

DELL RAPIDS CITY COUNCIL MINUTES

Monday, August 4, 2015 at 7:30

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, Mark Crisp, Paul Miles, Lee Burggraff, Gary Haak , and Dave Sommerfeld.

Absent: Mary Klockman – arrived at 7:51

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

Pledge of Allegiance was recited.

Approval of Agenda: Burggraff motioned to approve the agenda, seconded by Miles. Motion carried.

Approval of Minutes: Geraets requested to change the following from the 7th Street to 6th Street Sewer – **Additional Request – Mergen.** “ The only way to complete this project to City standards for depth slope is to lower the manhole on 6th and to replace the sewer main east of Garfield.” Garfield should be lowa. Miles motioned to approve the minutes of the regular meeting held on July 6, 2015 with the correction, seconded by Sterud. Motion carried.

Outdoor Event Permits

A.) Church Service in Park Amphitheater – September 13th – Quarry Rock Church

The Church is requesting to hold a service in the amphitheater and utilize the area behind the amphitheater following the service for additional events. Burggraff moved to approve waiving the \$100 fee, second by Haak. Motion carried.

B.) 5k Race/kids fun run- September 19th – Revive Fitness

Revive Fitness is requesting to hold a 5k Race and Kids Fun Run based out of the City Park. The event proceeds will be donated to the Connections organization. Miles moved to approve waiving the \$100 fee, second by Burggraff. Motion carried.

C.) 5k Run/Walk – September 12th – Dell Rapids Booster Club

The Dell Rapids Booster Club is requesting to hold a 5k Run/Walk to kick off homecoming based out of the City Park. Miles moved to approve waiving the \$100 fee, second by Burggraff. Motion carried.

Visitors to be Heard: None

Old Business

Northview Drive/11th Street/10th Street Pay Request #1: \$154,433.11

H&W Contracting has submitted their first pay request for the work performed. Engineer Lance Mayer has reviewed the quantities and is recommending approval of Pay Request #1. Motion by Burggraff to approve Pay Request #1 in the amount of \$154,433.11, second by Haak. Motion carried.

Ordinance No. 818 2015 Supplemental Appropriations, Library Building Fund – Second Reading and Adoption

Recommend the Council approve the second reading and adoption of Ordinance No. 818 to transfer \$27,020.82 from the General Fund to the Library Building Fund. It is necessary to transfer the funds to cover the final costs. Sommerfeld motioned to approve the final pay request, seconded by Miles. Roll

Call Vote: Geraets – Aye, Sterud – Aye, Crisp – Aye, Miles – Aye, Burggraff – Aye, Haak – Aye, Sommerfeld – Aye.

Rickeman Field Grandstand – Consider Bid Award

Recommend the Council discuss the options for Rickeman field. Motion by Crisp the award bid to Stadium Steve for the grandstand at \$58,112.00 plus the additional costs of concrete and electrical for a total cost of \$72,000.00, second by Sommerfeld. Motion carried.

7th Street to 6th Street Sewer – Additional Request – Mergen

Kyle and Mark Mergen addressed the Council. They requested an amount of \$50,000 to complete the street/sewer project. Miles moved to abandon participation in the project and go out for bids at another time, second by Crisp. Motion tied 4-4. Roll Call Vote : Geraets – Nay, Sterud – Aye, Klockman – Aye, Crisp – Aye, Miles, Aye, Burggraff – Nay, Haak – Nay, Sommerfeld – Nay, Mayor Fiegen – Aye. Motion carried.

WWTF Plan Update – Stockwell Engineers

Jon Brown addressed the Council. He presented an overview of plans Stockwell has completed for the City to date. Jon also spoke of his background and experience and asked the council to reconsider the decision to hire DGR to complete the WWTF design. No motion was made as the item is on the agenda as an update.

New Business

Campground Policy –Reservation Refunds

Recommend the Council discuss the issue of offering full or partial refunds in extenuating circumstances. Haak motioned to refund the Letter to the Editor visitor \$75.00 for a portion of their reservation, Burggraff seconded. Motion carried 6-2.

2013 Audit – Accept Findings

Recommend the Council accept the findings of the 2013 Audit. Burggraff moved to approve, second by Haak. Motion carried.

2014 Audit – Engagement Letter – KMWF & Associates

Recommend the Council approve the letter of Engagement for KMWF to perform the 2014 audit in the amount not to exceed \$13,700.00. Burggraff moved to approve, second by Miles. Motion carried.

Claims Payable

Miles moved to approve the claims as presented, seconded by Burggraff. Motion carried.

A-OX Welding Supply Company, Inc., July cylinder rental 21.60; Adapco, Inc., mosquito spray 1,984.80; American Underground Sprinkler, Inc., repair and install 94.00; Bierschbach Equipment & Supply, water department supplies 189.40; Bunkers Oil Co., tank fee and usage fee 3,523.55; City of Dell Rapids, water bill 27,442.10; City of Sioux Falls Health Department, pool bacteria test and water test 309.20; CNHCapital, brush and gutter broom 1,920.44; Dakota Supply Group, water supplies 1,184.44; Dakotacare, health insurance 7,175.12; Dells Electric, Inc., park capacitor and amp breaker 233.59; Delta Dental, dental insurance 649.50; DGR, engineering fees 165,899.80; EFTPS, payroll withholding 7,882.99; Entringer Backhoe & Trenching, LLC, water leak repair 809.18; First Bank Card, July credit card statements 2,343.03; Big Al's Contracting, street expense 8,966.07; Claudia Schwebach, WSI reimbursement 285.00; Dell City Greenhouse, plants for parks 411.28; John Jackson, water refund 50.00; Kiah Schumacher, WSI reimbursement 285.00; Lindsey Morris, WSI reimbursement 285.00; Barbara

