

DELL RAPIDS CITY COUNCIL MINUTES

Monday, September 18th, 2017 at 7:30 p.m.

Mayor Earley 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: Barry Berg, Bob Mier, Mark Crisp, Mike Geraets, Gary Haak, James Borchert, and Bill Schmidt.

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

Absent: Mike Sterud – Arrived at 7:31p.m.

Community Members Present:

- 1.) Riley Rinehart – DGR
- 2.) Tom Pischke – Ducks Unlimited
- 3.) Joe Sneve – Dell Rapids Tribune
- 4.) Matt Larson – Big Sioux Media
- 5.) Greg Ammon – 312 E 9th St. Dell Rapids, SD 57022

Pledge of Allegiance was recited.

Approval of Agenda: Mier motioned to approve the Agenda, seconded by Schmidt. Motion carried.

Approval of Minutes September 21st 2017 Regular Session: Crisp motioned to approve the minutes of the regular session, seconded by Geraets. Motion Carried.

Visitors to be Heard: Tom Pischke provided the council with a Notice of Intent to Conduct Lotteries pursuant to SDCL 22-25-25(6). The Dell Rapids Area Chapter of Ducks Unlimited will have an annual banquet on October 30th, 2017 at the American Legion.

Public Hearing – Resolution No. 2017-10: Resolution of Assessment for Snow Removal and Vegetation Abatement This is to be considered a public hearing to adopt an assessment roll for the past years removal from sidewalks and mowing of yards in excess of the 8 inch ordinance. Greg Ammon was in attendance to contest two of his rental property utility assessments for nonpayment. He was asked if he'd be willing to meet with City staff to view the account history that justifies the assessments. Haak motioned to approve Resolution 2017-10, seconded by Mier. Motion carried.

RESOLUTION NO. 2017-10 SPECIAL ASSESSMENT ROLL

The following Special Assessment Roll is hereby caused to be made by the Governing Body of the City of Dell Rapids, South Dakota, and filed in the office of the Municipal Finance Officer of said City in conformity with the provisions of SDCL 9-43-87, as amended, in conjunction with the assessments related to past due utility service accounts and nuisance abatements associated with nuisance vegetation and snow removal, all within the City of Dell Rapids, South Dakota, as shown by the attached Exhibit "A".

The Special Assessments shown on the attached Exhibit “A” shall be payable in one installment. (SDCL 9-43-89)

Further, any assessment may be paid without interest, to the Municipal Finance Officer of the City of Dell Rapids, South Dakota, within thirty (30) days after approval by the City Council of this Special Assessment Roll. (SDCL 9-43-99)

Thereafter, any assessment shall bear interest as aforesaid, and shall be payable under statutory Plan One to the County Treasurer of Minnehaha County, South Dakota, being due January 1, 2018. (SDCL 9-43-105)

All special assessments herein levied shall constitute a continuing lien upon all real property above described until paid in full or otherwise discharged as provided by law. (SDCL 9-43-100)

Filed in the office of the Municipal Finance Officer of the City of Dell Rapids, South Dakota, on the 18th day of September 2017.

Tom Earley, Mayor

Claire Baartman, Finance Officer

(MUNICIPAL SEAL)

Old Business

WWTF – SBR Improvement Project – Pay Request #6 \$343,847.20 – KHC Construction
Crisp motioned to approve Pay Request #6, seconded by Borchert. Motion carried.

Ordinance 845 – 2018 Appropriations – Second Reading and Adoption

Schmidt motioned to approve Ordinance 845, seconded by Mier. Roll Call Vote: Berg – Aye, Sterud – Aye, Mier – Aye, Crisp – Nay, Geraets – Aye, Haak – Aye, Borchert – Aye, Schmidt – Aye. Motion carried 7-1.

Ordinance No. 846: Re-Zone Request – 720 E 5th St – Lot 19 Block 3 People’s Addition to the City of Dell Rapids, Minnehaha County, South Dakota – From R-1: Single Family Residential District to R-2: Two Family Attached District – Second Reading and Adoption

Crisp motioned to approve Ordinance 846 provided the current owners replace the sidewalk, ensure the sewer line is PVC from the sidewalk (property line) extending to the street, and the owner of the property at the time the infrastructure project takes place cannot contest to curb and gutter. Seconded by Geraets. Roll Call Vote: Berg – Aye, Sterud – Aye, Mier – Aye, Crisp – Aye, Geraets – Aye, Haak – Aye, Borchert – Aye, Schmidt – Aye. Motion carried 8-0.

