

DELL RAPIDS CITY COUNCIL MINUTES

Monday, June 18, 2012 at 7:30 p.m.

Mayor Fiegen called the meeting to order at 7:30 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: Chad Andrews, Keith DeLange, Vice-President Craig Lauritzen, Jim Rueckert, David Sommerfeld, President Carrie Testerman, Todd Wiebenga, and Mayor Scott Fiegen. Absent: Mark Downs. Staff Present: Administrator, Justin Weiland, Finance Officer, LeAnn Kerzman, City Attorney, Dean Hammer.

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

Minutes: Sommerfeld moved and Rueckert seconded to approve the minutes of the regular council meeting held on June 4, 2012. Motion carried unanimously.

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

American Fence Company, backstop replacement 4817.00; American Underground Sprinkler, repair 190.00; Argus Leader, publishing/subscription 365.15; Beal Distributing, May malt 32,088.65; Bunkers Oil, fuel 1758.00; Dakota Beverage, May malt 27,400.25; DR Ace Hardware, supplies 319.88; DR Baseball Assoc, pool concessions 738.17; DR Lumber, lumber/rental 373.84; Dells Diesel Service, repair 414.71; Dells Materials, concrete 92.00; Denny's Electric, supply/repair 482.26; Global Distributing, May malt 140.05; GoldenWest, June telecommunications 888.52; Hasler, rental 62.85; Hoffman Sanitation, trash hauling 60.00; Huewe Plumbing, Heating & AC, toilet seats 187.20; JD's House of Trophies, name plates 30.75; Johnson Brothers Famous Brands, May liquor 8404.36; Linweld, tank rentals 33.48; NAPA Auto Parts, parts 426.91; Peterson, Kelly, truck maintenance 450.00; Republic National distributing, May liquor 5381.81; Schuneman Equipment, parts 950.71; Schwebach Insurance, surety bond renewal 100.00; SD Dept of Revenue, sales tax 565.40; SD Municipal Clerks Institute, clerk school-LK 289.00; T&C Self Service, fuel 7.13; Virg's Service, service/repair 297.92; Vogt, Brown, Merry & Hammer, June retainer 2000.00.

Resolutions and Ordinances - Ordinance #762 First Reading of Amended Subdivision Regulations: Toby Brown of SEACOG was present to explain the updates and answer any questions that the subdivision ordinance makes to existing ordinances. The ordinance rescinds Ordinance No. 373 and adopts the revised subdivision regulations. Lauritzen moved to approve. Second by Andrews. Motion carried unanimously.

Resolution #2012-12 DOT Community Access Grant: Weiland presented the Community Access Grant Resolution which would allow the city to apply to the State Department of Transportation for funding up to \$200,000 to assist in the completion of the second phase of 15th Street. Sommerfeld moved to approve Resolution 2012-10. Wiebenga seconded. Motion carried unanimously.

RESOLUTION # 2012-12

DOT Community Access Grant Application

WHEREAS, the City of Dell Rapids desires assistance from the S.D. Department of Transportation Community Access Grant (CAG) Program for the purpose of completing the 2nd phase improvements to 15th Street, and
WHEREAS, the City Council hereby commits to the continued maintenance of the street, and
WHEREAS, the City Council commits to the engineering costs and the local match for the project, and
WHEREAS, the City Council acknowledges its responsibility to secure rights-of-way or easements for construction;

BE IT RESOLVED the City Council hereby authorizes the filing of a grant application, including all understandings and assurances contained therein, for the Community Access Grant, and hereby authorizes the Mayor to act in connection with the application and to provide such additional information as may be required.

Adopted this 18th day of June, 2012.

/s/ Scott Fiegen, Mayor

ATTEST: /s/ LeAnn Kerzman, Finance Officer

Resolution #2012-13 5311 Funds Transit Grant: The resolution shows support for the city to apply for state grant funds for the operation and maintenance of the city transit bus. ICAP has completed the applications forms for the city. Testerman moved to approve. DeLange seconded. Motion carried unanimously. Weiland will forward the information to ICAP so it can be submitted to the state.

