed and asked questions of Mr. Robinson. Sommerfeld moved and DeLange seconded to approve the change order for Option #1. The council felt the need for the vehicle barrier was necessary for driver and pedestrian safety along 3<sup>rd</sup> Street. Motion carried unanimously.

**Sioux River Red Rock Trail – Contract Extension Discussion:** Kari Karst of Buskerud Construction was present to discuss the delays that have been encountered due to the flooding and wet conditions last fall and this spring with the installation of the recreational trail. Her best estimates place substantial completion at or around August 12<sup>th</sup> and final completion at August

26<sup>th</sup>. Lance Mayer of DGR has also been documenting the rainfall amounts and states that Buskerud does have a valid request.

**New Business: Outdoor Event Application – Quarry Days, June 24<sup>th</sup> -26<sup>th</sup> :** Application received from Loretta Mattern, Chamber Director, to again schedule Quarry Days for June 24-26<sup>th</sup> in City Parks. Events to include boat races, golf tournament, baseball games, parade, train rides, outdoor movie, vendors and car show. Sommerfeld moved and Testerman seconded approving the application and agreed to the waiving of the \$100 application fee. Motion carried unanimously.

**15<sup>th</sup> Street Engineering Agreement:** Weiland discussed with the council the need to continue the roadway improvements along 15<sup>th</sup> Street from Clark and down Garfield. In order to apply for loans and funding assistance, engineering needs to be in progress. Total estimated engineering through the entire project of \$280,000. Total rough project estimate of \$2,250,000. Probst moved and Grovenburg seconded approving the contract for services. Motion carried unanimously.

**Executive Session:** Testerman moved and Sommerfeld seconded to enter into executive session for the purpose of discussing personnel. Motion carried unanimously and the council entered executive session at 8:30 p.m. The council returned from executive session at 8:50 p.m.

Testerman moved and Probst seconded establishing one full-time equivalent position for the library and to promote from existing employees and approved the seasonal hire of Garrett Kommes for the Public Works Department, due to the notice of Evan Hegge of his inability to fill the position. Motion carried unanimously.

**City Administrators Report** – Weiland reported on the following:

- 15<sup>th</sup> Street Update – Winter Brothers is done with the installation of water line on the west side of Hwy 77. They are starting the installation of the sewer on the east side of Hwy 77 and have encountered a lot of black dirt.

**Treasurers Report** – A recap of all income and expenses, since the last meeting, were presented to the council for their review.

**Claims Approved for Payment by Other Municipal Boards** – Library Board Claims: Baker & Taylor, 1 book 9.08; Dustex, rug service 10.15; Feature Films for Families, 3 DVD's 45.80; Gale Group, 5 books 119.98; Golden West, telecommunications 173.64; Ingram Library Services, 6 books 115.32; Micromarketing, 2 DVD's 49.37; Xcel Energy, electricity 118.47.

Motion by Downs to adjourn the meeting at 9:02 p.m. Second by Probst. Motion carried unanimously. Meeting adjourned.

LeAnn Kerzman, Finance Officer