WWTF SBR Project – Consider Proposal to Coat Top of ISAM Tanks The Council discussed the pros and cons of the top coat. Crisp motioned to stick with DGR’s original plan and not add that top coat, seconded by Haak. Motion carried.

New Business

Resolution 2017-11: Annexation Petition to Annex 36 acres into Fiegen Addition – Dell Rapids Economic Development Corporation

Geraets motion to annex the 36 acres in the Fiegen Addition to the City of Dell Rapids, seconded by Haak. Roll Call Vote: Berg – Aye, Sterud – Aye, Mier – Aye, Crisp – Aye, Geraets – Aye, Haak – Aye, Borchert – Aye, Schmidt – Aye. Motion carried 8-0.

RESOLUTION NO. 2017- 11

RESOLUTION ANNEXING CERTAIN CONTIGUOUS TERRITORY TO THE CITY OF DELL RAPIDS, SOUTH DAKOTA.

WHEREAS, the Dell Rapids Economic Development Corporation, has submitted a written petition requesting the annexation of the hereinafter described real property to the City of Dell Rapids, South Dakota; and WHEREAS, the City has examined said petition and explored the background thereof; and the City Council, as the governing body of said City, has found that the subject property is contiguous to the City, that the petition was signed by all of the registered voters and all of the owners of the subject property, that there is no apparent opposition to such annexation;

NOW THEREFORE, BE IT RESOLVED BY the City Council of the City of Dell Rapids, South Dakota, that

The West 1312.81 feet of the South Half of the Northwest Quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$) and the West 1562 feet of the North Half of the Southwest Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$) in Section 15, Township 104 North, Range 49 West of the 5th P.M., Minnehaha County, South Dakota, except the West 852 feet of the S $\frac{1}{2}$ of the NW $\frac{1}{4}$ and the North 1125.74 feet of the West 852 feet of the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ in Section 15, Township 104 North, Range 49 West of the 5th P.M., Minnehaha County, South Dakota and except Fiegen Development Park Addition to the City of Dell Rapids and except Tract 1 and Tract 2 of Fiegen's Addition in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 15, Township 104 North, Range 49 West of the 5th P.M., all as shown on the attached Exhibit "A,

be and the same is hereby annexed to the City of Dell Rapids, South Dakota, and the Mayor of the City is hereby authorized and directed to cause an accurate map of the property, together with a copy of this resolution, duly certified, to be recorded in the Office of the Register of Deeds of Minnehaha County, South Dakota.

Introduced by Alderman _____, seconded by Alderman _____, and on vote ____ for and ____ against, the Mayor declared the Resolution passed and adopted.

Dated this 18th day of September, 2017.

THOMAS J. EAREY
Mayor

ATTEST:
CLAIRE BAARTMAN
Municipal Finance Officer

(MUNICIPAL SEAL)

CERTIFICATE OF MAYOR OF MUNICIPALITY

I, Thomas J. Earley, the duly elected, qualified and acting Mayor of the City of Dell Rapids, South Dakota, do certify to the Register of Deeds of Minnehaha County, South Dakota, that the attached map and resolution are true and correct copies and representations of the territory annexed to the City of Dell Rapids, South Dakota thereby changing the corporate limits of the municipality, the attached map, resolution and this certificate being provided and recorded as specified by SDCL 9-4-11, as amended.

Dated this _____ day of October, 2017.

Thomas J. Earley
Mayor
City of Dell Rapids, South Dakota

(MUNICIPAL SEAL)

Plat of Lot 7 of Fiegen Development Park Addition to the City of Dell Rapids, Minnehaha County, South Dakota

Haak Motion to Plat Lot 7 of Fiegen Development Park, seconded by Mier. Motion carried.

Free Rubble Site Days / Free Technology Drop off Day – Set Dates

Borchert motioned to set the Free Rubble Site Days as October 26th, October 28th, and November 4th, with October 28th also being the free technology drop day as well, seconded by Schmidt. Motion carried.

Offsite City Council Meeting – Dell Rapids Fire Department – October 2nd 7:30 PM

Motion by Mier to hold the next Council Meeting at the Dell Rapids Fire Department, seconded by Borchert. Motion carried.

Claims Payable

Mier motioned to approve the bills, seconded by Schmidt. Motion carried.

