

DELL RAPIDS CITY COUNCIL MINUTES

Monday, December 6, 2010 at 7:00 p.m.

The meeting was called to order by Mayor Fiegen 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 including: Mayor Scott Fiegen, President Mark Downs, Vice President Carrie Testerman, Doug Grovenburg, John Paul, Carrie Probst and David Sommerfeld. Absent: Todd Wiebenga and Dick Woolf. Staff Present: City Administrator Justin Weiland, Finance Officer LeAnn Kerzman and City Attorney Dean Hammer.

Agenda: Downs moved and Probst seconded to approve the agenda. Motion carried unanimously.

Minutes: Motion by Grovenburg second by Downs to approve the November 15, 2010 regular city council meeting minutes. Motion carried unanimously.

Board of Adjustment: The council adjourned at 7:02 p.m. and reconvened as the Board of Adjustment for the purpose of hearing a request for a variance for property owner, Joe Weinacht at 24628 475th Street or Tract 21 of Sward Addition in the East Half (E1/2) of Section 16, Township 104 North, Range 47 West of the 5th P.M. Request for a 5' (feet) setback from side property line on east side in lieu of 10' (feet) required per ordinance for a variance of 5' (feet) for the purpose of construction of a cold storage building. Weinacht has been unable to acquire additional property from the adjoining property owners and they are against the approval of the variance. The construction of the building on the existing location can be permitted but Weinacht's intent to sell the buildings separately would not allow adequate set-backs upon splitting. Sommerfeld moved and Probst seconded the denial of the request. Motion carried unanimously. The council reconvened at 7:20 p.m.

Claims Approved: Motion by Sommerfeld second by Downs to approve the following claims as presented. Motion carried unanimously.

A-Ox Welding, rental 20.46; Argus Leader, publishing 222.25; Bunkers Oil, fuel 4,999.54; Buskerud Construction, Trail 1A-1D #3 20,649.05; Cardmember service, refrigerator/supplies 597.51; Cardmember Services, safety conf 106.61; County Fair Foods, supply 7.83; DakotaCare, insurance 4632.78; DR True Value, parts/supplies 85.26; Dells Farm & Tire, windshield 170.00; Delta Dental, insurance 608.20; Dressen Custom Trailers, hitch 132.13; Entringer Backhoe, stump removal 2415.81; First National, W 2nd St #9 16,000.00; GeoTek, testing \$360.00; Golden West, Sept telecommunications 764.24; Gruis, Ben, clothing allowance 9.22; Hahn, Josh, travel reimburse 316.72; HD Supply Waterworks, parts 2179.71; Hoffman Sanitation, trash hauling 60.00; Hoogendoorn Construction, Fire Station request #1 186,008.14; ICAP, Oct busing 3602.73; Interstate Power Systems, generator maintenance 578.00; JP Cooke, pet tags 51.84; KMWF & Assoc, 2009 Audit 10,850.00; LG Everist, sand 7259.49; Mergen Concrete, curb stop repair 636.22; MidAmerican Energy, gas 235.71; Mier, Bob, travel reimbursement 316.72; Minnehaha Community Water, water 7416.16; Minnehaha County Register of Deeds, filing fee 14.00; Minnehaha County Treasurer, property tax prorated 743.68; Napa Auto Parts, parts 228.49; RDO Equipment, JD motor repair 3178.24; Sam's Discover, supplies 46.73; SD DENR, sample testing 105.00; SD Dept of Revenue, sales tax 51.50; SDML Workers Comp Fund, 2011 Fire insurance 851.00; Splitrock Landscaping & Nursery, 34 trees 3736.60; Titan Machinery, parts 2158.06; USPS, Nov presort 504.25; USPS, presort renewal 185.00; Verizon, cell service 159.68; Xcel Energy, street lights/electricity 227.86.

Added or Increased Salaries: Public Works – Diane LeBrun annual performance review \$16.33 per hour.