Lobdell, water refund 50.00; Myrl & Roy's Paving, Inc., street paving 171,734.12; John Nemmers, water refund 50.00; Amanda Starnes, water refund 50.00; Garage N More, August trash bill + extra 175.00; Geotek Engineering & Testing Services, Northview/10th street improvements 1,936.50; Gil Haugen Construction Inc., Library final pay request #10 57,688.63; Golden West Telecommunications, July phone bill 871.20; Government Finance Officers Association, 15/16 membership 160.00; Karla Gruis, City Hall and Library cleaning 640.00; Hawkins, Inc., pool supplies 232.37; ICAP, Inc., June expense 1,538.08; Interstate Power Systems, transit repair 1,426.34; Johnson Brothers Famous Brands Inc., July liquor 10,049.60; KMWF & Associates, PC 2013 Audit fee 16,500.00; Lacey's Portable Restrooms & Roll Offs, rentals and extra cleaning 2,325.00; LG Everist, street supplies and chip seal supplies 14,546.65; Mcleod's Printing & Office Supply, zoning and building permits 116.92; Midamerican Energy Company, July utility 63.55; NAPA Auto Parts, miscellaneous street supplies 238.70; Neofunds, postage 200.00; Queen City Wholesale, poo concessions 1,166.66; Republic National Distributing Co., July liquor 12,965.49; Schuneman Equipment Company, park supplies 8.05; SD State Treasurer, lottery expense 2,8565.57; SD Unemployment Insurance Division, quarter 2 unemployment expense 50.26; South Dakota Retirement System, retirement 8,101.24; Xcel Energy, July utility 4,531.89.

Administrator Report

Fuel Tank Removal Update –

The City applied to the State DENR Tank Removal Program. The City Administration plans to coordinate this tank removal and repair of the concrete with Golden West and the State DENR. Total costs of the repairs have not yet been calculated.

Joint Jurisdiction Re-Zone – Update

The City Council met on July 21st at the Minnehaha County Commission chambers for a public hearing on the Daniel Witte property west of City Limits. The County Commission passed a motion to approve the Re-zone from Commercial to RR-I and the City Council passed a motion to deny the Re-Zone request. It was decided between the two governing bodies that the City and the property owner should get attempt to come up with a common ground agreement before fully denying or approving the rezone request. The City has begun discussions with Mr. Witte prompting two options for consideration.

1.) Mr. Witte re-zone the entire almost 5 acre parcel into residential in order to match the existing Residential parcels to the north. 2) Mr. Witte signs a waiver of annexation agreement that makes the promise he wouldn't fight annexation by the City if we were to make a request in the future. Mr. Witte would also be responsible for the costs associated with connecting sewer and water utilities at that time.

The Council made the decision to deny the Re-Zone request because of the fear of future requests by the owners of the parcels to the north to Re-Zone from 5 acre parcels to 1 acre parcels. Administration proposed the Annexation agreement solution because it would allow Mr. Witte to build his home but wouldn't create a hurdle in the future if we attempt to annex. This agreement could also set a standard precedent for any future properties north of this property that wish to subdivide, therefore requiring them to sign pre-annexation agreements as well.

Meetings: Joint Minnehaha/Dell Rapids Meeting – August 25th – 9 AM; Special Budget Meeting August 18th 7:30 PM

Reminder at least 5 members of the City Council need to be present at the second floor of the Minnehaha County Administration building on Tuesday morning August 25th at 9AM. Reminder to set calendars for Tuesday, August 18th at 7:30 PM for a Special Meeting to review and discuss the Administrator's recommended Budget for 2016.

Project Updates:

1.) Northview Drive: H&W Contracting is moving along extremely well as of the drafting of this memo. It is anticipated that by the Council meeting all of the utilities on Northview Drive, 11th Street and Garfield will be completely installed including services. Crews are close to finishing sewer on 10th Street and will be installing water during the first week of August. The subcontractor for grading is scheduled to arrive the first or second week of August to prepare the streets for asphaltting. Administration has received positive comments from property owners affected by the project. H&W is providing access to properties and keeping the project sites clean and safe.

2.) CrackSeal/Chip Seal: The crack sealers were in town the last week of July and complete the sealing of Old 77 from the 4th Street intersection north to the County Line. The Chip Seal started on July 29th on Old 77. They are continuing chip sealing across town until Friday, July 31st. They will then return on Monday August 2nd to complete the Fog Seal on Old 77. Administrator Weiland has informed businesses along Old 77 that there will be disruptions to access into their properties while the fog seal cures, approximately 4 to 6 hours. The only other street related maintenance will be for the stretch of Iowa between 6th and 9th to be replaced. This is scheduled to occur when Northview Drive and Garfield is complete in Mid-August.

Motion to enter into Executive Session at 9:29 by Burggraff, second by Haak. Motion carried
Motion to exit Executive Session at 9:56 by Burggraff, second by Haak. Motion Carried

Motion to adjourn at 9.57 by Burggraff, Second by Haak. Motion carried.