VENDOR NAME	DESCRIPTION	FUND	AMOUNT
A&B BUSINESS SOULTIONS	SEPT BILL + USAGE	GENERAL FUND	468.1
BUNKERS OIL CO	810 GAL @ 2.009	GENERAL FUND	1,627.29
CITY OF DELL RAPIDS	WATER USAGE	GENERAL FUND	619.3
CITY OF SIOUX FALLS HEALTH DEPARTMENT	POOL TESTING	GENERAL FUND	88
DAKOTA BEVERAGE CO, INC.	MALT	LIQUOR FUND	30,940.38
DAKOTA SUPPLY GROUP	14 OZ GREASE TUBE	WATER FUND	52.18
DELL RAPIDS COOP GRAIN	LAWN CHEM. PARK SUPPLIES	GENERAL FUND	273.5
DELLS FARM & TIRE	PARK - TIRE REPAIR	GENERAL FUND	125
DIRECT AUTOMATION	AUGUST SERVICES	GENERAL FUND	1993.06
DUST-TEX SERVICES, INC	CH/LIBRARY RUG RENTAL	GENERAL FUND	86.68
ED'S PRODUCE	ED'S PRODUCE	GENERAL FUND	94.5
EFTPS	FEDERAL WITHHOLDING	GENERAL FUND	4,153.22
	FEDERAL WITHHOLDING	WATER FUND	1230.91

	FEDERAL WITHHOLDING	WASTEWATER FUND	1230.92
GARDNER MEDIA LLC	BOOKS	GENERAL FUND	140.62
GEOTEK ENGINEERING & TESTING SERVICES, GRUIS, KARLA	WWTF TESTING	WASTEWATER FUND	3,391.00
HD SUPPLY WATERWORKS	CLEAN CH/LIB	GENERAL FUND	320
ICAP, INC	BALL CORP STOP/CURB BOX	WATER FUND	737.38
INGRAM LIBRARY SERVICES	SEPT EXP/ OCT MGMT	GENERAL FUND	4,444.77
KHC CONSTRUCTION, INC.	BOOKS	GENERAL FUND	262.29
AMERICAN RED CROSS	WWTF PAY REQUEST 6	WASTEWATER FUND	343,847.20
KAESER & BLAIR, INC	2017 REG SWIM LESSONS	GENERAL FUND	300
MOREFIELD REPAIR	LIBRARY SUPPLIES	GENERAL FUND	317.83
LACEY'S PORTABLE RESTROOMS & ROLL OFFS	WINDOW REPAIR	GENERAL FUND	360.84
LINWELD, INC	VOLUNTEER PORT. REST.	GENERAL FUND	520
MC&R POOLS	AUGUST RENTAL	GENERAL FUND	52.08
MIDWEST ALARM	POOL TESTING	GENERAL FUND	256.21
	SEC ALARM - NORBY'S QTR 3	LIQUOR FUND	81
	OCT PUMP STATION	WASTEWATER FUND	30.38
MINNEHAHA COMMUNITY WATER, CORP	APP FOR WATER SERVICE	WASTEWATER FUND	1,100.00
NAPA AUTO PARTS	MISC. SUPPLIES	GENERAL FUND	323.87
REPUBLIC NATIONAL DISTRIBUTING CO	LIQUOR	LIQUOR FUND	14,052.99
SD DEPT OF TRANSPORTATION	HWY SIGN ANNUAL FEE	GROSS RECEIPTS FUN	48
SD PUBLIC HEALTH LABORATORY	SD PUBLIC HEALTH LABORATOR	WATER FUND	300
SD STATE TREASURER, DEPT OF REVENUE	REC TAX	GENERAL FUND	428.29
	LOTTERY 8-16-17 - 8-31-17	LIQUOR FUND	1,120.51
SDRS SUPPLEMENTAL RETIREMENT PLAN	ROTH RETIREMENT	GENERAL FUND	145
	ROTH RETIREMENT	WATER FUND	25
	ROTH RETIREMENT	WASTEWATER FUND	25
SIOUX FALLS AREA HUMANE SOCIETY	AUGUST SERVICES	GENERAL FUND	62.26
SOUTHERN WINE & SPIRITS OF SOUTH DAKOT	LIQUOR	LIQUOR FUND	863.28
TYLER TECHNOLOGIES	INCODE TRAINING - CB/DL	GENERAL FUND	125
	INCODE TRAINING - CB/DL	WATER FUND	62.5
	INCODE TRAINING - CB/DL	WASTEWATER FUND	62.5
VERIZON WIRELESS	AUG 8 - SEPT 7	GENERAL FUND	80.69
	AUG 8 - SEPT 7	WATER FUND	24.09
	AUG 8 - SEPT 7	WASTEWATER FUND	24.09
VOGT, BROWN, MERRY & HAMMER	SEPTEMBER RETAINER	GENERAL FUND	1900
XCEL ENERGY	UTILITY	GENERAL FUND	248.78
	UTILITY	WATER FUND	22.78

ADMINISTRATOR/FINANCE OFFICER REPORT:

A. Website Selection – Update: Administrator Weiland and Finance Officer Baartman have been reviewing various website providers for the City’s website update. The field has been narrowed down to three providers and at this point one is standing out as the lead option. Civic Live is offering a \$4,500 complete website design based on one of

their pre-formatted designs. The hosting service is \$1,200 per year and they have a content manager that is very easy to use for updating on a regular basis. Administrator Weiland plans to work with the committee to further explain these options and bring a recommendation to the Council at a meeting in October.