Claims Approved for Payment by Other Municipal Boards – Library Board Claims: Allstate Imaging Inc, ink 195.53; Baker & Taylor Books, 4 books 26.62; CDW, 3 monitors 748.11; Center Point, 1 book 24.71; DR True Value, storage boxes 11.94; Gale Group, 8 books 185.97; Ingram Library Services, 4 books 91.61; Marco, copier contract 75.00; Micromarketing, 13 DVD's/5 CD's 389.92; MidAmerican Energy, gas 159.45; Penworthy, 24 CD's 454.37; Sam's Discover, 2 books/supplies 129.06.

Added or Increased Salaries: Culture & Recreation – Motion by Grovenburg, second by Probst to hire Megan Rodgers, part-time library assistant at minimum wage of \$7.25. Motion carried unanimously.

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

Public Hearing – Retail On/Off-Sale Liquor License applications have been received from the following: Brenda's Pastry Inc d/b/a Old Dutch Inn by Tom Herding; Monkey's by Monte Martell; The Grand by Joan Rasmusson; LAMB Properties by Gregory Ammon and Municipal On/Off-Sale d/b/a Norby's. Downs moved and Paul seconded to approve the applications and offer Operating Agreements provided all regulations have been met by the applicants. Motion carried unanimously.

15th Street Project: The council listened to discussion by engineers from DGR, cemetery board representative and members of the community regarding the improvements along 15th Street. Consensus of the council is to install curb and gutter along the length of the project.

Recreational Trail: Lance Mayer of DGR informed the council regarding progress of the recreational trail in Section 1A. Backfill, seeding and sweeping have been completed. Mayer recommended approval for payment #3 in the amount of \$20,649.05. Kari Karst of Buskerud Construction was present to answer questions from the council. Downs moved and Sommerfeld seconded approval for pay request. Motion carried unanimously.

Dell Rapids Fire & Rescue Station: Request for payment #1 received from Hoogendoorn Construction Inc. in the amount of \$186,008.14. The building has been ordered and the site is awaiting it's arrival. All subgrade work will be completed prior to a financial adjustment consideration. Sommerfeld moved and Paul seconded the approval for payment. Motion carried unanimously.

Resignation Ward 2: Mayor Fiegen advised the council that he'd received a letter of resignation from Richard Woolf from Ward 2. Dick has honorably served on the council since January of 2004. Testerman moved and Probst seconded the acceptance of the resignation. Motion carried unanimously. Many thanks go out to Mr. Woolf for his years of service to his community.

Mayor Fiegen offered as an appointment for the vacated seat, Mr. Keith DeLange. Probst moved and Sommerfeld seconded the approval of the appointment. Motion carried unanimously.

Automatic Metering System – Water Department: Downs moved and Probst seconded the approval of implementing the initial purchase of a Galaxy Fixed Network Radio Frequency System for water metering. Motion carried unanimously.

Joint Election: Downs moved and Testerman seconded to hold a joint municipal/school election on April 12, 2011. Motion carried unanimously.

2010 Annual Report: Downs moved and Paul seconded approving the letter of engagement from East, Vander Woude, Grant & Company to compile the 2010 Annual Report. Motion carried unanimously.

First Reading Ordinance #742, 2010 Supplemental Appropriations Ordinance: Downs moved and Grovenburg seconded approval of the supplements to the 2010 Budget Ordinance. Motion carried unanimously.

Administrators Report: Weiland reported to the council -

- Meeting held with Craig Smith of SD DOT, DGR engineers, Schildhauer, Kerzman and Weiland regarding scheduling of planned projects.
- Excel Energy awarded an Economic Development grant of \$4,000 to the City of Dell Rapids for the moving of the water line from the side of the Garfield Ave bridge to be reinstalled with a sewer line to the west of existing with a river crossing.
- Planning & Zoning will be working with Toby from SEACOG regarding ordinance revisions.

Executive Session: Downs moved and Testerman seconded to adjourn to executive session at 8:45 p.m. for the discussion of personnel issues. The council returned from executive session at 8:55 p.m.

Grovenburg moved to approve the library board's recommendation for hiring Megan Rodgers at a rate of \$8.25 per hour as a part-time library assistant. Motion carried unanimously.

Downs moved and Probst seconded to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 8:56 p.m.

LeAnn Kerzman,
Finance Officer