

Minutes of the December 30, 2013 City Council Meeting

The Meeting of the Eureka City Council was called to order on December 30, 2013 at 5:00 p.m. by Mayor Miller in the councilroom of the Municipal Building with the following present: Mayor Miller, Councilmembers Bertsch, Billotto, Goehring, Obenauer, Regula, Weisbeck and Finance officer Ottenbacher. Also present was Jim Cremer and Ron Wager with Bantz, Gosch and Cremer, L.L.C.

A motion was made by Weisbeck and seconded by Regula to approve the agenda with the following addition: Airport Hangar. All voted Aye. Motion Carried.

Richard Sommers was a partner with Bantz, Gosch and Cremer, L.L.C. and was the City Attorney for the City of Eureka. He has recently been appointed as a circuit judge in South Dakotas Fifth Judicial Circuit. Jim Cremer and Ron Wager representing Bantz, Gosch and Cremer, L.L.C. were present to introduce themselves as future attorneys for the City of Eureka. Cremer and Wager gave a brief description of themselves and what they could do as partners for the City of Eureka. The City rate would increase to \$175.00 and would not include any litigation. The City would be billed in increments and charged mileage when needed. A motion was made by Bertsch and seconded by Weisbeck to retain Jim Cremer and Ron Wager with Bantz, Gosch and Cremer, L.L.C. as the legal counsel for the City of Eureka and continue with an hourly wage of \$175.00. Bertsch yes, Billotto yes, Goehring yes, Obenauer yes, Regula yes and Weisbeck yes. Unanimous vote. Motion Carried.

A motion was made by Bertsch and seconded by Obenauer to accept Change Order #1 for the New Wage Decision on the Phase II Project with Dahme Construction. All voted Aye. Motion Carried.

A motion was made by Bertsch and seconded by Billotto to approve CDBG Pay Request #3 for Dahme Construction. All voted Aye. Motion Carried.

A motion was made by Weisbeck and seconded by Obenauer to approve CWSRF Reimbursement for Change Order #3 for Duinick, Inc. All voted Aye. Motion Carried.

A motion as made by Regula and seconded by Billotto to approve the minutes from December 9, 2013 as presented. All voted Aye. Motion Carried.

The bill previously submitted from McPherson County Highway Department was submitted in error. The trees that the County hauled were hauled in a joint effort, along with the City of Eureka, to clean up after the storm. A motion was made by Weisbeck and seconded by Goehring to pay bills as presented. All voted Aye. Motion Carried.

December Bills

Highway Wastewater Project – Duinick, Inc., Pay Request #10 SRF Fund - \$29,995.67 and Helms & Associates Inc., Pay Request #10 SRF Fund - \$13,225.99.

December Bills – Dakota Country Store, fuel - \$1,950.20 and Lyle Signs, speed limit sign - \$42.92.

Montana Dakota Utilities would be able to install a pole and street light on the corner of K Avenue and Highway 47. There will be no charge for the installation of a 150 watt sodium vapor light on a 10 foot arm and mounted on a 35 foot pole and the rental rate would be \$20.12 per month. A motion as made by Bertsch and seconded by Obenauer to approve the installation of the light to be placed on K Avenue and Highway 47. All voted Aye. Motion Carried.

The District Meeting was tabled until the January meeting.

The City Christmas supper will be at the Prime Time Bar and Restaurant on January 8, 2013.

There was discussion involving property located at 608 7th Street and Hometown Credit Union of Ashley. Finance Officer was instructed to talk to the attorney.

The airport hangar was tabled until the January meeting.

A motion to adjourn was made by Bertsch and seconded by Billotto. All voted Aye. Motion Carried.

Lloyd L. Miller

ATTEST:

Bobbi Ottenbacher – Finance Officer