- B. Current Water/Waste Water Rate Community Comparison:** The Council requested for water and sewer rate comparison with other communities across South Dakota. Engineering firm AE2S conducts an annual rate survey and attached are the results from the Cities that responded. Finance Officer Baartman also reached out to communities and received additional responses that have been incorporated into the AE2S results in the attached spreadsheet. Finance Officer Baartman has placed Dell Rapids on a scale of where we are with our rates today and where we will be in 2018 after adopting new rates. The AE2S report is available for inspection by the Council as it also incorporates communities in Minnesota and North Dakota and further breaks down the rates into different categories. If the Council would like anything in further detail, please review and let staff know specifics of information you would like to see in the future.
- C. Wellmark Foundation – Healthy Hometown Initiative:** The City and the community has been approached by the Wellmark Foundation to participate in their new Healthy Hometown initiative. This is a program where Wellmark works with a committee of community members to analyze and make recommendations where improvements can be made to make your community healthier. Wellmark uses experts in fields from health and nutrition to engineering to analyze the community. Administrator Weiland met with their representative and agreed to assist in establishing a committee of 10 to 15 community members. The first meeting has been scheduled for the afternoon of October 2nd and will focus on the “walkability” of Dell Rapids. This meeting will be held at the hospital with Avera and their Administrator Scott Hargens acting as the host. Wellmark is sending an engineer from Des Moines to walk Dell Rapids and provide a multi-page report that outlines the strengths and weaknesses of Dell Rapids walkability. The report that Wellmark prepares can be used as back up to many of the grants with the DOT and Game Fish and Parks that we are currently applying for and will be applying for in the future. This is a free service that Wellmark is providing and we will be the first community in South Dakota to participate in this program. It will also serve as a great way for many different groups from the City, the School district, Chamber, etc...to get together and have discussions about the future of Dell Rapids and how it relates towards the overall health of our community.
- D. Minnehaha County Hazard Mitigation Plan – Update:** The Minnehaha County Hazard Mitigation Plan is complete and available for public inspection. All communities involved with the Hazard Mitigation plan have met over the course of 5 meetings to draft the plan and incorporate each community’s main concerns. A public hearing will be held in Sioux Falls in the coming weeks and a copy of the plan will be sent to FEMA for review and approval. Following approval from FEMA, each community will be required to adopt a Resolution accepting the Plan. It is expected that FEMA will not respond for several months because of their involvement with the recent disasters in Texas and Florida. The HMGP is a necessary plan that needs to be updated every five years to be eligible for FEMA assistance in the case of a disaster.
- E. Project Updates:**

- a.) **4th Street/15th Street – Concrete Raising:** Raise Rite, a contractor from Sioux Falls has started the process of raising sections of concrete street that have settled. Specifically areas on 4th Street on the driving lanes and sidewalk areas as well as 15th Street. Work began on the week of the 11th and will continue the week of the 18th. This method of raising sections of settled concrete is a more affordable solution compared to tearing out and re-pouring these areas. Some areas on 15th Street surrounding the sewer manholes that have failed can't be addressed through this method.
- b.) **Hwy 115 Project - Update:** The DOT has informed the City that shoulder grading for the Hwy 115 project will begin in City limits the week of the 18th. The DOT also updated the City that the interstate interchange is on schedule. Steel is scheduled to be delivered to the site on September 30th. The contractor plans to work diligently to complete and open the bridge by the completion date at the end of October. Following the completion of the interstate interchange, the contractor plans to take down the north bridge on Hwy 115. The removal of the north bridge could potentially take place before Christmas of this year.
- c.) **Paving Overlay Project - Update:** The Public Works Department has begun preparation of the areas planned for the overlay project. Specifically the PW Department began prepping the section of 3rd Street south of the railroad. During preparation the decision was made to install a culvert under 3rd Street. This work has been complete and Double H paving is planning on completing the overlay project the last week of September or first week of October.

Adjourn

Mier motioned to adjourn at 9:02 p.m., seconded by Haak. Motion carried.