**City of Dell Rapids
RESOLUTION NO. 2012-13**

Resolution to authorize the filing of an application for a grant under Section 5311 of the Surface Transportation Assistance Act.

WHEREAS, the U.S. Department of Transportation is authorized to make grants to states through the Federal Transit Administration (FTA) to support capital and operating assistance projects for nonurbanized public transportation systems Section 5311 of the Surface Transportation Assistance Act, and

WHEREAS, the South Dakota Department of Transportation, Division of Finance and Management, Office of Local Transportation Programs has been designated by the Governor to administer Section 5311; and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including provision by it of the local share of project costs;

NOW, THEREFORE, BE IT RESOLVED BY the Governing Body of the **City of Dell Rapids:**

That the **Dell Rapids City Administrator** is authorized to execute and file an application on behalf of **City of Dell Rapids (Dell Rapids Transit)** with the South Dakota Department of Transportation to aid in the financing of capital and/or operating assistance projects pursuant to Section 5311 of the Surface Transportation Assistance Act.

That the **Dell Rapids City Administrator** is authorized to furnish such additional information as SDDOT may require in connection with the application or the project.

C E R T I F I C A T E

The undersigned duly qualified and acting **Mayor** of the **City of Dell Rapids** certifies that the foregoing is a true and correct statement.

June 18, 2012

/s/ Scott Fiegen, Mayor

ATTEST: /s/ LeAnn Kerzman, Finance Officer

Visitors to be heard: None.

Public Hearing – Malt Beverage Renewal: Applications for renewal of malt beverage licensing has been received from the following for the 2012/2013 year: County Fair, Cubby's, Dells Pizza Ranch, T&C's, and T&C's Other Place. Sommerfeld moved to approve all applications and Monkey's as well if they submit for renewal with all conditions for application met. Andrews seconded. Motion carried unanimously.

Public Hearing – Special Alcoholic Beverage License for DR Chamber: Dell Rapids Chamber President Charlie Pleskac has submitted an application for a special event malt beverage license to be issued for the city parks during the Kory & the Fireflies concert and car show from June 22 to June 24. Lauritzen moved to approve the application followed by a second from Testerman. Motion carried unanimously.

Railroad Crossing Closure Discussion: Jack Parliament, President of D&I Railroad, was present to discuss any further questions that the council or community has regarding possible closing or rehabilitating railroad crossings within Dell Rapids. In order for the state to consider an application for assistance, they want to see at least one crossing closed in order to rehabilitate another. After reviewing traffic counts and discussions with businesses and some property owners, possible closure crossings

would be considered for State and Ladelle Avenues with rehabilitation considered for Beach and Washington Avenues. Public Hearing will be scheduled for the matter for the July 2, 2012, council meeting.

Library Opt Out – Approve Ballot Form: Weiland presented the ballot for review by the council and requested the approval of the format. Wiebenga moved to approve the ballot form. Sommerfeld seconded. Motion approved unanimously.

Cleaning Contract: Weiland proposed the elimination of the janitor position and contract for services for the cleaning of city hall and library buildings. Rueckert moved to eliminate the janitor position. Testerman seconded. Motion carried unanimously. Andrews moved to hire independent contractor, Lisa Magnuson at the rate she proposed. Lauritzen seconded. Motion carried unanimously.

City Administrators Report – Weiland reported on the following:

- Preconstruction meeting with Double H Paving for the Wyland Addition project will be held on June 20.
- Water meter installations are scheduled to be done July 30 to August 14 for mass completion.
- New emergency siren has been installed at the intersection of 10th and Hwy 77.
- New banners have arrived and are installed along 4th Street light poles.

Claims Approved for Payment by Other Municipal Boards – Library Board Claims: None submitted.

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

Motion by Wiebenga to adjourn the meeting. Second by Sommerfeld. Motion carried unanimously. Meeting adjourned at 8:58 p.m.

LeAnn Kerzman, Finance Officer